

# **Columbus City Bulletin**



**Bulletin #30  
July 26, 2014**

# Proceedings of City Council

Saturday, July 26, 2014



## SIGNING OF LEGISLATION

(Legislation was signed by Council President Andrew J. Ginther on the night of the Council meeting, Monday, July 21, 2014, by Mayor, Michael B. Coleman on Tuesday, July 22, 2014; 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

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

## Minutes - Final Columbus City Council

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

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Monday, July 21, 2014

5:00 PM

City Council Chambers, Rm 231

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### **REGULAR MEETING NO. 40 OF COLUMBUS CITY COUNCIL, MONDAY, JULY 21, 2014 at 5:00 P.M. IN COUNCIL CHAMBERS.**

#### **ROLL CALL**

**Present:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

#### **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 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

#### **COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE**

**1 C0020-2014** THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF, WEDNESDAY, JULY 16, 2014:

New Type: C1, C2  
To: Ammar Jr Inc  
DBA Ammar Jr  
972 E Hudson St  
Columbus OH 43211  
Permit #0174470

Transfer Type: D5A, D6  
To: Vindicare Management LLC  
DBA Towneplace Suites Columbus Worthington  
7272 Huntington Park Dr  
Columbus OH 43235  
From: Sage Restaurant Manager LLC  
DBA Townesplace Suites Columbus Worthington  
7272 Huntington Park Dr  
Columbus OH 43235

Permit # 92792920020

Transfer Type: C1, C2

To: Son Adam 1 LLC

DBA Kims Market

1st FI Only

1327 E Livingston Av

Columbus OH 43205

From: JJGroup Inc

DBA Kims Market

1st FI Only

1327 E Livingston Av

Columbus OH 43205

Permit # 8358538

Transfer Type: C1, C2

To: Ganpati R & H Inc

1711 Lockbourne Rd

Columbus OH 43207

From: Liya Inc

DBA Sunoco Service Station & Food Center

1711 Lockbourne Rd

Columbus OH 43207

Permit # 3030770

Advertise Date: 07/19/14

Agenda Date: 07/21/14

Return Date: 07/31/14

**Read and Filed**

The following statement was read into the record by Andrea Blevins, City Clerk:

On July 15, 2014, 497 original initiative petitions titled “The Columbus Fair Campaigns Code” were filed with my office by petitioners whose committee is comprised of Robert J. Fittrakis, Willis E. Brown, Denise A. Benning-Adeduge, Suzanne M. Patzner and Jonathon C. Beard. Upon receipt of the petitions, I consulted with the Office of the Columbus City Auditor to confirm that a certified copy of the initiative petition was filed with the Auditor prior to circulation of the petition. I was informed that a certified copy of the initiative petition was NOT filed with the City Auditor prior to circulation. Based on those facts, I requested a legal opinion in a memorandum to City Attorney Richard C. Pfeiffer, Jr. dated that same day with respect to the appropriate action and duties of the City Clerk specifically requesting legal advice regarding the Clerk’s duties relative to the processing of the initiative petition and determining the legal sufficiency of the petition and the signatures contained thereon. On July 16, 2014, City Attorney Pfeiffer responded in writing regarding the effect of noncompliance with R.C. 731.32 on Initiative Petition stating, in relevant part,

“...[T]he petitioners’ failure to comply with the requirements of R.C. 731.32 by not filing a certified copy of the proposed ordinance with the City Auditor prior to circulation is fatal to their petition. Accordingly, it is my opinion, and you are so advised, that you have no legal duty as City Clerk to take any further action to submit the petition to the Franklin County Board of Elections or City Council, and that refusal to take such action would not amount to an abuse of your discretion.”

On Friday, July 18, 2014, I provided a copy of the City Attorney’s opinion and submitted written notification to City Council President Ginther and Members of Council that the aforesaid petition is not legally sufficient and, as a result, I will not be submitting the petition to the Franklin County Board of Elections or City Council. These memoranda and all documents related to this petition are on file in the office of the City Clerk.

## RESOLUTIONS OF EXPRESSION

### MILLS

- |   |                   |  |
|---|-------------------|--|
| 2 | <b>0130X-2014</b> | To honor and recognize Team Ohio Women’s Basketball Team for its gold medal at the 2014 National Special Olympics. |
|---|-------------------|--|

**A motion was made by Mills, seconded by Craig, that this Ceremonial Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## **TYSON**

- 3 0125X-2014** To celebrate the 40th anniversary of Leadership Columbus, our community's premier leadership development program.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

## **FR FIRST READING OF 30-DAY LEGISLATION**

### **PUBLIC UTILITIES: KLEIN, CHR. CRAIG PALEY GINTHER**

- FR-1 1437-2014** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Strand Associates, Inc. for the Sewer Maintenance Operations Center (SMOC) Facility Stormwater Improvements for the Division of Sewerage and Drainage and to authorize the transfer of \$349,829.39 within the Storm Sewer Bonds Fund; to amend the 2014 Capital Improvements Budget and to authorize the expenditure of \$349,829.39 within the Storm Sewer Bonds Fund. (\$349,829.39).

**Read for the First Time**

- FR-2 1530-2014** To authorize the Director of Finance and Management to enter into a contract with Perkin Elmer Health Sciences, Inc. for the purchase of Two Gas Chromatograph Mass Spectrometers for the Division of Sewerage and Drainage and to authorize the expenditure of \$127,525.40 from the Sewer System Operating Fund. (\$127,525.40)

**Read for the First Time**

- FR-3 1542-2014** To authorize the Director of Public Utilities to enter into a construction contract with John Eramo & Sons, Inc. for the Marion Road Stormwater System Improvements Project and the Lockbourne Road Stormwater System Improvements Project for the Department of

Public Utilities and the Department of Public Service; and to authorize the transfer of \$1,916,066.08 within the Storm Sewer Bonds Fund, \$216,444.43 within the Storm Build America Bonds Fund, \$2,275,598.20 within the Storm Recovery Zone Super BABs Fund; and to amend the 2014 Capital Improvements Budget and to authorize the expenditure of \$6,578,319.11. (\$6,578,319.11).

**Read for the First Time**

- FR-4 1585-2014** To authorize the Director of Public Utilities to enter into contract with Roberts Service Group for the Electric Power Systems Maintenance Services for the Division of Sewerage and Drainage and the Division of Power, and to authorize the expenditures of \$300,000.00 from the Sewer System Operating Fund, and \$400,000.00 from the Electricity Operating Fund. (\$700,000.00)

**Read for the First Time**

- FR-5 1603-2014** To authorize the Director of Public Utilities to execute a planned contract modification for professional engineering and design services with DLZ Ohio, Inc. in connection with the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS); and to authorize the expenditure of up to \$4,325,778.61 from the Sanitary Sewer General Obligation Bond Fund. (\$4,325,778.61)

**Read for the First Time**

- FR-6 1610-2014** To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Chester Engineers, Inc. for the DPU Facilities Roof Replacement Consulting Services Project; and to authorize the expenditure of up to \$200,000.00 from the Sanitary Sewer General Obligation Bond Fund. (\$200,000.00).

**Read for the First Time**

- FR-7 1616-2014** To authorize the Director of Public Utilities to execute a construction contract with Darby Creek Excavating, Inc. for the 2014 Fire Hydrant Replacements Project; for the Division of Water; and to authorize an expenditure up to \$915,832.50 within the Water Works Enlargement Voted Bonds Fund. (\$915,832.50)

**Read for the First Time**

**PUBLIC SERVICE & TRANSPORTATION: MILLER, CHR. TYSON PALEY  
GINTHER**

- FR-8 1677-2014** To authorize the Director of Public Service to submit Federal Attributable Funds roadway improvement project applications to the Mid-Ohio Regional Planning Commission for consideration for funding within the Transportation Improvement Program and to authorize the



Director of Public Service to execute project agreements for approved projects for the Department of Public Service. (\$0.00)

**Read for the First Time**

- FR-9 1683-2014** To change the designation of a portion of Hayden Avenue, a portion of an unnamed alley south of McKinley Avenue between Hayden Avenue and Princeton Avenue, and a portion of Princeton Avenue from City of Columbus owned right-of-way to City of Columbus owned real property; to transfer the property and maintenance responsibly of said real property from the Department of Public Service to the Department of Finance and Management.

**Read for the First Time**

### **DEVELOPMENT: MILLS, CHR. KLEIN TYSON GINTHER**

- FR-10 1638-2014** To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Agreement with Christopher Hamrick, dba Basecraft as provided in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007.

**Read for the First Time**

- FR-11 1686-2014** To authorize the Director of Development to enter into an Enterprise Zone Agreement with Clarus Partners, LLC and Clarus Solutions, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years.

**Read for the First Time**

### **RULES & REFERENCE: GINTHER, CHR. KLEIN MILLS CRAIG**

- FR-12 0170-2014** To amend sections 3303.03, 3303.07, 3375.06, 3375.12, 3377.01, 3377.04, 3377.08, 3377.20, 3377.24, 3378.06, 3379.01, and 3381.08 of the Columbus City Code in order to modernize terminology and update standards related to automatic changeable copy of signs and billboards and update regulation of other special effects of graphics; and to repeal the existing sections being amended.

**Read for the First Time**

- FR-13 1785-2014** To amend various sections of Ordinance 2808-2013 for the purpose of making anticipated clarifying corrections related to the implementation of the construction procurement code; and to repeal prior existing Ordinance 2808-2013.

**Read for the First Time**

**ZONING: MILLER, CHR. CRAIG KLEIN MILLS PALEY TYSON GINTHER**

**FR-14 1209-2014** To rezone 1818 LOCKBOURNE ROAD (43209), being 4.42± acres located at the northeast corner of Lockbourne and Smith Roads, From: AR-1, Apartment Residential District, To: L-M, Limited Manufacturing District (Rezoning # Z14-006).

**Read for the First Time**

**FR-15 1665-2014** To grant a variance from the provisions of Section 3356.03, C-4 Permitted uses; of the Columbus City codes, for the property located at 1984 GENESSEE AVENUE (43211), to permit three single-unit dwellings in the C-4 Commercial District (CV14-024).

**Read for the First Time**

**FR-16 1694-2014** To rezone 3121 OLENTANGY RIVER ROAD (43202), being 1.31± acres located at the northwest corner of Olentangy River Road and Riverview Drive, From: CPD, Commercial Planned Development, and C-4, Commercial Districts, To: CPD, Commercial Planned Development District (Rezoning # Z14-028).

**Read for the First Time**

**CA CONSENT ACTIONS****RESOLUTIONS OF EXPRESSION:****PALEY**

**CA-1 0126X-2014** To honor recognize and celebrate the life of Carrie M. Deberry Garnes and extend our sincere condolences to her family and friends on the occasion of her passing, July 4, 2014

**This item was approved on the Consent Agenda.**

**CA-2 0127X-2014** To honor and recognize the National Association of Women Business Owners (NAWBO) Columbus, Ohio, Chapter for advancing women entrepreneurs toward economic, social and political achievement.

**This item was approved on the Consent Agenda.**

**FINANCE: TYSON, CHR. MILLER PALEY GINTHER**

**CA-3 1669-2014** To authorize the Director of Finance and Management to modify a contract on behalf of the Office of Construction Management with RW Setterlin Building Company for the construction of a new compressed

natural gas (CNG) fueling station at 2333 Morse Road; to authorize the expenditure of \$60,849.00 from the Fleet Capital Improvement Fund; and to declare an emergency. (\$60,849.00)

**This item was approved on the Consent Agenda.**

**CA-4 1693-2014**

To authorize the Director of the Department of Finance and Management to execute those documents necessary to lease and purchase that real property known as Franklin County Tax Parcels 010-037038, 010-037037, 010-057660, and 010-013089 from the State of Ohio; and to declare an emergency. (\$0)

**This item was approved on the Consent Agenda.**

**CA-5 1708-2014**

To authorize the Finance and Management Director to modify an existing contract on behalf of the Facilities Management Division with K & M Kleening Service, Inc. to provide ongoing custodial services at Columbus Public Health and the Columbus Police Academy; to authorize the expenditure of \$97,498.39 from the General Fund; and to declare an emergency. (\$97,498.39)

**This item was approved on the Consent Agenda.**

**CA-6 1727-2014**

To authorize the Finance and Management Director to enter into a contract for the option to purchase Oils, Greases, and Fluids with Glockner Oil Company Inc., to authorize the expenditure of \$1.00 to establish the contract from the General Fund, and to declare an emergency. (\$1.00).

**This item was approved on the Consent Agenda.**

**CA-7 1750-2014**

To authorize and direct the City Auditor to contract for professional auditing services with Premier Accounting Solutions, Inc. (CPA's) for the audits of 10 of the City's subgrantees having a total of 11 contracts, totaling approximately \$1,154,844.00 and to authorize the expenditure of \$27,380.00 and to declare an emergency. (\$27,380.00)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**HEALTH & HUMAN SERVICES: TYSON, CHR. MILLS PALEY GINTHER**

**CA-8 1569-2014**

To authorize the appropriation of \$255,803.00 from the unappropriated balance of the General Government Grants Fund to the Health Department for the 2014 HOPWA Program, and to declare an

emergency. (\$255,803.00)

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

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Andrew Ginther

**CA-9 1578-2014**

To authorize the Board of Health to modify an existing contract with AIDS Resource Center Ohio Medical Center for the provision of Outpatient Ambulatory care and medical case management services for persons living with HIV or AIDS in Delaware, Fairfield, Franklin, Licking, Madison, Morrow, Pickaway, and Union counties; to authorize the expenditure of \$551,520.00 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. (\$551,520.00)

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

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Andrew Ginther

**RECREATION & PARKS: CRAIG, CHR. TYSON KLEIN GINTHER**

**CA-10 1469-2014**

To authorize and direct the Director of Recreation and Parks to enter into contract with XYZ Survey Service, Ltd. to provide various on-call engineering, architectural, and technical expertise; and to authorize the expenditure of \$50,000.00 from the Recreation and Parks Voted Bond Fund. (\$50,000.00)

**This item was approved on the Consent Agenda.**

**CA-11 1503-2014**

To authorize and direct the City Auditor to set up a certificate in the amount of \$200,000.00 for various expenditures for labor, material and equipment in conjunction with Recreation and Parks facility improvements; and to authorize the expenditure of \$200,000.00 from the Recreation and Parks Voted Bond Fund. (\$200,000.00)

**This item was approved on the Consent Agenda.**

**CA-12 1698-2014**

To authorize and direct the Director of Recreation and Parks to enter into contract with Smith Roofing and Sheet Metal, LLC for the Roof Renovations 2014 project; to authorize the expenditure of \$740,450.00 with a contingency of \$69,550.00 for a total of \$810,000.00 from the Recreation and Parks Voted Bond Funds; and to declare an emergency. (\$810,000.00)

**This item was approved on the Consent Agenda.**

**CA-13 1706-2014** To authorize and direct the City Auditor to set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material, and equipment in conjunction with Recreation and Parks golf course improvements; to authorize the expenditure of \$50,000.00 from the Recreation and Parks Voted Bond Fund; to amend the 2014 Capital Improvement Budget; and to declare an emergency. (\$50,000.00)

**This item was approved on the Consent Agenda.**

**CA-14 1722-2014** To authorize and direct the Director of Recreation and Parks to enter into contract with MEC, Inc. for the Walnut Hill Park Facility Demolition Project; to authorize the expenditure of \$74,486.00 with a contingency of \$7,500.00 for a total of \$81,986.00 from the Recreation and Parks Permanent Improvement Fund; and to declare an emergency. (\$81,986.00)

**This item was approved on the Consent Agenda.**

#### **PUBLIC SAFETY & JUDICIARY: KLEIN, CHR. MILLS CRAIG GINTHER**

**CA-15 1614-2014** To authorize and direct the Finance and Management Director to sell to Officer James Gravett, for the sum of \$1.00, a police horse with the registered name of "Danny" which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.

**This item was approved on the Consent Agenda.**

**CA-16 1615-2014** To authorize and direct the Finance and Management Director to sell to Officer Ron Zaleski, for the sum of \$1.00, a police horse with the registered name of "Tucker" which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.

**This item was approved on the Consent Agenda.**

**CA-17 1670-2014** To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with H & A Mechanical, Inc., for replacement of the Liebert air conditioning units on the fourth floor of the Central Safety Building; to authorize the expenditure of \$87,700.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$87,700.00)

**This item was approved on the Consent Agenda.**

**CA-18 1761-2014** To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer funds between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to modify contracts with various vendors for renovations and asbestos

cleanup at the Fire Training Academy on Parson's Avenue; to authorize the expenditure of \$600,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$600,000.00)

This item was approved on the Consent Agenda.

## **PUBLIC UTILITIES: KLEIN, CHR. CRAIG PALEY GINTHER**

- CA-19 1207-2014** To authorize the Director of Public Utilities to enter into an agreement with Stantec Consulting Services, Inc. for professional engineering services for the Hoover and Griggs Dams Independent Consultant Review Project; for the Division of Water; to authorize a transfer and expenditure up to \$228,200.75 within the Water Build America and Super Build America Bond Funds; and to amend the 2014 Capital Improvements Budget. (\$228,200.75)
- A motion was made by Craig, seconded by Miller, that this Ordinance be Approved. The motion carried by the following vote:**
- Abstained:** 1 - Michelle Mills
- Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther
- CA-20 1257-2014** To authorize the Director of Public Utilities to enter into a planned modification for a professional engineering services agreement with CH2M Hill Engineers, Inc., for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project; to authorize an expenditure of up to \$622,566.00 from the Sanitary Sewer Revenue Bond Fund, for the Division of Sewerage and Drainage, and authorize an amendment to the 2014 Capital Improvements Budget. (\$622,566.00).
- A motion was made by Craig, seconded by Miller, that this Ordinance be Approved. The motion carried by the following vote:**
- Abstained:** 1 - Michelle Mills
- Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther
- CA-21 1259-2014** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Resource International, Inc. for the Compost Facility Leachate Basin Improvement Project; to transfer within \$44,226.43 and expend up to \$344,226.43 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget.(\$344,226.43).
- This item was approved on the Consent Agenda.
- CA-22 1273-2014** To authorize the Director of Public Utilities to execute a planned contract modification for professional engineering and design services

with ARCADIS U.S. Inc. in connection with the Wastewater Treatment Facilities Ash Lagoon Improvements and to expend up to \$18,100.00 from the Sanitary Sewers General Bond Fund, and authorize an amendment to the 2014 Capital Improvements Budget. (\$18,100.00)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**CA-23 1280-2014**

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Brown and Caldwell, Inc. for the Real Time Control - Alum Creek Storm Tank project; to transfer within and expend up to \$748,653.80 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$748,653.80).

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**CA-24 1288-2014**

To authorize the Director of Finance and Management to enter into a contract with E.H. Wachs for the purchase of Guillotine Saws for the Division of Water and to authorize the expenditure of \$36,510.00 from the Water Operating Fund. (\$36,510.00)

**This item was approved on the Consent Agenda.**

**CA-25 1315-2014**

To authorize the Director of Public Utilities to enter into an agreement with GS&P/OH Inc. for professional engineering services for the Silver Drive Area Water Line Improvements Project; for the Division of Water; to authorize a transfer and expenditure up to \$236,433.61 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$236,433.61)

**This item was approved on the Consent Agenda.**

**CA-26 1334-2014**

To authorize the Director of Public Utilities to enter into a planned modification with Master Maintenance LLC to provide Janitorial Services for the Department of Public Utilities, and to authorize the expenditure of \$175,000.00 from the Sewer System Operating Fund. (\$175,000.00)

**This item was approved on the Consent Agenda.**

**CA-27 1359-2014**

To authorize the Director of Finance and Management to establish a Blanket Purchase Order from an existing Universal Term Contract for

Low, Medium and High Voltage Power Cable with Consolidated Electrical Distributors, Inc., for the Division of Power, and to authorize the expenditure of \$300,000.00 from the Electricity Operating Fund. (\$300,000.00)

**This item was approved on the Consent Agenda.**

**CA-28 1392-2014**

To authorize the Director of Public Utilities to enter into a planned contract modification with GS&P/OH, Inc. for support in the Environmental Management System certification process for the Department of Public Utilities, to authorize the expenditure of \$9,150.00 from the Electricity Operating Fund, \$58,200.00 from the Water Operating Fund, \$65,250.00 from the Sewerage System Operating Fund and \$17,400.00 from the Stormwater Operating Fund. (\$150,000.00)

**This item was approved on the Consent Agenda.**

**CA-29 1395-2014**

To authorize the Director of Public Utilities to enter into a planned modification with General Temperature Control, Inc. to provide Boiler Maintenance Services for the Department of Public Utilities, and to authorize the expenditure of \$170,500.00 from the Sewer System Operating Fund and \$5,000.00 from the Water Operating Fund. (\$175,500.00)

**This item was approved on the Consent Agenda.**

**CA-30 1405-2014**

To authorize the Director of Public Utilities to enter into a planned modification with Madden Brothers, Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$120,000.00 from the Sewerage System Operating Fund. (\$120,000.00)

**This item was approved on the Consent Agenda.**

**CA-31 1408-2014**

To authorize the Director of Public Utilities to enter into a professional services contract with RAMA Consulting Group, Inc.. for professional consulting services; to authorize the expenditure of \$21,350.00 from the Power Operating Fund, \$135,800.00 from the Water Operating Fund, \$152,250.00 from the Sewer Operating Fund, and \$40,600.00 from the Stormwater Operating Fund. (\$350,000.00)

**This item was approved on the Consent Agenda.**

**CA-32 1410-2014**

To authorize the Director of Public Utilities to modify, increase and extend the Security System Maintenance, Monitoring and Inspection contract with SimplexGrinnell LP, for the Division of Sewerage and Drainage in accordance with the provisions of the Columbus City Code, and to authorize the expenditure of \$65,663.41 from the Sewer System Operating Fund. (\$65,663.41)



This item was approved on the Consent Agenda.

- CA-33 1414-2014** To authorize the Director of Public Utilities to enter into a Construction Administration / Construction Inspection services agreement with PRIME AE Group, Inc.; to authorize a transfer and expenditure of up to \$901,989.52 within the Water Works Enlargement Voted Bonds Fund for three Division of Water projects; and to authorize an amendment to the 2014 Capital Improvements Budget. (\$901,989.52)

This item was approved on the Consent Agenda.

- CA-34 1422-2014** To authorize the Director of Finance and Management to enter into a contract with Clarktel Telecommunications for the purchase of a NEC Phone System Upgrade including installation and training for the Division of Sewerage and Drainage and to authorize the expenditure of \$35,629.43 from the Sewerage System Operating Fund. (\$35,629.43)

This item was approved on the Consent Agenda.

- CA-35 1423-2014** To authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co. for the Parsons Avenue Water Plant Collector Well Bank Stabilization Project, for the Division of Water; to authorize a transfer and expenditure up to \$45,941.35 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$45,941.35)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

- CA-36 1474-2014** To authorize the Director of Finance and Management to enter into a contract with Columbus Lumber for the purchase of S.P. Kinney Strainer Replacement Parts for the Division of Sewerage and Drainage and to authorize the expenditure of \$65,971.08 from the Sewer Operating Fund. (\$65,971.08)

This item was approved on the Consent Agenda.

- CA-37 1497-2014** To authorize the Director of Public Utilities to enter into an agreement with the Franklin Soil and Water Conservation District for the Urban Watershed Delineations Project, and to authorize the expenditure of \$211,000.00 from the Sewer System Operating Fund. (\$211,000.00)

This item was approved on the Consent Agenda.

- CA-38 1505-2014** To authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with CDM Smith, Inc. for

the Stormwater Strategic Plan Project; and to authorize an amendment to the Capital Improvements Budget, to authorize a transfer and expenditure up to \$370,672.18 within the Storm Recovery Zone Super B.A.B.s Fund. (\$370,672.18)

**This item was approved on the Consent Agenda.**

**CA-39 1519-2014**

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Sludge Grinder Parts and Service from a pending Universal Term Contract with JWC Environmental; and to authorize the expenditure of \$175,000.00 from the Sewerage System Operating Fund. (\$175,000.00)

**This item was approved on the Consent Agenda.**

**CA-40 1553-2014**

To authorize the Director of Public Utilities to enter into a contract with Watershed Organic Landscape and Lawn Care for the Green Infrastructure Inspection and Maintenance Project for the Division of Sewerage and Drainage, and to authorize the expenditure of \$50,000.00 from the Stormwater Operating Fund. (\$50,000.00)

**This item was approved on the Consent Agenda.**

**CA-41 1649-2014**

To authorize the City Attorney to spend the City funds identified in Ordinance Number 2772-2012 and spend additional City funds from the Water Works Enlargement Voted Bond Funds to acquire certain new fee simple title and lesser real property interests for the Department of Public Utilities, Division of Water, Mound Street Water Booster Station Public Project; to authorize a transfer and expenditure within the Water Works Enlargement Voted Bond Funds; to amend the 2014 Capital Improvements Budget; and to declare an emergency. (\$54,900.00)

**This item was approved on the Consent Agenda.**

**CA-42 1651-2014**

To authorize the Director of Finance and Management to enter into a contract with Master Meter, Inc. for the purchase of Various Size Ultrasonic Transit Type Fire Rated Water Meters for the Division of Water; to authorize a transfer and expenditure up to \$185,741.06 within the Water Works Enlargement Voted Bonds Fund; to amend the 2014 Capital Improvements Budget; and to declare an emergency. (\$185,741.06)

**This item was approved on the Consent Agenda.**

**CA-43 1666-2014**

To authorize the Finance and Management Director to enter into two (2) contracts for the option to purchase Flocculator Paddle Replacement Parts with Uni-Facs Steel Works LLC and Motion Industries, to authorize the expenditure of \$2.00 to establish the contracts from the General Fund, and to declare an emergency.

(\$2.00).

**This item was approved on the Consent Agenda.**

- CA-44 1753-2014** To authorize the Finance and Management Director to enter into one (1) Universal Term Contract for the option to purchase Powdered Activated Carbon / Taste and Odor with Jacobi Carbons Inc.; to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

**This item was approved on the Consent Agenda.**

**PUBLIC SERVICE & TRANSPORTATION: MILLER, CHR. TYSON PALEY  
GINTHER**

- CA-45 1087-2014** To request that the Director of the Ohio Department of Transportation lower the prima-facie speed limit on Warner Road from the City of Columbus corporation limit to Hamilton Road from 50 miles per hour to 45 miles per hour, and to repeal any and all speed limit ordinances and resolutions on said roadway.

**This item was approved on the Consent Agenda.**

- CA-46 1494-2014** To authorize the Director of Finance & Management to establish purchase orders with Kokosing Materials and Shelly Materials, for the purchase of various asphalt concretes, in accordance with the terms and conditions of established citywide universal term contracts for the Division of Infrastructure Management; and to authorize the expenditure of \$100,000.00 from the Municipal Motor Vehicle License Tax Fund. (\$100,000.00)

**This item was approved on the Consent Agenda.**

- CA-47 1502-2014** To authorize the Director of the Department of Public Service to execute those documents necessary to release a portion of the general utility easement that was retained in 1987 pursuant to Ordinance 2365-87.

**This item was approved on the Consent Agenda.**

- CA-48 1520-2014** To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.047 acre portion of the unimproved alley west of Joyce Avenue between Windsor and 12th Avenues, adjacent to property owned by The Trust, located at 1394 Joyce Avenue.

**This item was approved on the Consent Agenda.**

- CA-49 1576-2014** To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant the

encroachment easements that will legally allow the installation of the proposed building elements to extend into the public rights-of-way needed for the RiverSouth Apartment Phase II project and to accept funds for the easements.

**This item was approved on the Consent Agenda.**

**CA-50 1582-2014**

To authorize the City Auditor to appropriate \$150,000.00 within the Northwest Corridor/Pay as We Grow Fund; to authorize the City Auditor to transfer cash and appropriation between projects within the Northwest Corridor / Pay as We Grow Fund; to authorize the expenditure of \$150,000.00 or so much thereof as may be necessary for utility relocations for the Hayden Run Boulevard, Phase II project from the Northwest Corridor Pay as We Grow Fund; and to declare an emergency. (\$150,000.00)

**This item was approved on the Consent Agenda.**

**CA-51 1588-2014**

To authorize the Director of the Department of Public Service to execute those documents required to transfer a total of 0.209 acres of land, of which 0.129 acre is part of the 40 (forty) foot wide east/west Jackson Street right-of-way, south of East Livingston Avenue between Ann Street and Putnam Alley, and of which 0.080 acre is a portion of the 20 (twenty) foot north/south Putnam Alley right-of-way, south of Denton Alley between Beck and 17th Streets, which is adjacent to property owned by Nationwide Children's Hospital.

**This item was approved on the Consent Agenda.**

**CA-52 1591-2014**

To authorize the Director of Public Service to enter into contract with Columbus Asphalt Paving Inc., and to provide for the payment of construction administration and inspection services in connection with the Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project; to authorize the expenditure of \$399,859.35 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$399,859.35)

**This item was approved on the Consent Agenda.**

**CA-53 1620-2014**

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to modify and increase a contract with Strawser Paving Company and to provide for the payment of construction administration in connection with the Resurfacing - Resurfacing 2013 Project 2 project contract modification; to authorize the expenditure of up to \$600,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$600,000.00)

**This item was approved on the Consent Agenda.**

**CA-54 1626-2014** To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bonds Fund; to appropriate funds within the General Government Grants Fund; to authorize the Director of Public Service to enter into contract with The Shelly Company for the Roadway Improvements - Tussing Road Turn Lane at Daifuku project; to authorize the expenditure of up to \$405,966.13 from the Streets and Highways Bonds Fund and the General Government Grants Fund for contract and construction administration and inspection services in connection with the Roadway Improvements - Tussing Road Turn Lane at Daifuku project; and to declare an emergency. (\$405,966.13)

**This item was approved on the Consent Agenda.**

**CA-55 1627-2014** To authorize the City Auditor to transfer cash between the Streets and Highways Bonds Fund and the Federal-State Highway Engineering Fund; to authorize the City Auditor to appropriate \$350,000.00 within the Federal-State Highway Engineering Fund; to authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project; to authorize the City Attorney's Office, Real Estate Division to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$350,000.00 from the Federal-State Highway Engineering Fund; and to declare an emergency. (\$350,000.00)

**This item was approved on the Consent Agenda.**

**CA-56 1645-2014** To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bonds Fund; to authorize the Director of Public Service to enter into contract with PRIME AE Group, Inc. for engineering, technical, and surveying services in connection with the Roadway Improvements - 18th Street - I-70 to Main Street Contract; to authorize the expenditure of up to \$230,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$230,000.00)

**This item was approved on the Consent Agenda.**

**CA-57 1684-2014** To accept the plat titled "Sunbury Cove", from M/I Homes of Central Ohio, LLC, an Ohio Limited Liability Company; and to declare an emergency.

**This item was approved on the Consent Agenda.**

**CA-58 1688-2014** To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund within the Department of Public

Service; to authorize the Director of Public Service to enter into agreement with the Ohio Department of Transportation for FRA-US40-17.57 (PID 86649) project; to authorize the expenditure of \$351,476.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$351,476.00)

**This item was approved on the Consent Agenda.**

**CA-59 1707-2014**

To authorize the Director of Public Service to enter into a contract with the Columbus Regional Airport Authority to provide funding for the completion of a supplemental scope of work within the Loop Road Land Use Study; to authorize the expenditure of \$100,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$100,000.00)

**This item was approved on the Consent Agenda.**

**CA-60 1709-2014**

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bonds Fund within the Department of Public Service; to allow the Director of Public Service to enter into agreement with the Ohio Department of Transportation for FRA-Sawmill NB Lane Improvements (PID 95628) project; to authorize the expenditure of \$95,100.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$95,100.00)

**This item was approved on the Consent Agenda.**

**TECHNOLOGY: MILLER, CHR. KLEIN PALEY GINTHER****CA-61 1458-2014**

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish a purchase order for the acquisition of a Cisco Enterprise License Agreement (ELA) for telephone and voice mail licensing and maintenance from a pre-established universal term contract (UTC) with Network Dynamics Inc.; to authorize the expenditure of \$680,580.80 from the Department of Technology, Information Services Division, Capital Improvement Fund; and to declare an emergency. (\$680,580.80)

**This item was approved on the Consent Agenda.**

**CA-62 1459-2014**

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish purchase orders with OnX USA LLC for the acquisition of equipment and maintenance services, and Network Dynamics Inc. for network services and Cisco hardware equipment, licenses and maintenance; to authorize the Director of the Department of Technology to modify an agreement with OARnet/OSU, for the purchase of additional VMWare

software licensing and maintenance fee services for the Voice Over IP (VOIP) and the Police network infrastructure projects; to authorize the expenditure of \$473,465.80 from the Department of Technology, Information Services Division, Capital Improvement Fund, and \$40,663.00 from the Department of Public Safety, Capital Improvement Bond Fund; and to declare an emergency. (\$514,228.80)

**This item was approved on the Consent Agenda.**

**CA-63 1489-2014**

To appropriate \$220,000.00 within the Special Income Tax Fund; to authorize the Director of the Department of Technology (DoT) and the Commissioner of the Columbus Public Health Department (CPHD) to enter into an agreement with NextGen Healthcare Information Systems, LLC for provisioning, hosting and ongoing support of an electronic medical record system, in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$190,000.00 from the Department of Technology, Capital Improvement Fund; \$220,000.00 from the Special Income Tax Fund; and \$30,651.80 from the Department of Health, Special Purpose Fund, fund number 230, subfund 310; and to declare an emergency. (\$440,651.80).

**This item was approved on the Consent Agenda.**

**CA-64 1619-2014**

To authorize the Director of the Department of Technology to renew an agreement with SHI International Corp, for Business Objects software maintenance and support to provide for technical support services and software updates from SAP, the software manufacturer; and to authorize the expenditure of \$25,397.00 from the Department of Technology, Information Services Division, Internal Services Fund; and to declare an emergency. (\$25,397.00)

**This item was approved on the Consent Agenda.**

**CA-65 1723-2014**

To authorize the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for the renovation of the CTV Columbus Government Television Studio at City Hall, 90 West Broad Street; to authorize the total expenditure of \$160,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$160,000.00)

**This item was approved on the Consent Agenda.**

**DEVELOPMENT: MILLS, CHR. KLEIN TYSON GINTHER****CA-66 1483-2014**

To authorize and direct the transfer of \$98,624.38 within the General Government Grant Fund, Lead Hazard Reduction Demonstration

Grant; to authorize the expenditure of \$98,624.38 from the General Government Grant Fund, Lead Hazard Reduction Demonstration Grant to provide funding for expenditures related to the Lead Safe Columbus Program; and to declare an emergency. (\$98,624.38)

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

**Abstained:** 1 - Priscilla Tyson

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Andrew Ginther

**CA-67 1500-2014**

To authorize and direct the City Auditor to transfer \$710,207.25 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$177,551.81 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments totaling \$710,207.25 in accordance with the Downtown Office Incentive (DOI) Program for the nine (9) active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2013; to authorize the expenditure of \$710,207.25 from the General Fund; and to declare an emergency. (\$710,207.25)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**CA-68 1653-2014**

To authorize the Director of the Department of Development to enter into an agreement with the United Way of Central Ohio to support the Create Columbus Young Professionals Grants Program; to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

**This item was approved on the Consent Agenda.**

**CA-69 1647-2014**

To accept the application (AN14-005) of William B. & Marcella J. Boggs, et al. for the annexation of certain territory containing 4.3 ± acres in Orange Township.

**This item was approved on the Consent Agenda.**

**CA-70 1650-2014**

To agree to an adjustment to the City's boundaries by consenting to transfer approximately 0.5+/- acres from the City of Columbus to the City of Grandview Heights.

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

**Abstained:** 1 - Zachary Klein



**Affirmative:** 6 - Hearcel Craig, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

- CA-71 1681-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1561 Southfield Dr.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.
- This item was approved on the Consent Agenda.**
- CA-72 1682-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1059 Say Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.
- This item was approved on the Consent Agenda.**
- CA-73 1692-2014** To amend the 2014 Capital Improvements Budget; to authorize and direct the transfer of \$357,011.54 within the Build America Bond Fund; to authorize and direct the transfer of \$345,930.44 within the Housing Preservation Fund; to authorize the Director of the Department of Development to make financial assistance available through the Roof Repair and Home Safe and Sound programs administered by the Housing Division; to authorize the expenditure of \$357,011.54 from the Build America Bond Fund; to authorize the expenditure of \$345,930.44 from the Housing Preservation Fund; and to declare an emergency. (\$702,941.98)
- This item was approved on the Consent Agenda.**
- CA-74 1710-2014** To authorize the appropriation of \$210,000 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for the administration of Land Redevelopment Office and related projects; to authorize the Director of the Department of Development to modify contracts with Egner Construction and IBAR Home Maintenance & Repair Services to provide additional services of board to code and secure structures for the Land Redevelopment Office; to authorize the expenditure of \$120,000.00 from the Land Management Fund; and to declare an emergency. (\$210,000.00)
- This item was approved on the Consent Agenda.**
- CA-75 1724-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of eight parcels of real property (Lockwood Apartments) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-76 1732-2014** To authorize the Director of the Department of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcel of real property (972 Carpenter St. and 894 S. 18th St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-77 1733-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcels of real property (2329 Dawnlight Ave. and 1462 Myrtle Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-78 1734-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (5409 Refugee Road) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-79 1738-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (924-26 Carpenter St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-80 1739-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (44 Whitethorne Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-81 1740-2014** To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1035 Linwood Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-82 1741-2014** To authorize the Director of the Department of Development to

execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (3076 Atwood Terrace) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**This item was approved on the Consent Agenda.**

**CA-83 1742-2014**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (126-128 S. Cypress Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**This item was approved on the Consent Agenda.**

**CA-84 1743-2014**

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (851-853 E. 2nd Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**This item was approved on the Consent Agenda.**

**ENVIRONMENT: MILLS, CHR. MILLER KLEIN GINTHER****CA-85 1675-2014**

To authorize the Director of the Department of Development to enter into a grant agreement with 1000 Joyce Avenue, LLC for Brownfield assessment and redevelopment of the site located at 1000 Joyce Ave., pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$157,500.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$157,500.00)

**This item was approved on the Consent Agenda.**

**CA-86 1690-2014**

To authorize the Director of the Department of Development to enter into a grant agreement with Meadowbrook Christian Fellowship for Brownfield assessment and redevelopment of the site located at 877 E. 11th Ave., pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$10,238.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$10,238.00)

**This item was approved on the Consent Agenda.**

**CA-87 1691-2014**

To authorize the Director of the Department of Development to enter into a grant agreement with Three-C Body Shop for Brownfield assessment and redevelopment of the site located at 2300 Briggs Road, pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$1,100.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$1,100.00)

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

**Abstained:** 1 - Eileen Paley

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Priscilla Tyson, and Andrew Ginther

**CA-88 1715-2014** To authorize the Director of the Department of Development to enter into a grant agreement with Community Development for All People for Brownfield assessment and redevelopment of the site located at 683-691 Parsons Ave., pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$23,589.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$23,589.00)

**This item was approved on the Consent Agenda.**

## **APPOINTMENTS**

**CA-89 A0105-2014** Reappointment of Tedd Hardesty, 330 W. Spring Street, Suite 350, Columbus, OH 43215, to serve on the Downtown Commission with a new term beginning date of June 1, 2014 and a term expiration date of June 1, 2018 (resume attached).

**This item was approved on the Consent Agenda.**

**CA-90 A0106-2014** Reappointment of Jana Maniace, 155 West Main Street, Suite 605, Columbus, OH 43215 to serve on the Downtown Commission, with a new term beginning date of June 1, 2014 and a term expiration date of June 1, 2018 (resume attached).

**This item was approved on the Consent Agenda.**

**CA-91 A0108-2014** To appoint Melissa Ingwersen to the board of the Columbus Downtown Development Corp. for a term expiring on July 8, 2017 (resume attached).

**This item was approved on the Consent Agenda.**

**CA-92 A0109-2014** To appoint Russell Austin to the board of the Columbus Downtown Development Corp. for a term expiring on July 8, 2017 (resume attached).

**This item was approved on the Consent Agenda.**

**CA-93 A0110-2014** To appoint Alex Shumate to the board of the Columbus Downtown Development Corp. for a term expiring on July 8, 2017 (resume attached).

**This item was approved on the Consent Agenda.**

**CA-94 A0111-2014** To appoint Michael Morris to the board of the Columbus Downtown Development Corp. for a term expiring on July 8, 2017 (resume attached).

This item was approved on the Consent Agenda.

**CA-95 A0115-2014** To appoint Gina Ormond to the Board of the Central Ohio Transit Authority for a term expiring on March 31, 2017 (resume attached).

This item was approved on the Consent Agenda.

### Approval of the Consent Agenda

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

#### FINANCE: TYSON, CHR. MILLER PALEY GINTHER

**SR-1 1456-2014** To authorize the Finance & Management Director to enter into a contract for the option to purchase Automotive Preventive Maintenance Services from Ashland, Inc dba Valvoline Instant Oil Change, to authorize the expenditure of one (1) dollar to establish the contract from the General Fund, and to declare an emergency. (\$1.00)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-2 1699-2014** To consent to the issuance of Tax and Lease Revenue Anticipation Bonds by the Franklin County Convention Facilities Authority and to enter into a Supplemental Lease Agreement and Supplemental Sub-Lease Agreement with the Franklin County Convention Facilities Authority, as required; and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-3 1700-2014** To authorize the issuance of unlimited tax bonds in an amount not to exceed \$81,665,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$81,665,000.00). Section 55(b) of the City Charter

**A motion was made by Tyson, seconded by Craig, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-4 1701-2014** To authorize the issuance of limited tax bonds in an amount not to exceed \$40,700,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$40,700,000.00). Section 55(b) of the City Charter.

**A motion was made by Tyson, seconded by Craig, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-5 1702-2014** To authorize the issuance of unlimited tax bonds (federally taxable) in an amount not to exceed \$9,795,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$9,795,000.00). Section 55(b) of the City Charter.

**A motion was made by Tyson, seconded by Craig, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-6 1703-2014** To authorize the issuance of limited tax bonds (federally taxable) in an amount not to exceed \$1,175,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$1,175,000.00). Section 55(b) of the City Charter.

**A motion was made by Tyson, seconded by Craig, to Waive the 2nd Reading.  
The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-7 1712-2014**

To authorize the issuance of limited tax notes in the amount not to exceed \$18,100,000.00, to refund outstanding bond anticipation notes issued for the purpose of financing the costs of the transportation projects (\$18,100,000.00). Section 55(b) of the City Charter.

**A motion was made by Tyson, seconded by Craig, to Waive the 2nd Reading.  
The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-8 1736-2014**

To amend the 2014 Capital Improvement Fund; to authorize the City Auditor to transfer funds between projects within the Construction Management Capital Improvement Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with J. B. & Company, Inc. for the replacement of the North Market roof; to authorize the expenditure of \$1,080,841.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$1,080,841.00)

**A motion was made by Tyson, seconded by Paley, that this Ordinance be  
Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-9 1758-2014**

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the Reeb Avenue Building Renovations Project; to authorize and direct the City Auditor to transfer \$5,720,000.00 from the Special Income Tax Fund to the General Permanent Improvement Fund and the General Government Grants Fund; to authorize the City Auditor to appropriate and expend \$3,220,000.00 within the General Permanent Improvement Fund; to authorize the City Auditor to appropriate and expend \$2,500,000.00 within the General Government Grants Fund; to authorize the expenditure of \$4,253,836.00 from the Construction Management

Taxable Bonds Fund; to authorize the expenditure of \$1,624,914.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$11,598,750.00)

**A motion was made by Tyson, seconded by Paley, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## HEALTH & HUMAN SERVICES: TYSON, CHR. MILLS PALEY GINTHER

**SR-10 1642-2014** To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. for the provision of medical director services; to authorize the expenditure of \$37,894.00 from the Health Department Grants Fund and the Health Special Revenue Fund; to waive provisions of competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$37,894.00)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-11 1725-2014** To authorize the Director of the Department of Development to enter into a contract with the Community Shelter Board to assist with the acquisition costs of the site which is being renovated and converted into the Front Door Shelter serving homeless individuals; to authorize the expenditure of \$350,000.00 from the Housing Preservation Fund; and to declare an emergency. (\$350,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-12 1744-2014** To authorize the appropriation of \$75,000.00 from the unappropriated balance of the Emergency Human Services Fund to Columbus Public Health; to approve the grant application from the National Alliance on Mental Illness of Franklin County (NAMI FC) seeking emergency assistance for costs associated with the Community Conversations on Mental Health Action Plan pursuant to Columbus City Codes; to authorize the Board of Health to execute a grant agreement with NAMI



FC to provide support for the Community Conversations on Mental Health Action Plan; to authorize the expenditure of \$75,000.00 from the Emergency Human Services Fund; and to declare an emergency. (\$75,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## **WORKFORCE DEVELOPMENT: TYSON, CHR. MILLS MILLER MILLS GINTHER**

**SR-13 1440-2014** To authorize the Director of the Department of Education to enter into contract with Columbus State Community College to provide career readiness training for our City's unemployed and underemployed citizens; to authorize the expenditure of \$500,000.00 from the Neighborhood Initiatives Fund; and to authorize the expenditure of \$1,000,000.00 from the General fund. (\$1,500,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-14 1652-2014** To authorize the Director of Development to enter into contract with the Central Ohio Workforce Investment Corporation for the administration of workforce development programs and services; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## **RECREATION & PARKS: CRAIG, CHR. TYSON KLEIN GINTHER**

**SR-15 1482-2014** To authorize and direct the Director of Recreation and Parks to modify the contract with Double Z Construction, Inc. for the Duranceau Park Culvert Improvements; to authorize the expenditure of \$2,322.00 from the Recreation and Parks Voted Bond Fund; to amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer \$2,322.00 within the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$2,322.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-16 1719-2014** To authorize and direct the Director of Recreation and Parks to enter into contract with Gutknect Construction Company for the Lincoln Park Pool Improvements Project; to authorize the expenditure of \$4,168,000.00 with a contingency of \$200,000.00 for a total of \$4,368,000.00 from the Recreation and Parks Voted Bond Fund; to authorize the City Auditor to transfer \$168,000.00 within the Voted Recreation and Parks Bond Fund; to amend the 2014 Capital Improvement Budget; and to declare an emergency. (\$4,368,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### **PUBLIC SAFETY & JUDICIARY: KLEIN, CHR. MILLS CRAIG GINTHER**

**SR-17 1072-2014** To authorize the City Attorney to enter into the third year of a three year contract with LexisNexis a division of Reed Elsevier, Inc. for the provision of on-line legal research services; to authorize the expenditure of Fifty-four Thousand Two Hundred Sixteen Dollars from the General Fund; and to declare an emergency. (\$54,216.00)

**A motion was made by Klein, seconded by Tyson, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-18 1433-2014** To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into a contract with Motorola Corporation for the first phase of upgrading the City's 800MHz radio system from an Analog to a P-25 Digital system in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$11,494,403.00 from the Public Safety Capital Improvement Fund; and to declare an emergency. (\$11,494,403.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-19 1667-2014** To authorize the Finance and Management Director, on behalf of the Fleet Management Division to enter into various contracts for up-fitting and purchase of anti-idling devices for Division of Police vehicles; to authorize the appropriation and expenditure of \$1,300,000.00 from the Special Income Tax fund; and to declare an emergency. (\$1,300,000.00)

**A motion was made by Klein, seconded by Tyson, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-20 1689-2014** To authorize the Finance and Management Director to enter into contract with D. J. Bradley Company, Inc. to provide capital infrastructure replacement of office furnishings at the Central Safety Building; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$100,000.00 from the Public Safety G.O. Bonds Fund; and to declare an emergency. (\$100,000.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-21 1745-2014** To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer funds between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for partial renovation of 1120 Morse Road; to authorize the expenditure of \$947,677.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$947,677.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## RECESS

*RECESSED AT 6:23 PM*

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## RECONVENE

*RECONVENED AT 7:49 PM*

**A motion was made by Craig, seconded by Tyson, to Reconvene the Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**PUBLIC UTILITIES: KLEIN, CHR. CRAIG PALEY GINTHER**

**SR-22 1276-2014** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Hazen & Sawyer for the Blueprint Linden, Artane / Parkwood Area project; to transfer within and expend up to \$1,299,972.06 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,299,972.06)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-23 1277-2014** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with HDR Engineering, Inc. for the Blueprint Linden, Oakland Park / Medina Area project; to transfer within and expend of up of \$1,599,706.01 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,599,706.01)

**A motion was made by Klein, seconded by Paley, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-24 1278-2014** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with CDM Smith, Inc. for the Blueprint Linden, Agler / Berrell Area project; to transfer within and expend up to \$1,599,336.26 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,599,336.26)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-25 1279-2014** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Gresham Smith & Partners / OH Inc. for the Blueprint Linden, Hudson McGuffey Area project; to transfer within and expend of up of \$2,199,868.64 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$2,199,868.64)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-26 1379-2014** To authorize the Director of Public Utilities to modify the professional engineering services agreement with Hazen and Sawyer for the Jackson Pike Wastewater Treatment Plant Biosolids Land Application Improvement Project; to transfer within and expend up to \$1,046,500.00 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,046,500.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-27 1413-2014** To authorize the Director of Public Utilities to execute a construction contract with Underground Utilities, Inc. for the Regina Avenue Area Water Line Improvements Project in an amount up to \$2,553,515.40; for the Division of Water; and to authorize an expenditure up to \$2,553,515.40 within the Water Works Enlargement Voted Bonds Fund. (\$2,553,515.40)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-28 1415-2014** To authorize the Director of Public Utilities to execute a construction contract with Shelly & Sands, Inc. for the Eastfield Drive Area Water Line Improvements Project in an amount up to \$2,164,955.30; for the Division of Water; and to authorize an expenditure up to \$2,164,955.30 within the Water Works Enlargement Voted Bonds Fund. (\$2,164,955.30)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-29 1442-2014** To authorize the Director of Public Utilities to execute a construction contract with Travco Construction, Inc. for the 2014 Main Line Valve Replacements Project in an amount up to \$2,195,281.00 for the Division of Water; to authorize a transfer and expenditure up to \$2,195,281.00 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$2,195,281.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-30 1496-2014** To authorize the Director of Public Utilities to enter into a planned modification with Ohio Mulch for services in connection with the Deep Row Hybrid Poplar program for the Division of Sewerage and Drainage; and to authorize the expenditure of \$1,050,000.00 from the Sewerage System Operating Fund. (\$1,050,000.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-31 1507-2014** To authorize the Director of Public Utilities to modify the existing agreement and add an additional 40 months to the original end date of August 2014 with AEP Retail Energy for street light generation and transmission services and to declare an emergency.

**A motion was made by Klein, seconded by Craig, that this Ordinance be Taken from the Table. The motion carried by the following vote:**

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-32 1514-2014** To authorize the Director of Public Utilities to enter into a construction contract with the United Survey, Inc. for the Blueprint Linden Lining Project; to expend up to \$3,048,006.50 from the Sanitary Sewer General Obligation Bond Fund for the Division of Sewerage and Drainage. (\$3,048,006.50)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-33 1516-2014** To authorize the Director of Public Utilities to execute a construction contract with George J. Igel & Co., Inc. for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project in an amount up to \$1,237,387.80; for the Division of Water; to authorize a transfer and expenditure up to \$1,237,387.80 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$1,237,387.80)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-34 1552-2014** To authorize the Director of Public Utilities to enter into a construction contract with McDaniel's Construction Corporation for the Dublin Ave Control Building Site Improvements Project for the Division of Power; and to authorize the transfer of \$1,892,974.80; to amend the 2014 Capital Improvements Budget; to authorize the expenditure of \$4,152,974.80; and to declare an emergency. (\$4,152,974.80)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-35 1608-2014** To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Black & Veatch Corporation for the Division of Sewerage and Drainage for the Southerly Wastewater Treatment Plant Biosolids Land Application Facility project; to expend up to \$3,221,708.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2014 Capital Improvements Budget; and to declare an emergency. (\$3,221,708.00)

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

#### **PUBLIC SERVICE & TRANSPORTATION: MILLER, CHR. TYSON PALEY GINTHER**

**SR-36 1389-2014** This ordinance authorizes the City Attorney to file complaints to appropriate the remainder fee simple title and lesser real property interests necessary for the City's Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (PID 598095-10000) Public Project; authorizes the City Attorney to spend funds from the city's Department of Public Service Federal-State Engineering Fund, Fund Number 765; and declares an emergency. (\$242,908.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-37 1625-2014** To authorize and direct the City Auditor to transfer funds and appropriation within the Streets and Highways Bonds Fund, to authorize and direct the City Auditor to transfer funds between the

Streets and Highways Bonds Fund and the Federal-State Highway Engineering Fund; to appropriate funds within the Federal-State Highway Engineering Fund and the General Government Grants Fund; to authorize the Director of Public Service to enter into a contract with Shelly & Sands, Inc., for the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project; to expend up to \$2,671,780.00 from the Streets and Highways Bonds Fund, the Federal-State Highway Engineering Fund, and the General Government Grants Fund for contract and construction administration and inspection services in connection with the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project; and to declare an emergency. (\$2,671,780.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-38 1656-2014**

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bonds Fund; to waive competitive bidding requirements of Columbus City Code Section 329; to authorize the Director of Public Service to enter into a design agreement with Evans, Mechwart, Hambleton and Tilton for the Roadway Improvements - Cannon Drive Relocation project; to authorize the expenditure of \$1,000,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$1,000,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-39 1662-2014**

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation within the Water Works Enlargement Voted Bonds Fund; to waive the competitive bidding provisions of Columbus City Code for this project; to authorize the Director of Public Service to enter into contract with GPD Associates for engineering, technical, and surveying services in connection with the Roadway Improvements - Livingston Avenue - Front to Fourth project; to authorize the expenditure of up to \$950,000.00 from the Streets and Highways Bonds Fund and up to \$50,000.00 from the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$1,000,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-40 1687-2014**

To authorize the Finance and Management Director to enter into



contract with Farmer's Refuse and Trucking, Inc. for the option to purchase eight (8) Cubic Yard Front Load Refuse Containers and to authorize the expenditure of one dollar (\$1.00) to establish this contract from the General Fund; to waive formal competitive bidding requirements; and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### **TECHNOLOGY: MILLER, CHR. KLEIN PALEY GINTHER**

**SR-41 1475-2014** To appropriate \$505,000.00 within the Special Income Tax Fund; to authorize and direct the City Auditor to transfer \$300,000.00 in appropriation between object levels within the Department of Technology, Information Services fund; to authorize the Director of Finance and Management to establish purchase orders on behalf of the Department of Technology and various city agencies, for the purchase of replacement desktop computers, computer related products and equipment from a pre-established universal term contract with Brown Enterprise Solutions, LLC and Smart Solutions, LLC.; to authorize the expenditure of \$608,663.30 from the Department of Technology, Internal Services Fund and \$505,000.00 from the Special Income Tax Fund; and to declare an emergency. (\$1,113,663.30)

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### **DEVELOPMENT: MILLS, CHR. KLEIN TYSON GINTHER**

**SR-42 1448-2014** To authorize the Director of the Department of Development to enter into Professional Services Contracts with various artists for the artist fees associated with their selected bike rack design proposals; and to authorize the expenditure of \$6,500.00 from the Northland and Other Acquisitions Fund. (\$6,500.00)

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-43 1488-2014** To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC equal to twenty-five percent (25%) of the amount of new income

tax withheld on employees for a term of five (5) years in consideration of investing approximately \$215,000.00 related to the acquisition of machinery and equipment, retaining 40 full-time permanent positions, and creating 30 new full-time permanent positions.

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-44 1492-2014**

To authorize the Director of the Department of Development to enter into a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of ten (10) years with ADS Alliance Data Systems, Inc. in consideration of the company's proposed total investment of \$80.5 million and the creation of 700 new full-time permanent positions.

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-45 1630-2014**

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Agreement with Jeni's Splendid Ice Creams, LLC as provided in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007.

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-46 1631-2014**

To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with ComResource, Inc. equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years in consideration of the company's proposed investment of \$50,000.00 and the creation of 50 new full-time permanent positions.

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-47 1632-2014**

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

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-48 1664-2014** To authorize the Director of the Department of Development to enter into a contract with DiSalvo Development Advisors, LLC to undertake and prepare the Brice - Tussing Real Estate Market Study; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-49 1711-2014** To amend Ordinance 0721-2014, approved by Columbus City Council on April 7, 2014, for the purpose of changing the job retention commitment in the Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest, from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000; and to declare an emergency.

**A motion was made by Mills, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-50 1713-2014** To amend Ordinance 0720-2014, approved by Columbus City Council on April 7, 2014, for the purpose of changing the job retention commitment in the Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000.00 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000.00; and to declare an emergency. (\$18,881,000.00)

**A motion was made by Mills, seconded by Tyson, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## **EDUCATION: MILLS, CHR. KLEIN CRAIG GINTHER**

**SR-51 1697-2014** To authorize and direct the Director of Education to enter into contracts with various quality pre-kindergarten organizations to provide pre-kindergarten services in conjunction with similar awards between the State of Ohio and these organizations; to waive competitive

bidding provisions of the Columbus City Code; to authorize the expenditure of up to \$700,000.00 from the general fund; and to declare an emergency. (\$700,000.00).

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### **ADMINISTRATION: PALEY, CHR. CRAIG MILLER GINTHER**

**SR-52 1609-2014** To accept Memorandum of Understanding #2014-02 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE)/CWA Local 4502, which amends the Collective Bargaining Agreement, April 24, 2011 through April 23, 2014; and to declare an emergency.

**A motion was made by Paley, seconded by Tyson, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### **RULES & REFERENCE: GINTHER, CHR. KLEIN MILLS CRAIG**

**SR-53 1376-2014** To amend Title 5 of the Columbus City Code by enacting new Chapter 588, entitled "Peer-to-Peer Transportation Network Company License" and Chapter 590, entitled "Peer-to-Peer Transportation Network Driver's License to establish licensing requirements and regulations for peer-to-peer companies and drivers.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-54 1377-2014** To amend Sections 585.01, 585.03, 585.04, 585.05, 585.06, 585.07, 585.09, 585.11, 585.12, 585.13, 585.15 of the Columbus City Code; and to enact Section 585.051 of the Columbus City Code in order to include peer-to-peer transportation network companies and drivers as vehicles for hire.

**A motion was made by Klein, seconded by Craig, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-55 1747-2014** To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 1, City Administration"; and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-56 1748-2014** To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 2, City Elections."; and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-57 1749-2014** To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 3, City Officeholders."; and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## ADJOURNMENT

*ADJOURNED AT 8:48 PM*

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

**Affirmative:** 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther



# City of Columbus

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

## Minutes - Final Zoning Committee

*A. Troy Miller, Chair  
All Members*

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Monday, July 21, 2014

6:30 PM

City Council Chambers, Rm 231

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### REGULAR MEETING NO. 41 OF CITY COUNCIL (ZONING), JULY 21, 2014 AT 6:30 P.M. IN COUNCIL CHAMBERS.

#### ROLL CALL

**Present** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

#### 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 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

#### ZONING: MILLER, CHR. CRAIG KLEIN MILLS PALEY TYSON GINTHER

**1546-2014** To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3312.21, Landscaping and screening; 3312.49, Minimum number of parking spaces required; 3333.09, Area requirements; 3333.16, Fronting; 3333.18, Building lines; 3333.25, Side or rear yard obstruction; and 3333.255, Perimeter yard of the Columbus City Codes; for the property located at 1506 CHESAPEAKE AVENUE (43212), to permit two four-unit dwellings, three three-unit dwellings, six two-unit dwellings and two one-unit dwellings on one lot (Subarea 1), and one four-unit dwelling on one lot (Subarea 2), with reduced development standards in the AR-1, Apartment Residential District, and to repeal Ordinance Nos. 2069-2013 and 2064-2013, passed on September 23, 2013 (Council Variance # CV13-006 and CV13-017).

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1592-2014** To rezone 1415 CHAMBERS ROAD (43212), being 0.31± acres

located on the south side of Chambers Road, 735± feet west of Northwest Boulevard, From: R, Rural District, To: AR-1, Apartment Residential District (Rezoning # Z14-016).

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1593-2014** To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3312.21, Landscaping and screening; 3312.25, Maneuvering; 3312.29, Parking space; 3333.055, Exception for single- or two-family dwelling; 3333.09, Area requirements; 3333.16, Fronting on a public street; 3333.18, Building lines; 3333.23(d), Minimum side yard permitted; 3333.24, Rear yard; 3333.25, Side or rear yard obstruction; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 1397 CHAMBERS ROAD (43212), to permit the construction of one-, two-, three-, and four-unit dwellings with reduced development standards in the AR-1, Apartment Residential District, and to repeal Ordinance No. 1833-2013, passed on July 22, 2013 (Council Variance # CV14-016).

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1612-2014** To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted uses; 3312.29, Parking space; 3312.49, Minimum numbers of parking spaces required; and 3371.01, P-1, Private Parking District of the Columbus City Codes; for the property located at 1379 NORTH HIGH STREET & 32 KING AVENUE (43201), to conform a 34-unit apartment building and adjacent parking lot with reduced development standards in the C-4, Commercial and P-1, Private Parking Districts and to declare an emergency (Council Variance # CV14-010).

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1624-2014** To rezone 40 WEST THIRD AVENUE (43201), being 0.38± acres located on the north side of West Third Avenue, 270± feet west of North High Street, From: I, Institutional District, To: AR-O, Apartment



Office District and to declare an emergency (Rezoning # Z14-018).

**A motion was made by Miller, seconded by Klein, that this Ordinance be Amended to Emergency. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**A motion was made by Miller, seconded by Klein, that this Ordinance be Approved as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1657-2014**

To grant a Variance from the provisions of Sections 3309.14(A), Height Districts; 3312.09, Aisle; 3312.13, Driveway; 3312.25, Maneuvering; 3312.29, Parking Space; 3312.49, Minimum Number of Parking Spaces Required; 3333.23(d), Minimum Side Yard Permitted; 3333.24, Rear Yard; and 3333.26(a), Height District, of the Columbus City Codes; for the property located at 40 WEST THIRD AVENUE (43201), to permit reduced development standards in the AR-O, Apartment Office District for a sixteen unit apartment and office building and to declare an emergency (Council Variance # CV14-019).

**A motion was made by Miller, seconded by Klein, that this Ordinance be Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**A motion was made by Miller, seconded by Klein, that this Ordinance be Amended to Emergency. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**A motion was made by Miller, seconded by Klein, that this Ordinance be Approved as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1644-2014**

To grant a Variance from the provisions of Sections 3333.025, AR-2, apartment residential district use; 3363.01, M-manufacturing districts; 3321.05(A), Vision clearance; Section 3333.09, Area requirements; 3333.15, Basis of computing area; 3333.16, Fronting on a public street; 3333.18, Building lines; 3333.22, Maximum side yard required; 3333.23(a), Minimum side yard permitted; 3333.24, Rear yard; 3333.255, Perimeter yard; and 3363.27(b)(1)(2), Height and area regulations, of the Columbus City Codes; for the property located at 575 WEST SECOND AVENUE (43201), to permit a twenty-four unit residential development comprised of eight (8) three-unit dwellings or attached single-unit dwellings with reduced development standards in the AR-2, Apartment Residential and M, Manufacturing Districts and to declare an emergency (Council Variance # CV14-020).

**A motion was made by Miller, seconded by Craig, that this Ordinance be Amended to Emergency. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1655-2014** To amend Ordinance #1059-2014, passed on June 2, 2014 (CV14-007), for the property located 1635 SOUTH HAMILTON ROAD (43227), by amending Section 3 to reflect the correct the proposed use (CV14-007A).

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**2063-2013** To grant a Variance from the provisions of Section 3389.07, Impound lot, junk yard or salvage yard, of the Columbus City Codes, for the property located at 894 FRANK ROAD (43223), to request a Special Permit from the Columbus Board of Zoning Adjustment for a salvage/recycling operation in the M-1, Manufacturing District (Council Variance CV13-031).

**A motion was made by Miller, seconded by Craig, that this Ordinance be Taken from the Table. The motion carried by the following vote:**

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**A motion was made by Miller, seconded by Klein, that this Ordinance be Approved and Requested a "No" vote. The motion failed by the following vote:**

**Affirmative:** 0

**Negative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1604-2014** To grant a Variance from the provisions of Sections 3365.01, M-1, Manufacturing district; and 3389.07, Impound lot, junk yard or salvage yard, of the Columbus City Codes, for the property located at 894 FRANK ROAD (43223), to permit a salvage/recycling operation in the M-1, Manufacturing District in accordance with a Special Permit from the Columbus Board of Zoning Adjustment (Council Variance CV13-031).

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## ADJOURNMENT

*ADJOURNED AT 7:49 PM*

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

**Affirmative:** 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

# Ordinances and Resolutions

**City of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 0125X-2014

**Drafting Date:** 7/14/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To celebrate the 40th anniversary of Leadership Columbus, our community's premier leadership development program.

**WHEREAS**, since 1974, Leadership Columbus has served the central Ohio community by producing well-informed, engaged and passionate leaders, and preparing those leaders to move Columbus forward; and

**WHEREAS**, the mission of Leadership Columbus is to develop, connect and inspire diverse leaders who serve as catalysts in building a strong and vibrant community; and

**WHEREAS**, Leadership Columbus has over 2500 alumni who can be found serving as state and local officials, as City of Columbus cabinet members, as board members of nonprofit organizations, and in countless other leadership roles across our region; and

**WHEREAS**, Leadership Columbus has been ranked among the top five most effective community leadership training programs in the country; and

**WHEREAS**, Leadership Columbus is responsible for the implementation of over 200 community projects that have directly enhanced the City; and

**WHEREAS**, the 40th year of Leadership Columbus will feature expanded programming, including board governance training, programs to attract Ohio college students to Columbus to enhance our workforce, and the program known as OnBoarding Columbus - an orientation resource for relocating executives and their significant others seeking to make Columbus their home; and

**WHEREAS**, Leadership Columbus is an invaluable forum through which our community's leaders can connect and network with others who want to make a difference; and

**WHEREAS**, Leadership Columbus is dedicated to the continued development of leaders who will inspire and give back to the Columbus community; now therefore

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

That this Council does hereby recognize the 40th anniversary of Leadership Columbus and celebrate its unique contributions to the creation of leaders who represent the future of our City.

---

**Legislation Number:** 0126X-2014

Drafting Date: 7/16/2014

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To honor recognize and celebrate the life of Carrie M. Deberry Garnes and extend our sincere condolences to her family and friends on the occasion of her passing, July 4, 2014

**WHEREAS**, Ms. Garnes was born in Anson County, North Carolina. At a young age, she moved with her mother and sister to Columbus, Ohio and settled on the South Side; and

**WHEREAS**, Ms. Garnes was a 1942 graduate of Columbus South High School; and

**WHEREAS**, over the past 60 years, she served in leadership positions with many civic, social advocacy and political organizations including CMACAO, Women's Charity Council, LaPetite Club and the local Democratic Party; and

**WHEREAS**, she served on the Boards of Directors of the South Side Settlement, Old Southside Community Partnership, the Reeb-Hosack Area Planning Committee, and was an ardent supporter of the Reeb-Hosack/Steelton Village Committee. Ms. Garnes was also an active member of the Reeb-Hosack Community Baptist Church; and

**WHEREAS**, All who knew Ms. Garnes will remember her selfless dedication and service to her community; 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 Carrie M. Deberry Garnes and extend our sincerest condolences to her family and friends on the occasion of her passing.

---

Legislation Number: 0127X-2014

Drafting Date: 7/16/2014

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To honor and recognize the National Association of Women Business Owners (NAWBO) Columbus, Ohio, Chapter for advancing women entrepreneurs toward economic, social and political achievement.

**WHEREAS**, NAWBO Columbus was founded in 1996 by Marcia Swigart Hoyt to bring women business owners together to provide support and peer networking; and

**WHEREAS**, the organization helps women develop and grow strong and profitable businesses, build strategic alliances, coalitions and affiliations, transform public policy and influence opinion makers, and affect changes in the business culture; and

**WHEREAS**, each year NAWBO Columbus honors one Central Ohio woman business owner who has achieved success with her business while making notable contributions to her community, her industry and to initiatives for other women in business; and

**WHEREAS**, NAWBO Columbus hosts the Visionary Award Gala as a prestigious way to recognize and showcase the amazing women who not only own and operate businesses that are vital to Ohio's economy, but also find time and resources to identify needs and drive social change in their communities; and

**WHEREAS**, two new awards have been created for 2014 - the NAWBO Columbus Women & Business Champion and the NAWBO Columbus Member of the Year; and

**WHEREAS**, the visionary women of NAWBO make Central Ohio better and stronger for all of us and propel women entrepreneurs into economic, social, and political spheres of power worldwide; now, therefore

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

That we hereby honor and recognize the National Association of Women Business Owners Columbus, Ohio, Chapter for advancing women entrepreneurs toward economic, social and political achievement.

---

**Legislation Number:** 0130X-2014

**Drafting Date:** 7/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

*To honor and recognize Team Ohio Women's Basketball Team for its gold medal at the 2014 National Special Olympics.*

**WHEREAS**, in June 2014, the Ohio Delegation to the National Special Olympics won 26 gold medals, 18 silver medals and nine bronze medals; and

**WHEREAS**, Team Ohio Women's Basketball Team was made up of 10 female athletes, six of which are from Franklin County, and four of which are either graduates of or are enrolled in Columbus City Schools; and

**WHEREAS**, Megan Kilgore, the Team's coach, has coached the Columbus Comets, a Special Olympics Division 1 Women's Basketball Team, for eight years; and

**WHEREAS**, Team Ohio formed and began intense training camps after the athletes finished their regular season in April; and

**WHEREAS**, the athletes were dedicated to training and conditioning to prepare for the USA games; and

**WHEREAS**, the athletes and coach made time for practice and games outside of their regular employment and school work; and

**WHEREAS**, the athletes memorably represented their local organizations, local school systems, and the Ohio Special Olympics Delegation at the national level; and

**WHEREAS**, the National Special Olympics consisted of a week of games hosted in a variety of college facilities in and around Princeton; and

**WHEREAS**, as a testament to their preparation, training, teamwork and spirit, Team Ohio Women's Basketball Team went undefeated throughout the Games; and

**WHEREAS**, on June 20th, Team Ohio beat Missouri, 23-6, bringing home the gold medal; now, therefore

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

That this Council hereby honors and recognizes Team Ohio Women's Basketball Team for its gold medal at the 2014 National Special Olympics and congratulates Coach Megan Kilgore and all the athletes with the team on their tremendous accomplishment.

---

**Legislation Number:** 1072-2014

**Drafting Date:** 5/2/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. BACKGROUND:**

This ordinance authorizes the City Attorney to enter into the third year of a three-year contract with LexisNexis, a division of Reed Elsevier, Inc., for the provision of on-line legal research services. This provider was selected because it best meets the needs of the City Attorney's office. The services will be for access to on-line legal research that includes Accurint for Government, Labor Law, and Lexis for MS Office.

The original contract was authorized by Ordinance 0547-12 and the second year was authorized by Ordinance 1563-2013.

The cost for the Accurint services will remain the same in the second and third years. The cost for the other services will increase \$288.00 in the second and third years. The total annual cost was \$53,640.00 for the first year, \$53,928.00 for the second year and will \$54,216.00 for the third year.

## **2. FISCAL IMPACT:**

The cost of the third year of the contract, for the period of 06/01/14 through 05/31/15, will be \$54,216.00. These funds are included in the City Attorney's 2014 approved general fund budget.

## **3. CONTRACT COMPLIANCE NUBMER:**

LexisNexis, a division of Reed Elsevier, Inc. CC#: 521471842 Expires: 5/1/2016.

To authorize the City Attorney to enter into the third year of a three year contract with LexisNexis a division of Reed Elsevier, Inc. for the provision of on-line legal research services; to authorize the expenditure of Fifty-four Thousand Two Hundred Sixteen Dollars from the General Fund; and to declare an emergency. (\$54,216.00)

**WHEREAS**, the City Attorney's Office is in need of on-line legal research resources; and

**WHEREAS**, ordinance 0547-2012 authorized a three year contract with LexisNexis, a division of Reed Elsevier, Inc. for on-line legal research services; and

**WHEREAS**, the City Attorney's Office would like to enter into the third year of said three-year contract for the term 06/01/14 through 05/31/15, and

**WHEREAS**, an emergency exists in the usual daily operation of the City Attorney's Office in that this contract will ensure uninterrupted availability of necessary on-line legal research services and thereby preserving the public health, peace, property, safety and welfare; and, now therefore

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



**SECTION 1.** That the City Attorney be and hereby is authorized to enter into the third year of a three-year contract with LexisNexis a division of Reed Elsevier, Inc. for on-line legal research services for the term 06/01/14 through 05/31/15.

**SECTION 2.** That the sum of Fifty-four Thousand Two Hundred Sixteen Dollars (\$54,216.00), or so much thereof as may be necessary is hereby authorized to be expended to pay the cost of said contract from: Department 2401, General Fund 010, Organizational Cost Accounting Code 240101, Object Level Three 3332.

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

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**Legislation Number:** 1087-2014

**Drafting Date:** 5/5/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **BACKGROUND**

This ordinance authorizes the Director of Public Service to request the Ohio Department of Transportation to establish a safe operating speed on Warner Road from the City of Columbus corporation limit to Hamilton Road.

Engineering studies conducted in accordance with Ohio Revised Code 4511.21 support decreasing the current prima-facie speed limit from 50 miles per hour to 45 miles per hour.

To request that the Director of the Ohio Department of Transportation lower the prima-facie speed limit on Warner Road from the City of Columbus corporation limit to Hamilton Road from 50 miles per hour to 45 miles per hour, and to repeal any and all speed limit ordinances and resolutions on said roadway.

**WHEREAS,** the current prima-facie speed limit on Warner Road from the City of Columbus corporation limit to Hamilton Road is 50 miles per hour; and

**WHEREAS,** a request to study the existing speed limit was received by the 311 Call Center, and

**WHEREAS,** traffic engineering studies and investigations performed under the direction of a professional engineer indicate a posted speed of 45 miles per hour is reasonable and safe under existing conditions; and

**WHEREAS,** the City of Columbus will continue to monitor traffic crashes and volumes and revise necessary regulations to promote a safe roadway operation; and

**WHEREAS,** the Transportation and Pedestrian Commission approved this speed limit reduction on June 10, 2014; and

**WHEREAS;** Section 4511.21 of the Ohio Revised Code provides for the establishment of a reasonable and safe prima-facie speed limit under such conditions by the Director of the Ohio Department of Transportation

upon request of a local authority; and

**WHEREAS**, the City of Columbus, Ohio, Department of Public Service, Division of Planning and Operations, recommends a reasonable and safe prima-facie speed limit of 45 miles per hour be established for Warner Road from the City of Columbus corporation limit to Hamilton Road; now, therefore,

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

**SECTION 1.** That any and all previous speed limit ordinances and resolutions on Warner Road from the City of Columbus corporation limit to Hamilton Road be and are hereby repealed.

**SECTION 2.** That, upon the basis of the aforesaid engineering and traffic investigations, it is hereby determined that a posted speed limit of 45 miles per hour for Warner Road from the City of Columbus corporation limit to Hamilton Road is reasonable and safe under existing conditions.

**SECTION 3.** Be it further ordained that the Director of the Ohio Department of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima-facie speed limit of 45 miles per hour for Warner Road from the City of Columbus corporation limit to Hamilton Road.

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

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**Legislation Number:** 1207-2014

**Drafting Date:** 5/20/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an agreement with Stantec Consulting Services, Inc., for professional engineering services for the Watershed Miscellaneous Improvements - Hoover Dam and Griggs Dam Independent Consultant Review Project, in an amount up to \$228,200.75, for Division of Water Contract No. 2070.

The project consists of an evaluation and condition assessment of two existing Class I dam structures for the City of Columbus water supply reservoirs - Hoover and Griggs. The evaluation and condition assessment of Hoover Dam and Griggs Dam and associated appurtenances shall be conducted in accordance with Ohio Department of Natural Resources (ODNR) dam safety regulations in order to produce a Dam Safety Evaluation Report and a Maintenance Report for Hoover Dam and a Dam Safety Evaluation Report, a Maintenance Report, and an Operations and Maintenance Manual for Griggs Dam. The Dam Safety Evaluation Report(s) will identify and prioritize all findings of items pertinent to the safety of the dam in accordance with ODNR dam safety regulations. The Maintenance Report will identify and prioritize all findings of items to be repaired and shall be considered maintenance items not related to dam safety. Evaluation and condition assessment findings, along with repair recommendations and future maintenance recommendations shall be documented and submitted to the City in the form of one of the aforementioned reports. Upon request, preparation of detailed drawings, specifications, and contract documents will then be prepared for selected immediate repairs.

A contract modification will be sought for detailed design, bidding services, engineering services during construction, and preparation of record drawings after completion of construction. Additional contract modifications may be sought for additional phases of construction work.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** Hoover and Griggs Dams are designated as Class I dams by ODNR. This project is intended to assess these dams and make recommendations that shall address dam safety and maintenance. The DOW regularly maintains both Griggs Dam and Hoover Dam. This assessment shall be conducted by an independent consultant in compliance with general ODNR recommendations. The DOW anticipates that any recommendations made by the consultant will not require any emergency corrective measures. Since this project is in the planning/evaluation stage no community outreach or input has been sought at this time. The design consultant has committed to collaborate with the City on incorporating elements in the project, where possible, to help meet the goals of the Mayor's Get Green Columbus 2010 initiative. The consultant will incorporate the use of recycled materials, energy efficiency, and green infrastructure into the design.

**3. BID INFORMATION:** The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329.14, "Awarding professional service contracts through requests for proposals." The evaluation criteria for this contract included: 1. proposal quality, 2. experience of team, 3. project schedule, 4. past performance, 5. environmentally preferable offeror, and 6. local workforce.

Requests for Proposals (RFP's) were received on November 8, 2013 from Stantec Consulting Services, Burgess & Niple, and DLZ Ohio.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. The Department of Public Utilities recommends that the contract be awarded to Stantec Consulting Services, Inc.

The Contract Compliance Number for Stantec Consulting Services, Inc. is 11-2167170 (expires 11/6/15, MAJ). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Stantec Consulting Services, Inc.

**4. FISCAL IMPACT:** A transfer of funds within the Water Build America and Super Build America Bond Funds will be necessary, as well as an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement with Stantec Consulting Services, Inc. for professional engineering services for the Hoover and Griggs Dams Independent Consultant Review Project; for the Division of Water; to authorize a transfer and expenditure up to \$228,200.75 within the Water Build America and Super Build America Bond Funds; and to amend the 2014 Capital Improvements Budget. (\$228,200.75)

**WHEREAS**, three technical proposals for professional engineering services for the Hoover and Griggs Dams Independent Consultant Review Project were received on November 8, 2013; and

**WHEREAS**, the Department of Public Utilities recommends that the agreement be awarded to Stantec Consulting Services, Inc.; and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Build America and Super Build America Bond Funds, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a professional engineering services agreement for the Hoover and Griggs Dams Independent Consultant Review Project; for the preservation of the public health, peace, property and safety;

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to enter into a professional engineering services agreement for the Hoover and Griggs Dams Independent Consultant Review Project with the best, most responsive, and responsible bidder, Stantec Consulting Services, Inc., 1500 Lake Shore Drive, Suite 100, Columbus, Ohio 43204; for an expenditure up to \$228,200.75; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate the following:

Division: Water

Dept./Div. No.: 60-09

OL3: 6677

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

609 | Water Build America Bonds Fund | 609999-100000 (carryover) | Unallocated Balance Fund 609 | 609999 | \$1,562.63 (balance as of 5/20/14)

610 | Water Super Build America Bonds Fund | 610999-100000 (carryover) | Unallocated Balance Fund 610 | 610999 | \$141.45 (balance as of 5/20/14)

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$228,200.75 within the Department of Public Utilities, Division of Water, Dept/Div. No. 60-09, Object Level Three 6677, as designated on Attachment "ORD 1207-2014".

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as indicated on attachment "ORD 1207-2014".

**SECTION 5.** That an expenditure up to \$228,200.75 is hereby authorized for the Hoover and Griggs Dams Independent Consultant Review Project, Division 60-09, Project No. 690411-100004 (carryover), Object Level Three 6677, as follows:

**Fund**

<u>No.</u>	<u>Fund Name</u>	<u>OCA</u>	<u>Amount</u>
609	Water Build America Bonds Fund	694114	\$223,001.65
610	Super Build America Bond Funds	614114	<u>\$ 5,199.10</u>
			\$228,200.75

**SECTION 6.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

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**Legislation Number:** 1257-2014

**Drafting Date:** 5/22/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with CH2M Hill Engineers, Inc., for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project.

This is a contract for professional engineering design services and services during construction (Design Professional, or “DP” services). This contract provided engineering services for the SWWTP Sludge Thickening Improvements and Additional Renovations. This contract implemented improvements for one of the wastewater plants construction projects in the City’s Wet Weather Management Plan (WWMP) program.

The first phase of the project, Contract S75, Incinerator Building - North and Selective Demolition was performed at the SWWTP and the Compost Facility and includes:

1. SWWTP: Demolition of the Incinerator Building - North and preparation of the site for the construction of the second phase of project construction, Contract S76, Sludge Thickening Improvements and Additional Renovations.
2. Compost Facility: Selective demolition of elements of the Solar Drying Building, Screening Area, and Storage Buildings.

The second phase of the project, Contract S76, Sludge Thickening Improvements and Additional Renovations was performed at the SWWTP and the Compost Facility and includes:

1. SWWTP: Demolition of existing thickening centrifuge equipment, architectural renovations to the existing Centrifuge Thickening Building to reconfigure it as the new Thickening Facility East, structural and architectural construction of a new Thickening Facility West on the foundation of the existing Incinerator Building - North, installation of new thickening centrifuges, installation of a new polymer storage/transfer/feed system and associated appurtenances.
2. Compost Facility: Solar Building structural modifications.

The third phase of the project is included under Contract J216, Jackson Pike Wastewater Treatment Plant (JPWWTP) Polymer System Renovations. The existing polymer systems at Jackson Pike are deficient and in need of replacement. This specialized work is being performed by this Design Professional, because the systems at Southerly, which were designed by this DP, are reliable and will be mirrored at Jackson Pike. The preliminary and detailed design has been completed.

The J216 work consists of

1. Decommissioning of the existing polymer system including the bulk polymer storage tanks, load cells, blending system, and the polymer blending units for the dewatering and thickening centrifuges.
2. Providing a new polymer feed system consisting of polymer storage tanks and mixing system, polymer blending units, polymer aging tanks, and polymer solution feed pumps for the dewatering and thickening centrifuges.
3. Providing flushing water filtration equipment for the polymer blending units.
4. Repairs to existing floor drains to provide adequate service in the polymer area.
5. Replacing an existing floor hatch in the Sludge Pit Area to withstand vehicle loading from motorized plant equipment.
6. Decommissioning of an underground fuel oil storage tank.
7. Providing spill control measures at the plant's fueling station.

The actual emplacement of the work will be by construction contract. This engineering contract provides detailed design and bidding assistance, along with construction-phase engineering, start-up and commissioning assistance, and record documentation preparation. Construction Management services are being performed by others.

All engineering design services have been completed for all three phases of this project. Construction is completed for both the first and second phases.

**MODIFICATION INFORMATION:**

**Amount of additional funds to be expended: \$622,566.00**

Original Contract	\$ 1,400,000.00
Modification No. 1	\$ 2,572,000.00
Modification No. 2	\$ 4,688,327.00
Modification No. 3	\$ 250,000.00
Modification No. 4	\$ 1,419,870.00
Modification No. 5	\$ 330,423.00
Modification No. 6 (current)	<u>\$ 622,566.00</u>
CURRENT PROPOSED TOTAL	\$11,283,186.00

**Reasons additional goods/services could not be foreseen:**

This Contract Modification No. 6 is a planned modification and is a continuation of the services included within the existing contract's scope of services. It is a planned continuation of the services included within contract Modification No. 3's information accompanying the legislation. This contract modification also includes additional Detailed Design Services that became necessary during completion of the design.

**Reason other procurement processes are not used:**

The funding provided by this contract modification is for continuation of the existing work of the contract. It is not reasonable or cost effective to undertake a new procurement to acquire these services.

**How cost of modification was determined:**

A cost proposal was provided by CH2M Hill, Inc. and reviewed by the Division of Sewerage and Drainage and was deemed acceptable.

**Contract Compliance No.:** 32-0100027 | MAJ | Expires 01/07/2015

**Emergency Designation:** Emergency designation **is not** requested.

**ECONOMIC IMPACT:** The new polymer system equipment being designed will reduce maintenance problems and costs. Environmental Factors included in this project are the removal of an Underground Fuel Oil Storage Tank and providing spill control measures at the facility's fueling station. No community outreach factors are considered for this project.

**FISCAL IMPACT:** This legislation authorizes an expenditure of up to \$622,566.00 from the Sanitary Sewer Revenue Bond Fund, Fund 665 and amends the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a planned modification for a professional engineering services agreement with CH2M Hill Engineers, Inc., for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project; to authorize an expenditure of up to \$622,566.00 from the Sanitary Sewer Revenue Bond Fund, for the Division of Sewerage and Drainage, and authorize an amendment to the 2014 Capital Improvements Budget. (\$622,566.00).

**WHEREAS**, the Original contract No. EL007225 was authorized by Ordinance No. 1676-2006, and passed by Columbus City Council on October 16, 2006; executed on August 17, 2007; approved by the City Attorney on August 23, 2007; and certified by the City Auditor's office on August 28, 2007; and

**WHEREAS**, Modification No. 1, contract No. EL007423, was authorized by Ordinance No. 1333-2007 and passed by Columbus City Council on October 1, 2007; executed on November 1, 2007; approved by the City Attorney on November 07, 2007; and certified by the City Auditor's office on November 08, 2007; and

**WHEREAS**, Modification No. 2, contract No. EL008436, was authorized by Ordinance No. 1109-2008 and passed by Columbus City Council on July 7, 2008, executed on July 24, 2008; approved by the City Attorney on executed on July 30, 2008; and certified by the City Auditor's office on August 06, 2008; and

**WHEREAS**, Modification No. 3, contract No. EL009396, was authorized by Ordinance No. 0118-2009 and passed by Columbus City Council on April 6, 2009, executed on May 29, 2009; approved by the City Attorney on executed on June 08, 2009; and certified by the City Auditor's office on June 12, 2009; and

**WHEREAS**, Modification No. 4, contract No. EL011545, was authorized by Ordinance No. 1255-2010 and passed by Columbus City Council on January 31, 2011, executed on April 08, 2011; approved by the City Attorney on executed on April 19, 2011; and certified by the City Auditor's office on April 20, 2011; and

**WHEREAS**, Modification No. 5, contract No. EL013909, was authorized by Ordinance 2385-2012, and passed by Columbus City Council on Dec 03, 2012, executed on January 15, 2013; approved by the City

Attorney on executed on January 17, 2013; and certified by the City Auditor's office on January 17, 2013; and  
**WHEREAS**, it is necessary to modify this contract in order to provide funding for additional professional engineering design services and services during construction of the project; and

**WHEREAS**, it is necessary for City Council to authorize the expenditure of up to \$622,566.00 in funds from the Sanitary Sewer Revenue Bond Fund, Fund 665; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget to provide sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with CH2M Hill Engineers, Inc. for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations Project, at the earliest practical date; **Now, Therefore,**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL007225 with CH2M Hill Engineers, Inc., 1103 Schrock Road, Suite 400, Columbus, Ohio 43229, for professional engineering services for the Southerly Wastewater Treatment Plant Sludge Thickening Improvements and Additional Renovations project, in order to provide the professional engineering services in accordance with the terms and conditions as shown on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the Director of Public Utilities be and hereby is authorized to expend up to \$622,566.00 from the Sanitary Sewer Revenue Bond Fund | Fund 665 Div. 60-05 | in the following manner:

**Project No. | Project Name | OCA Code | Amount (\$)**

650359-100000 | SWWTP Sludge Thickening Improvements and Additional Renovations | 665359 | Obj. Lvl Three 6678 | \$622,566.00

**SECTION 3.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

Creation of authority to match cash - only using \$622,566

665 | 650359-100000 | SWWTP Sludge Thickening Improvements and Additional Renovations | \$0 | \$1,393,865 | (+\$1,393,865)

665 | 650359-100000 | SWWTP Sludge Thickening Improvements and Additional Renovations | \$1,393,865 | \$771,299 | (-\$622,566)

**SECTION 4.** That the said firm, CH2M Hill Engineers, Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrators of the Division of Sewerage and Drainage and Water.

**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 are no longer required for said project.

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed



appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1259-2014

**Drafting Date:** 5/23/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with Resource International, Inc. for the Compost Facility Leachate Basin Improvement Project, CIP#650759-100000. It is the objective of the City to mitigate overflows of the Compost Facility Leachate Basin and to provide an adequate outlet for waste effluent from the Compost Facility Administrative Building.

The Compost Facility Leachate Basin Improvement Project involves consulting services to ensure that the Compost Facility operates at an appropriate level of service (LOS) by completing the following tasks: 1) evaluate the level of service of the newly upgraded drainage system; 2) devise augmentations to the new drainage system to ensure this system operates at an appropriate level of service; and 3) evaluate the condition and operability of the existing sanitary forcemains and associated pump stations to ensure that the risk in the operations is managed to an appropriate level of service. The Consultant shall produce all bid documents required to successfully bid and construct accepted recommended alternatives. Lastly, the Consultant shall provide all engineering-during-construction activities required such as shop drawing review and construction conflict mitigation.

**2. THE PROJECT TIMELINE:** There will be a twelve month monitoring period of rainfall and stormwater flow metering followed by an eighteen month study and design phase for this project (total period of 30 months).

**3. PROCUREMENT:** In accordance with the procedures set forth in Columbus City Code, Section 329.14 for RFP's, the City received three (3) RFP's on November 22, 2013 for the Compost Facility Leachate Basin Improvement Project. After careful consideration of proposal quality, experience of the team's personnel, experience of the prime contractor, and local workforce, Resource International, Inc. was awarded the contract.

<u>Name</u>	<u>CCCN Exp. Date</u>	<u>City/State</u>	<u>Status</u>
Resource International	31-0669793 - 3/27/16	Columbus, OH	FBE
Chester Engineers	20-2401674 - 6/30/15	Columbus, OH	MBE

**4. EMERGENCY DESIGNATION:** Emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 31-0669793 | FBE | Exp. 3/27/2016

**6. ENVIRONMENTAL IMPACT:** The City of Columbus Division of Sewerage and Drainage initiated CIP 650759 to mitigate overflows of the Compost Facility Leachate Basin into the Scioto River and to provide an adequate outlet for waste effluent from the Compost Facility Administrative Building.

**7. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within \$44,226.43 and expend up to \$344,226.43 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Resource International, Inc. for the Compost Facility Leachate Basin Improvement Project; to transfer within \$44,226.43 and expend up to \$344,226.43 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget.(\$344,226.43).

**WHEREAS**, in accordance with the provisions of Section 329.14 of the Columbus City Codes, the respondents to the advertised RFP submitted three (3) proposals which were received and opened on November 22, 2013 at the office of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage's review committee reviewed the proposals and recommended that the agreement for the Compost Facility Leachate Basin Improvement Project be awarded to Resource International, Inc.; and

**WHEREAS**, it is the objective of the City to mitigate overflows of the Compost Facility Leachate Basin and to provide an adequate outlet for waste effluent from the Compost Facility Administrative Building; and

**WHEREAS**, it is necessary to transfer within \$44,226.43 and expend up to \$334,226.43 from the Sanitary Sewer General Obligation Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget for the purposes of providing sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with Resource International, Inc. for the Compost Facility Leachate Basin Improvement Project, at the earliest practical date for the preservation of the public health and safety **Now, Therefore:**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with Resource International, Inc., 6350 Presidential Gateway, Columbus, Ohio 43231, for the Compost Facility Leachate Basin Improvement Project in accordance with the terms and conditions shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$44,226.43 within the Department of Public Utilities, Division of Sewerage and Drainage | Div. 60-05 | Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Object Level Three 6676 | as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650333-100000 | Wastewater Treatment Facilities Ash Lagoons | 664333 | -\$44,226.43

**TO:**

**Project No. | Project Name | OCA Code | Change**

650759-100000 | Compost Facility Leachate Basin | 664759 | +\$44,226.43

**SECTION 3:** That the Director of Public Utilities is hereby authorized to expend up to \$344,226.43 in the following manner: Sanitary Sewer G.O. Bond Fund | Fund 664 | Div. 60-05 | Obj. Lvl Three: 6676

**Project No. | Project Name | OCA Code | Amount (\$)**

650759-100000 | Compost Facility Leachate Basin | 664759 | +\$344,226.43

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650333-100000 | Wastewater Treatment Facilities Ash Lagoons | \$362,260 | \$318,034 | (-\$44,227)

650759-100000 | Compost Facility Leachate Basin | \$300,000 | \$344,227 | (+\$44,227)

**SECTION 5:** That the said engineering company, Resource International Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1273-2014

**Drafting Date:** 5/23/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. Background:**

This legislation authorizes the Director of Public Utilities to enter into an engineering modification agreement (Mod#1) with ARCADIS U.S. Inc., for the Wastewater Treatment Facilities Ash Lagoons Improvements. This professional services contract modification with ARCADIS U.S., Inc. will provide continuing professional engineering services for the Wastewater Treatment Facilities Ash Lagoons Improvements project, Project 650333-100000. Both the Jackson Pike (JPWWTP) and Southerly Wastewater Treatment Plants (SWWTP) have two biosolids multiple hearth incinerators. The ash produced is mixed with incinerator scrubber water and/or plant flushing water and was previously pumped to the two ash lagoons at each plant. There was a concern that decant draining off the ash lagoons would not meet the new copper limits of the NPDES permits at both plants. The Scope of Work for this project, at the City's discretion, originally consisted of the following elements:

A. This project was originally intended to investigate the construction of new ash lagoons that were to drain to the plant effluent for the purpose of diluting the copper concentrations of the ash decant to acceptable concentrations for release into the Scioto River, or to combine the existing ash lagoon decant with the treatment plants' effluents, or to recycle decant from the existing ash lagoons to plants' headworks for treatment.

B. Jackson Pike WWTP:

1. Study the structure of the Jackson Pike ash lagoons and investigate options to replace them or to provide new ash lagoon liners for both lagoons and construct a new ash flume or alternative ash conveyance system.

C. Southerly WWTP:

1. Investigate new, smaller ash storage and conveyance to be constructed out of the Scioto River floodway, due to floodway constraints.

However, a Business Case Evaluation (BCE) was performed. Early in the BCE process, an alternative to the originally-envisioned ash lagoon modifications or new lagoon construction was identified. An innovative alternative was proposed by the City's project committee to convey ash slurry into dewatering containers to transport dewatered incinerator ash directly to beneficial reuse, eliminating the need for lagoons and the need for storage and subsequent excavation of the ash from lagoons.

Pilot projects for the new system were started at both waste water treatment plants and continued during the BCE process. ARCADIS U.S. Inc. provided ash dewatering / transport system pilot project start-up and documentation preparation assistance, testing and evaluation services and administrative services. Components of the pilot projects were built by internal maintenance staff.

The Design Professional (DP) Detailed Design for the SWWTP system commenced during the pilot testing when it was demonstrated that the dewatering methodology worked and that the ash dewatering/transport system alternative would be the recommendation of the BCE report.

The DP performed services during Construction at SWWTP that included Technical Project Representation to interpret design requirements, to design modifications to the plant's pumping and conveyance system, and to provide direction for compliance with the project's technical requirements. Construction Management and Field Project Representation were performed by others.

**Modification Information:**

**1.1 Amount of additional funds to be expended: \$18,100.00**

Original Contract	\$310,648.00
Proposed Modification No. 1	<u>\$ 18,100.00</u>
CURRENT PROPOSED TOTAL	\$328,748.00

**1.2 Reasons additional goods/services could not be foreseen.**

This Contract Modification No. 1 was planned and anticipated, and so stated in the original contract's legislation.

**1.3 Reason other procurement processes are not used:**

The funding provided by this Contract Modification No. 1 is for continuation of the existing work of the contract. In so much as work was planned for and anticipated within the original procurement, it is not reasonable or cost effective to undertake a new procurement to acquire these services

**1.4 How cost of modification was determined:**

A cost proposal was provided by ARCADIS U.S. Inc. and reviewed by the Division of Sewerage and Drainage and was deemed acceptable. The cost of this contract modification is consistent with the direct labor, overhead, and profit rates established within the original proposal.

**2. Emergency Designation:** Emergency designation **is not** requested for this legislation.

**3. Contract Compliance No.:** 57-0373224 | MAJ | Expiration Date: 07/10/2015

**4. Economic Impact:**

The cost of this project was scaled down from an initial estimated capital cost of \$19,859,000.00 to design and construction expenditure levels to date of less than \$1,000,000.00. The innovative new ash dewatering and transportation process was designed, tested and built through cooperative skilled team interaction of City of Columbus personnel from all of the Division of Sewerage and Drainage facilities, and the DP. This project will enhance the beneficial reuse of incinerator ash by eliminating the need to handle and transport the ash multiple times; it will end the practice of storing ash in or near the floodplain of the Scioto River, which will eventually end the downstream transport of ash during seasonal flooding events; it will eliminate the ash lagoon decant overflows directly into the Scioto River and instead will provide for WWTP processing of the incinerator ash decant flow, all in keeping with the spirit and the intent of the City of Columbus' Green Action Plan.

**5. Fiscal Impact:**

This ordinance authorizes the expenditure of up to \$18,100.00 from the Sanitary Sewer General Bond Fund, Fund 664 and amends the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to execute a planned contract modification for professional engineering and design services with ARCADIS U.S. Inc. in connection with the Wastewater Treatment Facilities Ash Lagoon Improvements and to expend up to \$18,100.00 from the Sanitary Sewers General Bond Fund, and authorize an amendment to the 2014 Capital Improvements Budget. (\$18,100.00)

**WHEREAS**, it is necessary to authorize a planned contract modification for professional engineering services with ARCADIS U.S. Inc. for the Division of Sewerage and Drainage for the Wastewater Treatment Facilities Ash Lagoon Improvements; and

**WHEREAS**, Contract No. EL011393 was authorized by Ordinance No. 1636-2010, passed by the Columbus City Council on January 24, 2011, executed by the Director of Public Utilities March 04, 2011, approved by

the City Attorney on March 16, 2011 in the amount of \$310,648.00; and

**WHEREAS**, it is necessary to authorize the expenditure of \$18,100.00 in funds from the Sanitary Sewer General Bond Fund, Fund 664, for purposes of providing sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget to provide sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a contract modification agreement for professional engineering services with ARCADIS U.S. Inc. in connection with the Wastewater Treatment Facilities Ash Lagoon Improvements, at the earliest practicable date for the preservation of the public health, property, and safety; **Now, Therefore,**

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to modify Contract No. EL011393 with ARCADIS U.S. Inc., 100 E. Campus View Blvd., Suite 200, Columbus, Ohio 43235 for professional engineering services in connection with the Wastewater Treatment Facilities Ash Lagoon Improvements project in accordance with the terms and conditions as shown in the original contract on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the Director of Public Utilities is authorized to expend up to \$18,100.00 or as much thereof as may be needed, on the following:

**Project No. | Project Name | Amount (\$) | OCA Code | Object Level Three**

650333-100000 | Wastewater Treatment Facilities Ash Lagoons | 664333 | 6676 | \$18,100.00

**SECTION 3.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

Creation of authority to match cash - only using \$18,100

664 | 650333-100000 | WWTF Ash Lagoons Improvements | \$260,860 | \$380,360 | (+\$119,500)

**SECTION 4.** That the said company, ARCADIS U.S. Inc. shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the Director of Public Utilities 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 8.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1276-2014

**Drafting Date:** 5/25/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with Hazen & Sawyer for the Blueprint Linden, Artane / Parkwood Area project. The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

Recently, the City received approval from Ohio EPA to delay many elements of the WWMP so the City can investigate whether it can meet the WWMP goals and future stormwater regulations with green infrastructure and I&I control on public and private property rather than with gray infrastructure. The technical name for this solution is known as the Integrated Solution (IS). In the City, the name has been further defined as “Blueprint Columbus”.

The scope of work for this project is to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing the Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI) with the long term goal to mitigate DSR activations, water-in-basement occurrences (WIBs) and street and yard flooding.

It is further desired to mitigate overflows of incident DSRs to the 10-year level of service (LOS). For the CSO area, it is the desire of the City to mitigate overflows to the typical year LOS. This is intended to be a multi-year contract with one or two annual modifications.

Original Contract (Preliminary Design/Field Work)	\$1,299,972.06
Modification 1 (Final Design & Engineering during Construction)	<u>\$259,994.00</u>
Total	\$1,559,967.06

**2. THE PROJECT TIMELINE:** The Project task end dates are as follows and include all City reviews and approvals.

Proposals out	12-26-13 (Actual)
Proposals received	1-31-14 (Actual)
Contract Initiation (NTP)	10-6-14

Detailed Design Complete	2-12-16
Land Acquisition Complete	1-13-17
Construction Start	7-23-18
Construction Complete	7-22-19

**3. PROCUREMENT:** A modified RFP process was used. This was deemed warranted due to the specialized nature of the project and the strict pre-qualifications included in the request. Furthermore, four specific projects were in consideration under the same Proposal request process: 650870.701 (Hudson/McGuffey), 650870.702 (Oakland Park/Medina), 650870.703 (Agler/Berrell), and 650870.704 (Artane/Parkwood). This Legislation Request pertains specifically to 650870.704 (Artane/Parkwood).

<u>Name</u>	<u>C.C. No.</u>	<u>/</u>	<u>Exp Date</u>	<u>City/State</u>	<u>Status</u>
American Structure Point	35-1127317	/	10/4/2015	Columbus/Ohio	MAJ
Arcadis	57-0373224	/	7/10/2015	Columbus/Ohio	PHC
Black & Veatch	43-1833073	/	9/30/2015	Columbus/Ohio	MAJ
CDM Smith	04-2473650	/	4/2/2016	Columbus/Ohio	MAJ
CH2M Hill	32-0100027	/	1/7/2015	Columbus/Ohio	MAJ
CHA	16-0966259	/	8/13/2015	Columbus/Ohio	MAJ
GS&P	62-1736493	/	1/10/2016	Columbus/Ohio	MAJ
Hazen & Sawyer	13-2904652	/	3/25/2016	Columbus/Ohio	MAJ
HDR	47-0680568	/	9/10/2014	Columbus/Ohio	PHC
MS Consultants	34-6546916	/	3/7/2016	Columbus/Ohio	MAJ

Negotiations with the top four Offerors were sought for one of the four projects within the RFP. The successful bidder for the 650870.704 (Artane/Parkwood) project was: Hazen & Sawyer.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 13-2904652 | MAJ | Exp. 3/25/2016

**6. ENVIRONMENTAL IMPACT:** The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

It is anticipated there will be a greater impact to the economy and advantages by implementing a group of smaller projects which would be conducive for competition with local suppliers and vendors as opposed to the large scale, previously devised, WWMP projects.

Community and Outreach for the project will be conducted by the City, the selected consultant and the Public Outreach Consultant, Brown and Caldwell, which is currently under contract for this work.

**7. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend of up of \$1,299,972.06 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget.



To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Hazen & Sawyer for the Blueprint Linden, Artane / Parkwood Area project; to transfer within and expend up to \$1,299,972.06 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,299,972.06)

**WHEREAS**, in accordance with the provisions of Section 329.14 of the Columbus City Codes, an advertisement for RFP's was submitted using a "Hybrid RFP Process". The RFP's were opened on January 31, 2014 at the office of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage's RFP Evaluation Committee reviewed and recommended that the agreement be awarded for the Blueprint Linden, Artane / Parkwood Area project to Hazen & Sawyer; and

**WHEREAS**, it is the objective of this project to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing the Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate DSR activations, water-in-basement occurrences (WIBs) and street and yard flooding; and

**WHEREAS**, it is the objective of this project to mitigate overflows of incident DSRs to the 10-year level of service (LOS); and

**WHEREAS**, it is necessary for this project to be a multi-year contract with one or two annual modifications; and

**WHEREAS**, it is necessary to transfer within and expend of up of \$1,299,972.06 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with Hazen & Sawyer for the Blueprint Linden, Artane / Parkwood Area project at the earliest practical date for the preservation of the public health and safety **Now, Therefore:**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with Hazen & Sawyer, 7870 East Kemper Road, Suite 300, Cincinnati, Ohio 45249 for the Blueprint Linden, Artane / Parkwood Area project in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$1,299,972.06 within the Department of Public Utilities, Division of Sewerage and Drainage | Div. 60-05 | Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Object Level Three 6676 | as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650510-100031 | Fairwood Facilities Improvements | 651031 | -\$1,299,972.06

**TO:**

**Project No. | Project Name | OCA Code | Change**

650870-100704 | Blueprint Linden Artane/Parkwood | 648774 | +\$1,299,972.06

**SECTION 3:** That the Director is hereby authorized to expend up to \$1,299,972.06 in the following manner:  
Sanitary Sewer G.O. Bond Fund | Fund 664 | Div. 60-05 | Obj. Lvl Three: 6676

**Project No. | Project Name | OCA Code | Amount (\$)**

650870-100704 | Blueprint Linden Artane/Parkwood | 648774 | +\$1,299,972.06

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650510-100031 | Fairwood Facilities Improvements | \$4,006,000 | \$2,706,028 | (-\$1,299,973)  
650870-100704 | Blueprint Linden Artane/Parkwood | \$0 | \$1,299,973 | (+\$1,299,973)

**SECTION 5:** That the said engineering company, Hazen & Sawyer, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1277-2014

**Drafting Date:** 5/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with HDR Engineering, Inc. for the Blueprint Linden, Oakland Park / Medina Area project. The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

Recently, the City received approval from Ohio EPA to delay many elements of the WWMP so the City can investigate whether it can meet the WWMP goals and future stormwater regulations with green infrastructure and I&I control on public and private property rather than with gray infrastructure. The technical name for this solution is known as the Integrated Solution (IS). In the City, the name has been further defined this as “Blueprint Columbus”.

The scope of work for this project is to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing of Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate DSR activations, water-in-basement occurrences (WIBs) and street and yard flooding.

It is further desired to mitigate overflows of incident DSRs to the 10-year level of service (LOS). For the CSO area, it is the desire of the City to mitigate overflows to the typical year LOS. This is intended to be a multi-year contract with one or two annual modifications.

Original Contract (Preliminary Design/Field Work)	\$1,599,706.01
Modification 1 (Final Design & Engineering during Construction)	<u>\$319,941.20</u> (20% - finalizing)
Total	\$1,919,647.21

**2. THE PROJECT TIMELINE:** The Project task end dates are as follows and include all City reviews and approvals.

The Project task end dates are as follows and include all City reviews and approvals.

Proposals out	12-26-13 (Actual)
Proposals received	1-31-14 (Actual)
Contract Initiation (NTP)	10-6-14
Detailed Design Complete	2-12-16
Land Acquisition Complete	1-13-17
Construction Start	7-23-18
Construction Complete	7-22-19

**3. PROCUREMENT:** A modified RFP process was used. This was deemed warranted due to the specialized nature of the project and the strict pre-qualifications included in the request. Furthermore, four specific projects were in consideration under the same Proposal request process: 650870.701 (Hudson/McGuffey), 650870.702 (Oakland Park/Medina), 650870.703 (Agler/Berrell), and 650870.704 (Artane/Parkwood). **This Legislation Request pertains specifically to 650870.702 (Oakland Park/Medina).**

<u>Name</u>	<u>C.C. No.</u>	<u>/</u>	<u>Exp Date</u>	<u>City/State</u>	<u>Status</u>
American Structure Point	35-1127317	/	10/4/2015	Columbus/Ohio	MAJ
Arcadis	57-0373224	/	7/10/2015	Columbus/Ohio	PHC
Black & Veatch	43-1833073	/	9/30/2015	Columbus/Ohio	MAJ
CDM Smith	04-2473650	/	4/2/2016	Columbus/Ohio	MAJ
CH2M Hill	32-0100027	/	1/7/2015	Columbus/Ohio	MAJ
CHA	16-0966259	/	8/13/2015	Columbus/Ohio	MAJ
GS&P	62-1736493	/	1/10/2016	Columbus/Ohio	MAJ
Hazen & Sawyer	13-2904652	/	3/25/2016	Columbus/Ohio	MAJ
HDR	47-0680568	/	9/10/2014	Columbus/Ohio	PHC
MS Consultants	34-6546916	/	3/7/2016	Columbus/Ohio	MAJ

Negotiations with the top four offerors were sought for one of the four projects within the RFP. The successful bidder for the 650870.702 (Oakland Park / Medina) project was: HDR Engineering, Inc.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 47-0680568 | PHC | Exp. 09/10/2014

**6. ENVIRONMENTAL IMPACT:** The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

It is anticipated there will be a greater impact to the economy and advantages by implementing a group of smaller projects which would be conducive for competition with local suppliers and vendors as opposed to the large scale, previously devised, WWMP projects.

Community and Outreach for the project will be conducted by the City, the selected consultant and the Public Outreach Consultant, Brown and Caldwell, which is currently under contract for this work.

**7. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend of up of \$1,599,706.01 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with HDR Engineering, Inc. for the Blueprint Linden, Oakland Park / Medina Area project; to transfer within and expend of up of \$1,599,706.01 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,599,706.01)

**WHEREAS,** in accordance with the provisions of Section 329.14 of the Columbus City Codes, advertisements for RFP's were submitted using a “*Hybrid RFP Process*”. The RFP’s were opened on January 31, 2014 at the office of the Director of Public Utilities; and

**WHEREAS,** the Division of Sewerage and Drainage's RFP Evaluation Committee reviewed and recommended that the agreement award for the Blueprint Linden, Oakland Park / Median Area project be made

to HDR Engineering, Inc.; and

**WHEREAS**, it is the objective of this project to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing of Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate DSR activations, water-in-basement occurrences (WIBs) and street and yard flooding; and

**WHEREAS**, it is the objective of this project to mitigate overflows of incident DSRs to the 10-year level of service (LOS); and

**WHEREAS**, it is necessary for this project to be a multi-year contract with one or two annual modifications; and

**WHEREAS**, it is necessary to transfer within and expend of up of \$1,599,706.01 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with HDR Engineering, Inc. for the Blueprint Linden, Oakland Park / Medina Area project at the earliest practical date for the preservation of the public health and safety **Now, Therefore:**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with HDR Engineering, Inc. 2800 Corporate Exchange Dr., Suite 270, Columbus, Ohio 43231, for the Blueprint Linden, Oakland Park / Medina Area project in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer of \$1,599,706.01 within the Department of Public Utilities, Division of Sewerage and Drainage | Div. 60-05 | Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Object Level Three 6676 | as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650510-100031 | Fairwood Facilities Improvements | 651031 | -\$1,599,706.01

**TO:**

**Project No. | Project Name | OCA Code | Change**

650870-100702 | Blueprint Linden Oakland Park / Medina | 648772 | +\$1,599,706.01

**SECTION 3:** That the Director is hereby authorized to expend up to \$1,599,706.01 in the following manner: Sanitary Sewer G.O. Bond Fund | Fund 664 | Div. 60-05 | Obj. Lvl Three: 6676

**Project No. | Project Name | OCA Code | Amount (\$)**

650870-100702 | Blueprint Linden Oakland Park / Medina | 648772 | +\$1,599,706.01

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650510-100031 | Fairwood Facilities Improvements | \$2,706,028 | \$1,106,322 | (-\$1,599,707)

650870-100702 | Blueprint Linden Oakland Park / Medina | \$0 | \$1,599,707 | (+\$1,599,707)

**SECTION 5:** That the said engineering company, HDR Engineering, Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1278-2014

**Drafting Date:** 5/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with CDM Smith, Inc. for the Blueprint Linden, Agler / Berrell Area project. The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

Recently, the City received approval from Ohio EPA to delay many elements of the WWMP so the City can investigate whether it can meet the WWMP goals and future stormwater regulations with green infrastructure and I&I control on public and private property rather than with gray infrastructure. The technical name for this solution is known as the Integrated Solution (IS). In the City, the name has been further defined as “Blueprint Columbus”.

The scope of work for this project is to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing of Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate DSR activations, water-in-basement occurrences (WIBs) and street and yard flooding.

It is further desired to mitigate overflows of incident DSRs to the 10-year level of service (LOS). For the CSO area, it is the desire of the City to mitigate overflows to the typical year LOS. This is intended to be a multi-year contract with one or two annual modifications.

Original Contract (Preliminary Design/Field Work)	\$1,599,336.26
Modification 1 (Final Design & Engineering during Construction)	<u>\$319,867.00</u>
Total	\$1,919,203.26

**2. THE PROJECT TIMELINE:** The Project task end dates are as follows and include all City reviews and approvals.

The Project task end dates are as follows and include all City reviews and approvals.

Proposals out	12-26-13 (Actual)
Proposals received	1-31-14 (Actual)
Contract Initiation (NTP)	10-6-14
Detailed Design Complete	2-12-16
Land Acquisition Complete	1-13-17
Construction Start	7-23-18
Construction Complete	7-22-19

**3. PROCUREMENT:** A modified RFP process was used. This was deemed warranted due to the specialized nature of the project and the strict pre-qualifications included in the request. Furthermore, four specific projects were in consideration under the same Proposal request process: 650870.701 (Hudson/McGuffey), 650870.702 (Oakland Park/Medina), 650870.703 (Agler/Berrell), and 650870.704 (Artane/Parkwood). **This Legislation Request pertains specifically to 650870.703 (Agler / Berrell).**

<u>Name</u>	<u>C.C. No.</u>	<u>/</u>	<u>Exp Date</u>	<u>City/State</u>	<u>Status</u>
American Structure Point	35-1127317	/	10/4/2015	Columbus/Ohio	MAJ
Arcadis	57-0373224	/	7/10/2015	Columbus/Ohio	PHC
Black & Veatch	43-1833073	/	9/30/2015	Columbus/Ohio	MAJ
CDM Smith	04-2473650	/	4/2/2016	Columbus/Ohio	MAJ
CH2M Hill	32-0100027	/	1/7/2015	Columbus/Ohio	MAJ
CHA	16-0966259	/	8/13/2015	Columbus/Ohio	MAJ
GS&P	62-1736493	/	1/10/2016	Columbus/Ohio	MAJ

Hazen & Sawyer	13-2904652	/	3/25/2016	Columbus/Ohio	MAJ
HDR	47-0680568	/	9/10/2014	Columbus/Ohio	PHC
MS Consultants	34-6546916	/	3/7/2016	Columbus/Ohio	MAJ

Negotiations with the top four offerors were sought for one of the four projects within the RFP. The successful bidder for the 650870.703 (Agler/Berrell Area) project was: CDM Smith, Inc.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 04-2473650 | MAJ | Exp. 04/02/2016

**6. ENVIRONMENTAL IMPACT:** The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

It is anticipated there will be a greater impact to both economic impact and advantages by implementing a group of smaller projects which would be conducive for competition with local suppliers and vendors as opposed to the large scale, previously devised, WWMP projects.

Community and Outreach for the project will be conducted by the City, the selected consultant and the Public Outreach Consultant, Brown and Caldwell, which is currently under contract for this work.

**7. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend up to \$1,599,336.26 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with CDM Smith, Inc. for the Blueprint Linden, Agler / Berrell Area project; to transfer within and expend up to \$1,599,336.26 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,599,336.26)

**WHEREAS,** in accordance with the provisions of Section 329.14 of the Columbus City Codes, advertisements for RFP's were submitted using a “*Hybrid RFP Process*”. The RFP's were opened on January 31, 2014 at the office of the Director of Public Utilities; and

**WHEREAS,** the Division of Sewerage and Drainage's RFP Evaluation Committee reviewed and recommended that the agreement award for the Blueprint Linden, Agler / Berrell Area project be made to CDM Smith, Inc.; and

**WHEREAS,** it is the objective of this project is to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing of Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate DSR activations, water-in-basement occurrences (WIBs) and street and yard flooding; and



**WHEREAS**, it is the objective of this project to mitigate overflows of incident DSRs to the 10-year level of service (LOS); and

**WHEREAS**, it is necessary for this project to be a multi-year contract with one or two annual modifications; and

**WHEREAS**, it is necessary to transfer within and expend up to \$1,599,336.26 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with CDM Smith, Inc. for the Blueprint Linden, Agler / Berrell Area project at the earliest practical date for the preservation of the public health and safety **Now, Therefore:**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with CDM Smith, Inc. 8800 Lyra Drive, Suite 500, Columbus, Ohio 43240 for the Blueprint Linden, Agler / Berrell Area project, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer of \$1,599,336.26 within the Department of Public Utilities, Division of Sewerage and Drainage | Div. 60-05 | Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Object Level Three 6676 | as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650510-100031 | Fairwood Facilities Improvements | 651031 | -\$1,106,321.93

650046-100000 | Alum Creek Relief Tunnel | 651046 | -\$493,014.33

**TO:**

**Project No. | Project Name | OCA Code | Change**

650870-100703 | Blueprint Linden Agler / Berrell Area | 648773 | +\$1,599,336.26

**SECTION 3:** That the Director is hereby authorized to expend up to \$1,599,336.26 in the following manner: Sanitary Sewer G.O. Bond Fund | Fund 664 | Div. 60-05 | Obj. Lvl Three: 6676

**Project No. | Project Name | OCA Code | Amount (\$)**

650870-100703 | Blueprint Linden Agler / Berrell Area | 648773 | +\$1,599,336.26

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650510-100031 | Fairwood Facilities Improvements | \$1,106,322 | \$0 | (-\$1,106,322)

650046-100000 | Alum Creek Relief Tunnel | \$0 | \$3,723,479 | \$3,723,479

Create Authority to match cash

650046-100000 | Alum Creek Relief Tunnel | \$3,723,479 | \$3,230,464 | (-\$493,015)  
650870-100703 | Blueprint Linden Agler / Berrell Area | \$0 | \$1,599,337 | (+\$1,599,337)

**SECTION 5:** That the said engineering company, CDM Smith Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1279-2014

**Drafting Date:** 5/25/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with Gresham Smith & Partners / OH Inc. for the Blueprint Linden, Hudson McGuffey Area project. The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

Recently, the City received approval from Ohio EPA to delay many elements of the WWMP so the City can investigate whether it can meet the WWMP goals and future stormwater regulations with green infrastructure and I&I control on public and private property rather than with gray infrastructure. The technical name for this solution is known as the Integrated Solution (IS). In the City, the name has been further defined this as “Blueprint Columbus”.

The scope of work for this project is to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing of Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate Saitary Sewer Overflows (SSO), water-in-basement occurrences (WIBs) and street and yard flooding.

The project will mitigate incidents of Sanitary Sewer Overflows to the 10-year level of service (LOS). This is

intended to be a multi-year contract with one or two annual modifications.

Original Contract (Preliminary Design/Field Work)	\$2,199,868.64
Modification 1 (Final Design & Engineering during Construction)	<u>\$440,000.00</u> (20% - finalizing)
Total	\$2,639,869.64

**2. THE PROJECT TIMELINE:** The Project task end dates are as follows and include all City reviews and approvals.

The Project task end dates are as follows and include all City reviews and approvals.

Proposals out	12-26-13 (Actual)
Proposals received	1-31-14 (Actual)
Contract Initiation (NTP)	10-6-14
Detailed Design Complete	2-12-16
Land Acquisition Complete	1-13-17
Construction Start	7-23-18
Construction Complete	7-22-19

**3. PROCUREMENT:** A modified RFP process was used. This was deemed warranted due to the specialized nature of the project and the strict pre-qualifications included in the request. Furthermore, four specific projects were in consideration under the same Proposal request process: 650870.701 (Hudson/McGuffey), 650870.702 (Oakland Park/Medina), 650870.703 (Agler/Berrell), and 650870.704 (Artane/Parkwood). **This Legislation Request pertains specifically to 650870.701 (Hudson/McGuffey).**

<u>Name</u>	<u>C.C. No.</u>	<u>/</u>	<u>Exp Date</u>	<u>City/State</u>	<u>Status</u>
American Structure Point	35-1127317	/	10/4/2015	Columbus/Ohio	MAJ
Arcadis	57-0373224	/	7/10/2015	Columbus/Ohio	PHC
Black & Veatch	43-1833073	/	9/30/2015	Columbus/Ohio	MAJ
CDM Smith	04-2473650	/	4/2/2016	Columbus/Ohio	MAJ
CH2M Hill	32-0100027	/	1/7/2015	Columbus/Ohio	MAJ
CHA	16-0966259	/	8/13/2015	Columbus/Ohio	MAJ
GS&P	62-1736493	/	1/10/2016	Columbus/Ohio	MAJ
Hazen & Sawyer	13-2904652	/	3/25/2016	Columbus/Ohio	MAJ
HDR	47-0680568	/	9/10/2014	Columbus/Ohio	PHC
MS Consultants	34-6546916	/	3/7/2016	Columbus/Ohio	MAJ

Negotiations with the top four Offerors were sought for one of the four projects within the RFP. The successful bidder for the 650870.701 (Hudson McGuffey Area) project was: Gresham Smith & Partners / OH Inc.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 62-1736493 | MAJ | Exp. 01/10/2016

**6. ENVIRONMENTAL IMPACT:** The City has embarked upon its approved Wet-Weather Management Plan (WWMP). Currently, that plan is almost entirely comprised of a series of treatment plant capacity

upgrades, storage tanks, tunnels, and other piping system augmentations; collectively known as “gray” infrastructure. After approval of the WWMP, the use of more renewable, sustainable, and environmentally friendly systems, commonly referred to as “green” infrastructure, has been recognized and implemented in many communities as a potential solution to many of the elements associated with consent order requirements.

It is anticipated there will be a greater impact to both economic impact and advantages by implementing a group of smaller projects which would be conducive for competition with local suppliers and vendors as opposed to the large scale, previously devised, WWMP projects.

Community Outreach for the project will be conducted by the City, the selected consultant and the Public Outreach Consultant, Brown and Caldwell, which is currently under contract for this work.

**7. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend of up of \$2,199,868.64 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Gresham Smith & Partners / OH Inc. for the Blueprint Linden, Hudson McGuffey Area project; to transfer within and expend of up of \$2,199,868.64 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$2,199,868.64)

**WHEREAS**, in accordance with the provisions of Section 329.14 of the Columbus City Codes, advertisements for RFP's were submitted using a “*Hybrid RFP Process*”. The RFP's were opened on January 31, 2014 at the office of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage's RFP Evaluation Committee reviewed and recommended that the agreement award for the Blueprint Linden, Hudson McGuffey Area project be made to Gresham Smith & Partners / OH Inc.; and

**WHEREAS**, the objective of this project is to perform all the requisite investigation, evaluation, formulation and design work to produce fully independent construction documents for the remediation of inflow and infiltration (I/I), green infrastructure (GI) technologies and other related activities and/or documents necessary for project completion of re-purposing of Columbus Land Redevelopment Office (Land Bank), abandoned, and vacant parcels for the implementation of Green Infrastructure (GI), with the long term goal to mitigate Sanitary Sewer Overflows (SSO), water-in-basement occurrences (WIBs) and street and yard flooding; and

**WHEREAS**, it is the objective of this project to mitigate overflows of incident DSRs to the 10-year level of service (LOS); and

**WHEREAS**, it is necessary for this project to be a multi-year contract with one or two annual modifications; and

**WHEREAS**, it is necessary to transfer within and expend of up of \$2,199,868.64 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with Gresham Smith & Partners / OH Inc. for the Blueprint Linden, Hudson McGuffey Area project at the earliest practical date for the preservation of the public health and safety **Now, Therefore:**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with Gresham Smith & Partners / OH Inc., 155 East Broad Street, Suite 900, Columbus, Ohio 43215 for the Blueprint Linden, Hudson McGuffey Area project, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer of \$2,199,868.64 within the Department of Public Utilities, Division of Sewerage and Drainage | Div. 60-05 | Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Object Level Three 6676 | as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650046-100000 | Alum Creek Relief Tunnel | 651046 | -\$2,199,868.64

**TO:**

**Project No. | Project Name | OCA Code | Change**

650870-100701 | Blueprint Linden Hudson McGuffey Area | 648771 | + \$2,199,868.64

**SECTION 3:** That the Director is hereby authorized to expend up to \$2,199,868.64 in the following manner: Sanitary Sewer G.O. Bond Fund | Fund 664 | Div. 60-05 | Obj. Lvl Three: 6676

**Project No. | Project Name | OCA Code | Amount (\$)**

650870-100701 | Blueprint Linden Hudson McGuffey Area | 648771 | +\$2,199,868.64

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650046-100000 | Alum Creek Relief Tunnel | \$3,230,464 | \$1,030,596 | (-\$2,199,869)

650870-100701 | Blueprint Linden Hudson McGuffey Area | \$0 | \$2,199,869 | (+\$2,199,869)

**SECTION 5:** That the said engineering company Gresham Smith & Partners / OH Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1280-2014

**Drafting Date:** 5/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with Brown and Caldwell, Inc. for the Real Time Control - Alum Creek Storm Tank project. The City has embarked upon its approved Wet-Weather Management Plan (WWMP) dated July 1, 2005. Recently, the City received approval from Ohio EPA to investigate whether it can meet the WWMP goals and future stormwater regulations with the Integrated Solution (IS). As parallel with the integrated planning, the City continues to undertake several projects simultaneously. This project is one of them.

The scope of work for this project is to implement real-time-control (RTC) infrastructures in the collection system near the vicinity of the Alum Creek Storm Tank to reduce combined sewer overflow (CSO) at the Alum Creek Storm Tank and sanitary sewer overflow (SSO) at Roads End (DSR 244), and to optimize conveyance and storage of the collection system.

The components of the project include the addition and/or modification of several infrastructures to the collection system, which include but are not limited to static weirs, operable weir gates and sluice gates, as well as their instrumentation and control system, and necessary flow monitoring devices. This project also includes design of sanitary sewers to increase flow capacity and eliminate DSR 244 activation to 10-year level of service.

**2. THE PROJECT TIMELINE:** It is anticipated that a Notice to Proceed will be issued on August 1st, 2014. Detailed Design will be completed by August, 2015, land acquisition will be completed by December 2016, and construction will commence March 2017 and be completed by March 2019.

**3. PROCUREMENT:** The Division advertised for request for proposals (RFP) on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage opened the responding proposals on January 31, 2014 from the following companies:

<u>Name</u>	<u>C.C. No.</u> /	<u>Exp. Date:</u>	<u>City/State</u>	<u>Status</u>
Brown and Caldwell	94-1446346	03/18/2016	Columbus, OH	MAJ
Stantec	11-2167170	11/06/2015	Chicago, IL	MAJ

Based on a review of the proposals the Division is recommending the agreement be awarded to Brown and

Caldwell.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** Brown and Caldwell | 94-1446346 | MAJ | Exp. 03/18/2016

**6. ENVIRONMENTAL IMPACT:** This project is part of the City's system wide real time control plan which optimizes operations of wastewater treatment plants and reduces overflow throughout the entire collection system. This project will eliminate DSR244 to a 10-year level of service, reduce Alum Creek Storm Tank Combined Sewer Overflow to a typical year, and reduce bypass at the Southerly wastewater treatment plan which have significant environmental benefits both to receiving streams and public health.

**7. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend up to \$748,653.80 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Brown and Caldwell, Inc. for the Real Time Control - Alum Creek Storm Tank project; to transfer within and expend up to \$748,653.80 in funds from the Sanitary Sewer System General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$748,653.80).

**WHEREAS**, the Department of Public Utilities advertised for an RFP on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes for the Real Time Control - Alum Creek Storm Tank project; and

**WHEREAS**, two companies submitted proposals; they were reviewed and ranked utilizing an evaluation committee and evaluation process and it was recommended that Brown and Caldwell be awarded the engineering agreement; and,

**WHEREAS**, it is necessary to transfer within and expend up to \$748,653.80 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with Brown and Caldwell, Inc. for the Real Time Control - Alum Creek Storm Tank project, at the earliest practical date for the preservation of the public health and safety **Now, Therefore:**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with Brown and Caldwell, Inc. 4700 Lakehurst Court, Suite 100, Columbus, Ohio 43016 for the Real Time Control - Alum Creek Storm Tank project, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$748,653.80 within the Department of

Public Utilities, Division of Sewerage and Drainage | Div. 60-05 | Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Object Level Three 6676 | as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650009-100000 | Real Time Control | 646009 | -\$748,653.80

**TO:**

**Project No. | Project Name | OCA Code | Change**

650009-100001 | Real Time Control - Alum Creek Storm Tank | 640901 | +\$748,653.80

**SECTION 3:** That an expenditure of up to \$748,653.80 is hereby authorized for the Real Time Control- Alum Creek Storm Tank Project, within Dept./Div. 60-05, Project # 650009-100001 (Carryover), OL3 6676, as follows:

**Project No. | Project Name | OCA Code | Amount (\$)**

650009-100001 | Real Time Control - Alum Creek Storm Tank | 640901 | +\$748,653.80

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650009-100000 | Real Time Control (Carryover) | \$1,000,000 | \$251,346 | (-\$748,654)

650009-100001 | Real Time Control - Alum Creek Storm Tank | \$0 | \$748,654 | +\$748,654

**SECTION 5:** That the said engineering company Brown and Caldwell Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.



Drafting Date: 5/27/2014

Current Status: Passed

Version: 1

Matter Type: Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management to enter into a contract with E.H. Wachs for the purchase of Guillotine Saws for the Division of Water. The Guillotine Saws will be used by our Distribution Maintenance Section to cut ductile pipe during excavations.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005399). Seventy two (72) vendors (69 MAJ/3 MBR) were solicited and three (3) bids (2 MAJ/1 FBE) were received and opened on May 15, 2014. After a review of the bid, the Division of Water recommends the award be made to E.H. Wachs the lowest, responsive and responsible bidder, in the amount of \$36,510.00.

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:** E.H. Wachs, Contract Compliance Number: 36-1258310, expires 05/14/2016. This supplier does not hold MBE/FBE status.

**FISCAL IMPACT:** The Division of Water has allocated \$33,000.00 for this purchase in the 2014 Budget. Water Operating Fund 600 expenditures will be reprioritized in order to cover the difference.

\$48,680.00 was expended on this type of purchase in 2013.

\$0.00 was expended on this type of purchase in 2012.

To authorize the Director of Finance and Management to enter into a contract with E.H. Wachs for the purchase of Guillotine Saws for the Division of Water and to authorize the expenditure of \$36,510.00 from the Water Operating Fund. (\$36,510.00)

**WHEREAS,** Guillotine Saws are required by the Division of Water to be used by our Distribution Maintenance Section to cut ductile pipe during excavations; and

**WHEREAS,** the Purchasing Office opened formal bids on May 15, 2014 for the purchase of Guillotine Saws for the Division of Water; and

**WHEREAS,** the Division of Water recommends an award to be made to the lowest, responsive, and responsible bidder, E.H. Wachs; and

**WHEREAS,** a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA005399 on file in the Purchasing Office; now, therefore

**BE IT ORADINED 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 E.H. Wachs for the purchase of Guillotine Saws for the Division of Water, in accordance with specifications on file in the Purchasing Office.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 3.** That the expenditure of \$36,510.00 much thereof as may be needed is hereby authorized from Water Operating Fund 600, Department 60-09, OCA Code 602730, Object Level One 06, Object Level Three 6651, to pay the cost thereof.

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

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**Legislation Number:** 1315-2014

**Drafting Date:** 5/30/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an agreement with GS&P/OH Inc., for professional engineering services for the Silver Drive Area Water Line Improvements Project, in an amount up to \$236,433.61, for Division of Water Contract No. 2045.

The project consists of rehabilitating approximately 15,665 linear feet of 6-inch and 8-inch water lines in the Silver Drive Area. The improvements identified in the scope of work will replace or rehabilitate water lines that have high break histories and require frequent maintenance. The project area includes Silver Drive, Genessee Avenue, Loretta Avenue, Dresden Street, Godown Road, Weber Road, and East Como Avenue.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** The goal of this project is to replace or rehabilitate the existing 6-inch and 8-inch water lines that have a high break frequency. Replacement of these water lines will decrease burden on water maintenance operations. The new lines constructed under this project should eliminate the pattern of frequent water line breaks and reduce water loss. The Neighborhood Liaison(s) will be contacted and informed of this project during the design phase. Further community outreach may result through the Neighborhood Liaison Program.

**3. BID INFORMATION:** The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329.14, "Awarding professional service contracts through requests for proposals." The evaluation criteria for this contract included: 1. proposal quality, 2. project schedule, 3. past performance, 4. environmentally preferable offeror, and 5. local workforce.

Requests for Proposals (RFP's) were received on February 28, 2014 from GS&P/OH, Inc., GPD Group, and Korda/Nemeth Engineering.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. The Department of Public Utilities recommends that the contract be awarded to GS&P/OH Inc.

The Contract Compliance Number for GS&P/OH Inc. is 62-1736493 (expires 11/14/15, MAJ). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found

on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against GS&P/OH Inc.

**4. FISCAL IMPACT:** A transfer of funds within the Water Works Enlargement Voted Bonds Fund will be necessary as well as an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement with GS&P/OH Inc. for professional engineering services for the Silver Drive Area Water Line Improvements Project; for the Division of Water; to authorize a transfer and expenditure up to \$236,433.61 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$236,433.61)

**WHEREAS,** three technical proposals for professional engineering services for the Silver Drive Area Water Line Improvements Project were received on February 28, 2014; and

**WHEREAS,** the Department of Public Utilities recommends that the agreement be awarded to GS&P/OH Inc.; and

**WHEREAS,** it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Water; and

**WHEREAS,** it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS,** it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a professional engineering services agreement for the Silver Drive Area Water Line Improvements Project; for the preservation of the public health, peace, property and safety;

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to enter into a professional engineering services agreement for the Silver Drive Area Water Line Improvements Project with the best, most responsive, and responsible bidder, GS&P/OH Inc., 155 E. Broad St., Suite 900, Columbus, Ohio 43215; for an expenditure up to \$236,433.61; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$236,433.61 within the Department of Public Utilities, Division of Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level Three 6677, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690533-100000 (carryover) | PAWP Well Repl. | 606533 | -\$236,433.61

606 | 690236-100068 (carryover) | Silver Dr. WL | 623668 | +\$236,433.61

**SECTION 3.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690533-100000 (carryover) | PAWP Well Repl. | \$250,000 | \$250,002 | +\$2

(establish add'l authority to match cash + rounding)

606 | 690533-100000 (carryover) | PAWP Well Repl. | \$250,002 | \$13,568 | -\$236,434

606 | 690236-100068 (carryover) | Silver Dr. WL | \$0 | \$236,434 | +\$236,434

**SECTION 4.** That an expenditure up to \$236,433.61 is hereby authorized for the Silver Drive Area Water Line Improvements Project within Dept/Div. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Project No. 690236-100068 (carryover), OCA 623668, Object Level Three 6677.

**SECTION 5.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1334-2014

**Drafting Date:** 6/2/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a planned contract modification #1 with Master Maintenance LLC for the purpose of providing Janitorial Services for various Department of Public Utilities facilities. The work to be performed under this contract will be Janitorial Services at the Southerly Wastewater Treatment Plant, Jackson Pike Wastewater Treatment Plant, Compost Facility and the Sewer Maintenance Operations Center. Other Department sites may be added in the future. The work to be performed under these specifications include cleaning services for not only office areas but also other industrial type areas such as store rooms, stock rooms, construction trailers, areas adjacent to garages, kitchens and break rooms. The contractor shall furnish any and all cleaning and sanitation supplies and any other products required to provide the cleaning services.

The Department of Public Utilities solicited Competitive Bids for the subject services in accordance with the provisions of Section 329 (SA004991). One hundred twenty-two (122) vendors were solicited (1 V1, 2 MBR,

27 M1A, 1 HL1, 3 F1 and 88 MAJ). Nine (9) bids (1 MBE, 2 MA1, 5 MAJ and 1 Pending Certification) were received on June 12, 2013. The lowest bidder was AA Programmed Janitorial and Building Maintenance Inc. (MBR). However, the company checked “no” for the Environmental Preference. The second lowest bidder was Master Maintenance LLC (MAJ). Master Maintenance declared that they are an Environmental Preferred Bidder and therefore the Environmental Preference Credit applied for the purpose of awarding this bid in accordance with Columbus City Code Chapter 329.31, therefore the bid submitted was deemed the lowest responsive and responsible and best bidder.

The original contract was in effect for one (1) year to and including July 31, 2014. The contract language allows for the Department of Public Utilities to extend the contract for three (3) additional years on a year to year basis upon mutual agreement and budgeted funds. This proposed modification is the 2nd year of the contract. The new expiration date will be July 31, 2015.

**SUPPLIER:** Master Maintenance LLC (31-1585601), Expires July 26, 2014  
Master Maintenance LLC does not hold MBE/FBE status.

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.

1. Amount of additional funds: Total amount of additional funds needed for this modification No. 1 is \$175,000.00.
2. Reason additional funds were not foreseen: The need for additional funds was known at the time of the initial contract, as this is an annual expenditure. This legislation is to encumber the funds for fiscal year 2014 for the Division of Sewerage and Drainage.
3. Reason other procurement processes not used: Work under this modification is a continuation of services included in the scope of the original bid contract. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How was cost determined: The cost, terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** \$175,000.00 is budgeted and available in the Sewerage System Operating Fund for this expenditure. The contract amount will be utilized to provide services under this contract for the various Division of Sewerage and Drainage facilities.

\$205,259.96 was spent in 2013  
\$185,658.04 was spent in 2012

To authorize the Director of Public Utilities to enter into a planned modification with Master Maintenance LLC to provide Janitorial Services for the Department of Public Utilities, and to authorize the expenditure of \$175,000.00 from the Sewer System Operating Fund. (\$175,000.00)

**WHEREAS,** the Department of Public Utilities has a contract with Master Maintenance LLC to provide Janitorial Services; and

**WHEREAS,** the original contract language allowed for three (3) extensions on a year-to-year basis upon mutual agreement and available funding, and

**WHEREAS**, the Department of Public Utilities wishes to modify, increase and extend EL014657 with Master Maintenance LLC for Janitorial Services to provide additional funding necessary for 2014 and to extend the contract to a new expiration date of July 31, 2015; and

**WHEREAS**, the vendor has agreed to modify, increase and extend EL014657 at current prices and conditions, and it is in the best interest of the City of Columbus to exercise this option; and

**WHEREAS**, it is immediately necessary to authorize the Director of Public Utilities to modify the existing contract with Master Maintenance LLC in order to provide for continuation of Janitorial Services; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to modify, increase and extend Contract No. EL014657 with Master Maintenance LLC, 6200 Wilcox Road, Dublin, Ohio 43016, for Janitorial Services for the various Divisions of the Department of Public Utilities, in accordance with the terms and conditions on file in the Office of the Division of Sewerage and Drainage. Total amount of modification No. 1 is ADD \$175,000.00. Total contract amount including this modification is \$349,240.00.

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

**SECTION 3.** That the expenditure of \$175,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund 650, Department/Division 60-05, to pay the cost of this contract as follows:

OCA: 605378  
Object Level 1: 03  
Object Level 03: 3396

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1359-2014

**Drafting Date:** 6/4/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Finance and Management to establish a blanket purchase order for the Division of Power to obtain Low, Medium and High Voltage Power Cable from an existing Universal Term Contract with Consolidated Electrical Distributors, Inc. The Purchasing Office has established a Universal Term Contract to obtain Low, Medium, and High Voltage Power Cable (SA004588/FL005420) that expires October 31, 2014.

This power cable is used within the distribution network for power transmission at low, medium and high voltage. This blanket purchase order will be used to replenish stock used for daily operating, repairs due to

storm damage, routine maintenance and new customer development.

**SUPPLIER:** Consolidated Electrical Distributors, Inc. (77-0559191) Expires 7/11/2014

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.

**FISCAL IMPACT:** \$300,000.00 is budgeted and needed for this purchase.

\$95,005.00 was spent in 2013 for Low, Medium and High Voltage Cable.

\$0.00 was spent in 2012 for Low, Medium and High Voltage Cable.

To authorize the Director of Finance and Management to establish a Blanket Purchase Order from an existing Universal Term Contract for Low, Medium and High Voltage Power Cable with Consolidated Electrical Distributors, Inc., for the Division of Power, and to authorize the expenditure of \$300,000.00 from the Electricity Operating Fund. (\$300,000.00)

**WHEREAS,** the Purchasing Office established a Universal Term Contract for the option to obtain Low, Medium and High Voltage Power Cable, with Consolidated Electrical Distributors, Inc.; and

**WHEREAS,** this contract is utilized for Low, Medium and High Voltage Power Cable which is used within the distribution network for power transmission at low, medium and high voltage; and

**WHEREAS,** it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power, to authorize the Director of Finance and Management to establish a blanket purchase order in accordance with the terms and conditions of an existing Universal Term Contract to obtain Low, Medium and High Voltage Power Cable for the preservation of public health, peace, property, safety; now, therefore,

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to establish a Blanket Purchase Order for the purchase of Low, Medium and High Voltage Power Cable with Consolidated Electrical Distributors, Inc., 2101 S. High Street, Columbus, Ohio 43207 for the Division of Power, in accordance with specifications on file in the Purchasing Office.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 3.** That the expenditure of \$300,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Electricity Operating Fund, Fund 550, as follows, to pay the cost thereof:

OCA 606723  
Object Level 3: 6621  
Amount: \$285,000.00

OCA 606764  
Object Level 3: 6625  
Amount: \$15,000.00

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

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**Legislation Number:** 1376-2014

**Drafting Date:** 6/5/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:**

This ordinance enacts new City Codes to establish licensing requirements and regulations for peer-to-peer transportation network companies and drivers operating as vehicles for hire in Columbus.

Since November 2013, the City has been working to create new City Code that would incorporate peer-to-peer transportation network companies and drivers into the Vehicle for Hire Code. Peer-to-peer companies are new to the City of Columbus and are a growing trend in the vehicle for hire industry. Public Safety began meeting with peer-to-peer companies six months ago to gain a better understanding of how these companies operate and how they interact with drivers. Through these meetings, the City has created regulation that is consistent with the City’s overarching requirements for the entire vehicle for hire industry.

Chapter 588, entitled “Peer-to-Peer Transportation Network Company License”, requires companies to obtain a license; meet and maintain insurance requirements; provide key information to passengers through the online application; and meet company standards. Chapter 590, entitled “Peer-to-Peer Transportation Network Driver’s License,” requires drivers to obtain a license; meet criminal background standards; complete a third party vehicle mechanical inspection; and abide by driver standards.

Peer-to-Peer companies and drivers are an emerging industry in Columbus with a vested interest in ensuring that the public has a safe, successful experience that reflects well on the industry as a whole. These codes will establish the needed regulation to ensure that companies and drivers abide by the standards put in place to ensure public safety. Creating these City Codes will continue Columbus’ trend of welcoming new and innovate options to residents and businesses.

**2. FISCAL IMPACT:** None

To amend Title 5 of the Columbus City Code by enacting new Chapter 588, entitled “Peer-to-Peer Transportation Network Company License” and Chapter 590, entitled “Peer-to-Peer Transportation Network Driver’s License to establish licensing requirements and regulations for peer-to-peer companies and drivers.

**WHEREAS,** there is a need to establish a Chapter in the Columbus City Code for the purpose of regulating peer-to-peer transportation network companies as vehicles for hire in Columbus; and

**WHEREAS,** there is a need to establish a Chapter in the Columbus City Code for the purpose of regulating peer-to-peer transportation network drivers as vehicles for hire drivers in Columbus; and

**WHEREAS,** this ordinance provides consistent regulations with all other forms of vehicles for hire in



Columbus; and

**WHEREAS**, this ordinance established licensing requirements for both companies and drivers to ensure public safety; and

**WHEREAS**, this ordinance establishes language and authorizes the enactment of Chapters 588 and 590 of the Columbus City Code for the above-described purpose; now, therefore

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

**SEE ATTACHMENT**

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**Legislation Number:** 1377-2014

**Drafting Date:** 6/5/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **1. BACKGROUND:**

This ordinance amends Chapter 585 and enacts a new section in 585 in the City's Vehicle for Hire Code as it relates to the addition of peer-to-peer transportation network companies and drivers in the city of Columbus. Since November 2013, the City has been working to create new City Code that would incorporate peer-to-peer transportation network companies and drivers into the Vehicle for Hire Code. Peer-to-peer companies are new to the City of Columbus and are a growing trend in the vehicle for hire industry. Public Safety began meeting with peer-to-peer companies six months ago to gain a better understanding of how these companies operate and how they interact with drivers. Through these meetings, the City has created regulation that is consistent with the City's overarching requirements for the entire vehicle for hire industry.

The changes in Chapter 585 will add several definitions to include peer-to-peer and will add representation from this industry to the Vehicle for Hire Board. The addition of Section 585.051 will determine the election procedures for adding a peer-to-peer company member to the Vehicle for Hire Board. There are several additional changes that update terminology and provide clarification.

### **2. FISCAL IMPACT:** None

To amend Sections 585.01, 585.03, 585.04, 585.05, 585.06, 585.07, 585.09, 585.11, 585.12, 585.13, 585.15 of the Columbus City Code; and to enact Section 585.051 of the Columbus City Code in order to include peer-to-peer transportation network companies and drivers as vehicles for hire.

**WHEREAS**, there is a need to amend various sections in Chapter 585 of the Columbus City Code to define peer-to-peer transportation network companies and drivers; and

**WHEREAS**, there is a need to enact Section 585.051 that will determine the election process for adding a peer-to-peer transportation network company member to the Vehicle for Hire Board; and

**WHEREAS**, this ordinance will make the code more accessible by updating terminology and clarifying phrases; and

**WHEREAS**, these changes will support the progress of the industry and ensure a more positive experience for customers; and

**WHEREAS**, this ordinance establishes language and authorizes the amendment of various sections of Chapter 585 and the enactment of Section 585.051 of the Columbus City Code for the above-described purpose; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:  
SEE ATTACHMENT.**

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**Legislation Number:** 1379-2014

**Drafting Date:** 6/5/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with Hazen and Sawyer for the Jackson Pike Wastewater Treatment Plant (JPWWTP) Biosolids Land Application Improvement Project, modification number 1. This modification is the second phase and will provide Professional Engineering Services for Detailed Design (Step 2) and bidding services. A future modification is anticipated as the third phase for Engineering Services During Construction (Step 3).

The scope of work for this project includes a new or modified liquid (10%TS) land application load-out facility and the assessment of the solids train to identify potential improvements, additional equipment requirements, and upgrades to meet the City’s solids processing needs, e.g. the existing 14 biosolids tanks, pumping-mixing-piping systems, and other solids related ancillary equipment.

Step 1 of this project, Preliminary Design, included the following five tasks: 1. Gather process information and refine project goals, 2. Conduct a process condition assessment of the land application process, 3. Participate in a Business Case Evaluation (BCE), 4. Generate a Preliminary Design Report (PDR) with preliminary drawings and equipment specifications, 5. Revise and submit the Final PDR.

Upon the City’s approval of the Preliminary Design Report, Step 2, Detailed Design, will begin. This proposed modification will provide funding for Step 2. Detailed design will prepare construction contract documents (including specifications and drawings) in accordance with City of Columbus Division of Sewerage and Drainage standards, guidelines, and direction for construction and implementation of the proposed facility. Detailed design also includes plan and specification review meetings, assisting in negotiations, permitting, and other matters with U.S. EPA, Ohio EPA, and other government agencies as necessary, and bidding services (which includes assisting at the pre-bid conference and bid opening, tabulating bids, making an award recommendation for lowest and best bid, and preparing conformed to contract documents.)

A future modification will be processed for approval by Columbus City Council which will be for funding of the engineering services during construction which will include technical project representation duties, construction phase engineering, start-up and commissioning assistance, and record documentation.

Construction Management services will be performed by others.

This engineering services contract was bid on December 3, 2012. The original legislation indicated a project timeline with 2 modifications - modification 1 for detailed design and modification 2 for engineering services during construction. The contract end date is in 2017. This legislation is for modification 1 that was originally scheduled in 2014.

**Modification Information:**

**1.1 Amount of additional funds to be expended: \$1,046,500.00**

Original Contract	\$ 298,247.00
Proposed Modification No. 1	<u>\$1,046,500.00</u>
CURRENT PROPOSED TOTAL	\$1,344,747.00

**1.2 Reasons additional goods/services could not be foreseen.**

This Contract Modification No. 1 was planned and anticipated.

**1.3 Reason other procurement processes are not used:**

The funding provided by this contract modification is for continuation of the existing work of the contract. It is not reasonable or cost effective to undertake a new procurement to acquire these services.

**1.4 How cost of modification was determined:**

A cost proposal was provided by Hazen & Sawyer and reviewed by the Division of Sewerage and Drainage and was deemed acceptable.

**2. PROJECT TIMELINE:** Detailed design will commence after the PDR is approved in August and will continue until the Notice to Proceed of the construction contract. Advertisement for bids for the construction contract is anticipated to occur in the first quarter of 2015 and the Notice to Proceed for the construction contract is anticipated to occur in the third quarter of 2015.

**3. PROCUREMENT:** In accordance with the procedures set forth in Columbus City Code, Section 329.14 for RFP's. The Department of Public Utilities received two (2) Requests for Proposals (RFP's) on December 3, 2012. After careful consideration and review of the proposal quality, experience of the team's personnel, experience of the prime contractor, and local workforce, Hazen and Sawyer was awarded the contract.

**4. DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE NO.:** 13-2904652 | MAJ | EXP: 03/25/2016

**6. ENVIRONMENTAL IMPACT:** There is no environmental impact anticipated at this time.

**7. FISCAL IMPACT:** This ordinance authorizes the Director of Public Utilities to transfer within and expend up to \$1,046,500.00 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664 and to amend the 2014 Capital Improvements Budget (CIB).

To authorize the Director of Public Utilities to modify the professional engineering services agreement with Hazen and Sawyer for the Jackson Pike Wastewater Treatment Plant Biosolids Land Application Improvement Project; to transfer within and expend up to \$1,046,500.00 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,046,500.00)

**WHEREAS,** it is necessary to authorize a planned contract modification for professional engineering services with Hazen and Sawyer for the Division of Sewerage and Drainage for the Jackson Pike Wastewater Treatment Plant Biosolids Land Application Improvements; and

**WHEREAS,** Contract No. EL014712 was authorized by Ordinance No. 1033-2013, passed by the Columbus

City Council on July 15, 2013, executed by the Director of Public Utilities October 22, 2013, approved by the City Attorney on October 28, 2013, and certified by the City Auditor on October 29, 2013; and

**WHEREAS**, it is the objective of this project to improve the Land Application's storage, Load-Out facilities, and an assessment of the solids train; and

**WHEREAS**, it is necessary to transfer within and expend up to \$1,046,500.00 in funds from the Sanitary Sewer System General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to amend the 2014 Capital Improvements Budget to provide sufficient budget authority for the project expenditure; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with Hazen and Sawyer for the JPWWTP Biosolids Land Application Improvement Project, Mod #1, at the earliest practical date for the preservation of the public health, peace, property, safety, and; **Now, Therefore**,

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering services agreement with Hazen and Sawyer, 150 E. Campus View Boulevard, Columbus, Ohio 43235, in connection with the JPWWTP Biosolids Land Application Improvement Project, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the Director of Public Utilities be and hereby is authorized to transfer within a total of \$1,046,500.00 from the Sewerage and Drainage Sanitary Sewer General Obligation Bond Fund for the JPWWTP Biosolids Land Application Improvement Project | Fund 664 | Div. 60-05 | 650243-100002 | Obj. Lvl 3: 6678 | 642432 as follows:

**FROM:**

**Project No. | Project Name | OCA Code | Change**

650046-100000 | Alum Creek Relief Tunnel | 651046 | -\$1,030,595.04

650367-100001 | SWWTP CEPT | 643671 | -\$15,904.96

**TO:**

**Project No. | Project Name | OCA Code | Change**

650243-100002 | JPWWTP Biosolids Land Application | 642432 | + \$1,046,500.00

**SECTION 3:** That the Director is hereby authorized to expend up to \$1,046,500.00 in the following manner: Sanitary Sewer G.O. Bond Fund | Fund 664 | Div. 60-05 | Obj. Lvl Three: 6678

**Project No. | Project Name | OCA Code | Amount (\$)**

650243-100002 | JPWWTP Biosolids Land Application | 642432 | + \$1,046,500.00

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

650046-100000 | Alum Creek Relief Tunnel (Carryover) | \$1,030,596 | \$0 | (-\$1,030,596)

650367-100001 | SWWTP CEPT (Carryover) | \$26,538 | \$10,633 | (-\$15,905)  
650243-100002 | JPWWTP Biosolids Land Application | \$0 | \$1,046,500 | (+\$1,046,500)

**SECTION 5.** That the said firm, Hazen and Sawyer, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1389-2014

**Drafting Date:** 6/6/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

The city passed **City Ordinance Number 1996-2012** on September 25th, 2012, which authorized the City Attorney to engage in the acquisition of certain fee simple title and lesser real estate interests (collectively, the "Real Estate Interests") for the city's Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (PID 598095-10000) Public Project (the "Public Project"). However, the City Attorney was unable to either locate some of the Real Estate Interests' owners or agree with some of the Real Estate Interests' owners regarding the amount of just compensation for the Real Estate Interests.

As a result, the city adopted **City Resolution Number 0218X-2013** on October 22nd, 2013, which declared the city's necessity and intent to appropriate the Real Estate Interests. Pursuant to Columbus City Code, Section 909.03, the City Attorney served notice to the Real Estate Interests' owners of the: (I) public purpose for the Public Project; and (II) adoption of City Resolution 0218X-2013. Furthermore, the city passed **City Ordinance Number 0994-2014** on May 14th, 2014, which authorized the City Attorney to spend city funds and file necessary complaints to appropriate some of the Real Estate Interests for the Public Project. Therefore, this ordinance authorizes the City Attorney to spend city funds and file necessary complaints to appropriate the remainder of the Real Estate Interests for the Public Project.

**FISCAL IMPACT:** Funding to appropriate the Real Estate Interests for the Public Project will come from the city's Department of Public Service Federal-State Engineering Fund, Fund Number 765 and is contingent on passage of ordinance 1627-2014 which allocates fund on an auditor's certificate.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to allow for the appropriation and acquisitions of the remainder of the Real Estate Interests necessary for the Public Project to proceed without delay, which will preserve the public peace, property, health, safety, and welfare.

This ordinance authorizes the City Attorney to file complaints to appropriate the remainder fee simple title and lesser real property interests necessary for the City's Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (PID 598095-10000) Public Project; authorizes the City Attorney to spend funds from the city's Department of Public Service Federal-State Engineering Fund, Fund Number 765; and declares an emergency. (\$242,908.00)

**WHEREAS,** the city passed **City Ordinance Number 1996-2012** on September 25th, 2012, which authorized the City Attorney to engage in the acquisition of certain fee simple title and lesser real estate interests (collectively, the "Real Estate Interests") for the city's Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (PID 598095-10000) Public Project (the "Public Project");

**WHEREAS,** the City Attorney was unable to locate some of the Real Estate Interests' owners or agree with some of the Real Estate Interests' owners regarding the amount of just compensation for the Real Estate Interests;

**WHEREAS,** the city adopted **City Resolution Number 0218X-2013** on October 22nd, 2013, which declared the city's necessity and intent to appropriate the Real Estate Interests for the Public Project;

**WHEREAS,** pursuant to Columbus City Code, Section 909.03, the City Attorney served notice to the Real Estate Interests' owners of the: (I) public purpose for the Public Project; and (II) adoption of City Resolution 0218X-2013;

**WHEREAS,** the city passed **City Ordinance Number 0994-2014** on May 14th, 2014, which authorized the City Attorney to spend city funds and file necessary complaints to appropriate some of the Real Estate Interests for the Public Project;

**WHEREAS,** an emergency exists in the usual daily operations of the city, because it is immediately necessary to appropriate the remainder of the Real Estate Interests so there will be no delay in the Public Project, which preserves the public peace, property, health, safety, and welfare; and **NOW, THEREFORE,**

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

**SECTION 1.** The fee simple title and lesser real property interests associated with the parcels of real property interests listed in Section 4 of this ordinance (collectively, the "Real Estate Interests") are: (I) fully described in **City Resolution Number 0218X-2013**, which the city adopted on October 22nd, 2013; (II) fully incorporated into this ordinance for reference; and (III) to be appropriated for the public purpose of the city's Department of Public Service, Division of Design and Construction, Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (PID 598095-10000) Public Project (the "Public Project").

**SECTION 2.** Pursuant to the city's power and authority under the: (I) Ohio Constitution; (II) Ohio Revised Code, Sections 715.01, 717.01, and 719.01-719.02; (III) City's Charter; and (IV) Columbus City Code (1959), Chapter 909, City Council declares the city's appropriation of the Real Estate Interests are necessary for the Public Project, because the city was unable to locate the Real Estate Interests' owners or agree with the Real

Estate Interests' owners regarding the amount of just compensation paid for the Real Estate Interests.

**SECTION 3.** City Council declares its intention to obtain immediate possession of the Real Estate Interests described in this ordinance for the Public Project.

**SECTION 4.** City Council declares that the fair market value of the Real Estate Interests as follows:

**PUBLIC PROJECT'S PARCEL NUMBER(S) (FAIR MARKET VALUE AMOUNT)**  
**REAL ESTATE INTERESTS' OWNER(S)**  
**ADDRESS(ES)**

**8-T (FMVE: \$4,108.00)**

7470 Sawmill Rd., Dublin, OH 43235

**WEC 98H-38 LLC (Fee Owner)**

6750 LBJ Freeway, Ste 1100, Dallas, TX 75240

**Hook-SupeRx (Tenant)**

1 CVS Dr., Mail Code 1160, Woonsocket, RI 02895

**11-WD, T (FMVE: \$35,879.00)**

**Plainsboro Partners III Limited Partnership**

2677 Collinford Dr., Dublin, OH 43016

**16-S, T (FMVE: \$21,369.00)**

**Abington Village Condominium Association**

2500 Hard Rd., Dublin, OH 43016

**17-WD, T (FMVE: \$132,635.00)**

**Hard Road Partnership**

2500 Hard Rd., Columbus, OH 43016

**29-T (FMVE: \$2,560.00)**

**DeAnn M. Baltzer and Joseph W. Baltzer, Cotrustees of The Deann M. Baltzer Revocable Trust, U.D.T.  
November 19, 2003**

7926 Stanburn Rd., Dublin, OH 43016

**36-WD, T (FMVE: \$10,370.00)**

**David A. Linville & Teresa K. Linville**

7420 Gardengate Pl., Dublin, OH 43016

**57-WD, T (FMVE: \$3,145.00)**

**Dashanda C. Sutton & Christopher J. Lawson**

7687 Foxboro Ct., Columbus, OH 43235

**63-WD, T (FMVE: \$22,538.00)**

**Connie D'Andrea**

7703 Hathaway Park Ct., Dublin, OH 43016

**66-T (FMVE: \$500.00)**

**Phil Holdrieth & Mary Holdrieth**  
507 Van Heyde Pl., Columbus, OH 43209

**77-WD, T (FMVE: \$5,634.00)**

**Roy L. Sewell & Debra L. Sewell**  
7664 Summerwood Dr., Columbus, OH 43235

**88-T (FMVE: \$4,170.00)**

**1950 Columbus OH, LLC**  
1950 Hard Rd., Dublin, OH 43016

&

**Ohio CVS Stores, LLC**  
1950 Hard Rd., Dublin, OH 43016

**TOTAL.....\$242,908.00**

**SECTION 5.** The City Attorney is authorized to file complaints for appropriation of the Real Estate Interests in the appropriate court of common pleas and impanel a jury to inquire and assess the just compensation to pay for the Real Estate Interests necessary for the Public Project.

**SECTION 6.** In order to pay for the Real Estate Interests' acquisition and appropriation costs for the Public Project, the City Attorney is authorized to spend up to **Two Hundred Forty-two Thousand, Nine Hundred-eight, and 00/100 (\$242,908.00)**, or so much as may be needed, from the Department of Public Service, Fed-State Engineering Fund, Fund Number 765, as follows:

**DEPARTMENT OF PUBLIC SERVICE, DIVISION OF DESIGN & CONSTRUCTION:**

**(Fund) / (Grant No.) / (Grant Name) / (O.L. 01-03 Codes) / (OCA) / (AC No.) / (Amount)**  
(765) / (598095-10000) / (Hard Road Phase A 17585) / (06-6601) / (598095) / (to be assigned by the Auditor) / (\$242,908.00)

**SECTION 7.** The City Auditor is authorized to make any accounting changes to revise the funding source associated with this ordinance.

**SECTION 8.** For the reasons stated in this ordinance's preamble, which are made a part of this ordinance, this ordinance is declared to be an emergency measure and will take effect and be in force from and after this ordinance's passage and approval by the Mayor or ten days after this ordinance's passage if the Mayor neither approves nor vetoes this ordinance.

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**Legislation Number:** 1392-2014

**Drafting Date:** 6/6/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

The Department of Public Utilities entered into an agreement with GS&P/OH, Inc. on August 1, 2012, to build



upon the previous work that the department conducted in developing and implementing its environmental management system with the goal of obtaining third party certification of the program.

The contract provides the Department of Public Utilities Environmental Management System support assistance by, among completing various related tasks, providing planning and participation support for its various EMS teams, developing additional procedures and work instructions where necessary, buttressing the various environmental training programs through face to face and on-line training and tracking mechanisms, supporting improvements to the department's emergency preparedness program, improving the department's document control system, increasing the effectiveness of its communication outreach efforts for both internal and external audiences, assisting in conducting regularly scheduled internal EMS and environmental compliance audits, addressing environmental compliance issues where needed, and assisting the department in the third party certification process.

This contract is the result of a Request for Proposal received on May 21, 2012. The proposal was deemed acceptable by a five-member selection committee and was approved by the Director of Public Utilities on May 28, 2012. The original contract EL013291 was established for \$350,000.00 and covered Phase 1 of a three-phase project, with each phase subject to review and approval by the City Council, the Mayor, and the Auditor's certification of funds. This is the second of two possible modifications of the contract. This modification will add \$150,000.00 and cover the costs associated with Phase 3 as defined in the original proposal. This contract will be in effect from August 1, 2014 through July 31, 2015. All terms and conditions of the original agreement remain in full force and effect. The contract term ends on July 31, 2015.

1. Amount of additional funds: The amount of additional funds needed for Phase 3 is \$150,000.00. The original contract ("Phase 1") was established for \$350,000.00. The second phase of the contract (Modification #1) added an additional amount of \$250,000.00 ("Phase 2"). This third and final phase (Modification #2) of the contract will ADD \$250,000.00 for a total contract cost of \$750,000.00.

2. Reason additional needs were not foreseen: The need for additional funds was foreseen and is outlined in the original agreement and identified as Phase 3. This legislation is to encumber the funds required for Phase 3.

3. Reason other procurement processes not used: The same exact service is required as originally proposed. No lower pricing/more attractive terms and conditions are anticipated at this time.

4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** \$150,000.00 is needed and budgeted for this expenditure.

**SUPPLIER:** GS&P/OH, Inc.: (62-1736493) Expires 1-10-2016 (MAJ).

2012: \$175,000.00 Division of Power and Water; \$175,000.00 Division of Sewerage and Drainage  
2013: \$15,250.00 Division of Power; \$97,000.00 Division of Water; \$137,750.00 Division of Sewerage and Drainage

To authorize the Director of Public Utilities to enter into a planned contract modification with GS&P/OH, Inc. for support in the Environmental Management System certification process for the Department of Public Utilities, to authorize the expenditure of \$9,150.00 from the Electricity Operating Fund, \$58,200.00 from the

Water Operating Fund, \$65,250.00 from the Sewerage System Operating Fund and \$17,400.00 from the Stormwater Operating Fund. (\$150,000.00)

**WHEREAS**, the Department of Public Utilities has a continued need to sustain its environmental management system to ensure that its environmental compliance requirements are met and its environmental footprint is reduced; and

**WHEREAS**, the contract provides the Department of Public Utilities the ability to build upon the previous work on the department's environmental management system with the goal of obtaining third party certification of the program. The consultant will prepare detailed task orders describing specific task activities, estimated levels of effort, and schedules that conform to the following general task descriptions and attached estimated project schedule; and

**WHEREAS**, the Director of Public Utilities received one proposal to conduct the work deemed acceptable by the selection committee and the Director; and

**WHEREAS**, services under this agreement are to be provided over a period of three years with funds being reviewed and approved each year of the three year contract by City Council and the Mayor, and Auditor's certification of funds; and

**WHEREAS**, the City may, at any time during the performance of the services under this Agreement, propose a modification of the Contract by a properly authorized written instrument. With the approval of City Council and execution of such modification by both parties hereto, it shall be fully incorporated into this Contract and shall govern all subsequent performance under the Contract; and **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 contract EL013291 with GS&P/OH, Inc. for environmental management system support and support in the EMS certification process for the Department of Public Utilities.

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

**SECTION 3.** That the expenditure of \$150,000.00 or so much thereof as may be needed, be and the same hereby is authorized as follows:

Fund: 550  
OCA: 600023  
Object Level: 3336  
Amount: \$9,150.00

Fund: 600  
OCA: 600049  
Object Level: 3336  
Amount: \$58,200.00

Fund: 650

OCA: 600056  
Object Level: 3336  
Amount: \$65,250.00

Fund: 675  
OCA: 600065  
Object Level: 3336  
Amount: \$17,400.00

**TOTAL: \$150,000.00**

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1395-2014

**Drafting Date:** 6/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a planned contract modification No. 1 with General Temperature Control, Inc. for the purpose of providing Boiler Maintenance Services for the Department of Public Utilities facilities at Southerly Wastewater Treatment Plant, Jackson Pike Wastewater Treatment Plant, Sewer Maintenance Operations Center and the Dublin Road Water Treatment Plant, FEM Project No. 1502.7. Other Department sites may be added in the future. The work to be performed under this contract will be mainly boilers and their associated equipment and systems that require inspection, testing, troubleshooting, chemical addition and balancing, maintenance, and repair or replacement of failed components. The work may also include updating of software and firmware for the various boiler system heating units or any boiler associated equipment. Maintenance and repair of piping systems, fees for State Inspections and necessary chemicals are also considered part of the boiler system and therefore part of the required work.

The Department of Public Utilities solicited Competitive Bids for the subject services in accordance with the provisions of Section (SA004871). Sixteen (16) vendors were solicited (16 MAJ). Two (2) bids (2 MAJ) were received, on April 10, 2013. General Temperature Control, Inc. was determined to be the lowest, most responsive, responsible and best bidder.

The original contract was in effect for one (1) year to and including August 26, 2014. The contract language allows for the Department of Public Utilities to extend the contract for three (3) additional years on a year to year basis upon mutual agreement and budgeted funds. This proposed modification is the 2nd year of the contract. The new expiration date will be August 26, 2015.

**SUPPLIER:** General Temperature Control, Inc. (31-1201236), Expires March 10, 2016  
General Temperature Control, Inc. does not hold MBE/FBE status.

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.

1. Amount of additional funds: Total amount of additional funds needed for this modification No. 1 is \$175,500.00.
2. Reason additional funds were not foreseen: The need for additional funds was known at the time of the initial contract, as this is an annual expenditure. This legislation is to encumber the funds for fiscal year 2014 for the Division of Sewerage and Drainage and the Division of Water.
3. Reason other procurement processes not used: Work under this modification is a continuation of services included in the scope of the original bid contract. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How was cost determined: The cost, terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** \$175,500.00 is budgeted and available for this planned modification. \$170,500.00 will be funded by the Division of Sewerage and Drainage (DOSD) and \$5,000.00 will be funded by the Division of Water (DOW).

The contract amount will be utilized to provide services under this contract for the various Division of Sewerage and Drainage facilities and for the Dublin Road Water Plant.

\$91,908.40 was spent in 2013 for DOSD  
\$50,498.07 was spent in 2012 for DOSD

\$9,634.32 was spent in 2013 for DOW  
\$0.00 was spent in 2012 for DOW

To authorize the Director of Public Utilities to enter into a planned modification with General Temperature Control, Inc. to provide Boiler Maintenance Services for the Department of Public Utilities, and to authorize the expenditure of \$170,500.00 from the Sewer System Operating Fund and \$5,000.00 from the Water Operating Fund. (\$175,500.00)

**WHEREAS,** the Department of Public Utilities has a contract with General Temperature Control, Inc. to provide Boiler Maintenance Services; and

**WHEREAS,** the Department of Public Utilities wishes to modify, increase and extend EL014793 with General Temperature Control, Inc. for Boiler Maintenance Services to provide additional funding necessary for 2014 for the Division of Sewerage and Drainage and to extend the contract to a new expiration date of August 26, 2015; and

**WHEREAS,** the Department of Public Utilities wishes to modify, increase and extend EL014794 with General Temperature Control, Inc. for Boiler Maintenance Services to provide additional funding necessary for 2014 for the Division of Water and to extend the contract to a new expiration date of August 26, 2015; and

**WHEREAS,** the vendor has agreed to modify, increase and extend EL014793 and EL014794 at current prices and conditions, and it is in the best interest of the City of Columbus to exercise this option; and

**WHEREAS,** it is immediately necessary to authorize the Director of Public Utilities to modify the existing contract with General Temperature Control, Inc. in order to provide for continuation of Boiler Maintenance

Services; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to modify, increase and extend Contract Nos. EL014793 and EL014794 with General Temperature Control, Inc., 970 West Walnut Street, Canal Winchester, OH 43110, for Boiler Maintenance Services for the various Divisions of the Department of Public Utilities, in accordance with the terms and conditions on file in the Office of the Division of Sewerage and Drainage and the Office of the Division of Water. Total amount of modification No. 1 is ADD \$175,500.00. Total contract amount including this modification is \$342,240.00.

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

**SECTION 3.** That the expenditure of \$170,500.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund 650, Department/Division 60-05, to pay the cost of this contract as follows:

OCA: 605378  
Object Level 1: 03  
Object Level 03: 3372

**SECTION 4.** That the expenditure of \$5,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Water Operating Fund, Fund 600, Department/Division 60-09, to pay the cost of this contract as follows:

OCA: 602425  
Object Level 1: 03  
Object Level 03: 3372

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1405-2014

**Drafting Date:** 6/9/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a planned modification with Madden Brothers Inc. for the purposes of providing Yard Waste and Log Grinding Services

for the Division of Sewerage and Drainage, Compost Facility.

The Division of Sewerage and Drainage, Compost Facility utilizes a contract that provides for the purchase of woodchips to be used as bulking agents for composting and to produce the product Com-Til. The services to be performed under this agreement calls for Madden Brothers, Inc. to provide equipment and an operator to grind yard waste (shrubs, leaves, tree limbs, logs, etc) that are received by the Compost Facility. The finished product will be used as an alternative source for bulking agents. The City of Columbus has crews to chip brush and trees from storm damage on public right-of-way. In the event that a severe storm causes damage that exceeds the capacity of City crews to promptly cleanup, this contract allows for the vendor to be contacted to mobilize equipment and crews to chip brush and trees obstructing public streets and sidewalks and deliver those woodchips to the SW Compost Facility located at 7000 Jackson Pike, Lockbourne, Ohio.

The original contract was in effect for one (1) year to and including August 26, 2014. The contract language allows for the Department of Public Utilities to extend the contract for three (3) additional years on a year to year basis upon mutual agreement, budgeted funds and approval by Columbus City Council. This proposed modification is the 2nd year of the contract. The new contract expiration date is August 26, 2015. This modification is in accordance with the pertinent provisions of Chapter 329 of the Columbus City Codes.

**SUPPLIER:** Madden Brothers, Inc. (34-1739227) Expires June 5, 2015. Madden Brothers Inc. does not hold MBE/FBE status.

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.

1. Amount of additional funds: Total amount of additional funds needed for this contract modification No. 1 is \$120,000.00. Total contract amount including this modification is \$240,000.00.
2. Reason additional funds were not foreseen: The need for additional funds was known at the time of the initial contract, as this is an annual expenditure. This legislation is to encumber the funds budgeted for fiscal year 2014 for the Division of Sewerage and Drainage.
3. Reason other procurement processes not used: Work under this modification is a continuation of services included in the scope of the original bid contract. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** \$120,000.00 is needed and budgeted for this service.

\$141,787.42 was spent in 2013

\$110,408.74 was spent in 2012

To authorize the Director of Public Utilities to enter into a planned modification with Madden Brothers, Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$120,000.00 from the Sewerage System Operating Fund. (\$120,000.00)

**WHEREAS,** the Division of Sewerage and Drainage, Compost Facility utilizes a contract that provides for the

purchase of woodchips to be used as bulking agents for composting and to produce the product Com-Til, and

**WHEREAS**, the services to be performed under this agreement call for Madden Brothers Inc. to provide equipment and an operator to grind yard waste (shrubs, leaves, tree limbs, logs, etc) that are received by the Compost Facility, and, when called upon, after a severe storm event, to mobilize equipment and crews to chip brush and trees obstructing public streets and sidewalks and deliver those woodchips to the SW Compost Facility, located at 7000 Jackson Pike, Lockbourne, Ohio, and

**WHEREAS**, the finished product will be used as an alternative source for bulking agents, and

**WHEREAS**, the Director of Public Utilities received one (1) formal bid (SA004885) on May 1, 2013 and Madden Brothers, Inc. was awarded the contract, and

**WHEREAS**, the original contract was for one (1) year through August 26, 2014 and upon mutual agreement and approval by the Columbus City Council, this contract can be extended for three (3) additional years on a year to year basis and funds availability, and

**WHEREAS**, the Division of Sewerage & Drainage wishes to modify, increase and extend contract EL014772 with Madden Brothers, Inc. for Yard Waste and Log Grinding Services to provide additional funding necessary for 2014 and to extend the contract to a new expiration date of August 26, 2015, and

**WHEREAS**, the vendor has agreed to modify, increase and extend EL014772 at current prices and conditions, and it is in the best interest of the City of Columbus to exercise this option, and

**WHEREAS**, it is immediately necessary to authorize the Director of Public Utilities to modify the existing contract with Madden Brothers, Inc. in order to provide for continuation of Yard Waste and Log Grinding Services, in accordance with the pertinent provisions of Chapter 329 of the Columbus City Codes; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to enter into a planned modification of EL014772 with Madden Brothers Inc., 66 Pearl Road, Brunswick, Ohio 44212, for Yard Waste and Log Grinding Services, in accordance with the terms and conditions on file in the Office of the Division of Sewerage and Drainage. Total amount of modification No. 1 is ADD \$120,000.00. Total contract amount including this modification is \$240,000.00.

**SECTION 2.** That this modification is in accordance with the pertinent provisions of Chapter 329 of the Columbus City Codes.

**SECTION 3.** That the expenditure of \$120,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA: 605899  
Object Level 1: 03  
Object Level 3: 3377

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1408-2014

**Drafting Date:** 6/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of the Department of Public Utilities to enter into an agreement with RAMA Consulting Group, Inc. for professional consulting services to assist in program planning, design and implementation in support of workforce and economic development including diversity training, small business outreach, business process management, policy development, stakeholder engagement and marketing communications. Specific deliverables during this project include development and execution of a training and communications marketing plan for both internal and external stakeholders; creation of communications collateral for outreach events, newsletter articles, written reports and social media; business process analysis of department workflow to facilitate the shift to Small Business Enterprise program; diversity training/development; and tasks assigned in support of the Mayor's Small Business Conference.

The Department of Public Utilities provides quality water, wastewater, and electricity services to over 1 million people in Central Ohio and is proud of its diverse employees who strive to deliver excellence in service to the citizens of Columbus, Ohio. DPU currently supports its employees with a diversity and inclusion effort that includes a department-wide committee, tasked with promoting, educating and measuring diversity and inclusion. Our economic development activities include small business development (contract compliance, outreach and training) as well as community economic benefit programs such as our Blue Print Green Workforce training initiative that includes readying our workforce and small businesses to be competitive in the emerging green infrastructure construction market created by the department's Blue Print Columbus EPA-mandated sewer overflow consent decree program. DPU is the lead planner for the annual Mayor's Small Business Conference. Additionally, the City of Columbus is initiating a Small Business Enterprise (SBE) program. It is anticipated the new program will entail department-wide business process reengineering requiring staff support and training.

The Department of Public Utilities advertised Request for Proposals (RFPs) for the subject services in the City Bulletin in accordance with the provisions of Section 329 Columbus City Codes, 1959. Two hundred (200) vendors were solicited, three (3) of which held MBR status, twenty-one (21) of which held M1A status, two (2) of which held HL1 status, eight (8) of which held F1 status, and one (1) which held V1 status. The Director of Public Utilities received proposals from two (2) vendors on April 25, 2014. After review of the information presented and having evaluated the proposals, the Director of Public Utilities recommended the award of the contract to RAMA Consulting Group, Inc., 897 East 11th Avenue, Suite 100, Columbus, Ohio 43211.

The maximum obligation of the City for services described in this agreement for the period of one (1) year from the date of execution is limited to \$350,000.00. The contract is for one (1) year with the option to renew for two (2) additional years, on a year-to-year and available funding basis and approval by Columbus City Council.

**SUPPLIER:** RAMA Consulting Group, Inc. (20-4647970), expires March 15, 2015. This vendor holds MBE (M1A) certification with the City of Columbus.



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.

**FISCAL IMPACT:** A total of \$350,000.00 is budgeted and needed for the first year of this contract.

2012: \$200,000.00 was spent by DPU for similar services

2013: \$200,000.00 was spent by DPU for similar services

To authorize the Director of Public Utilities to enter into a professional services contract with RAMA Consulting Group, Inc.. for professional consulting services; to authorize the expenditure of \$21,350.00 from the Power Operating Fund, \$135,800.00 from the Water Operating Fund, \$152,250.00 from the Sewer Operating Fund, and \$40,600.00 from the Stormwater Operating Fund. (\$350,000.00)

**WHEREAS**, the Department of Public Utilities supports the growth and sustainability of diversity and inclusion in both its workforce and suppliers; and

**WHEREAS**, the Department of Public Utilities requires professional support for the planning, design and implementation of various diversity and inclusion programs aligned with strategic business goals; and

**WHEREAS**, RAMA Consulting Group, Inc. was selected based upon criteria set forth by Columbus City Code; and

**WHEREAS**, the maximum obligation for the first year of the agreement shall not exceed \$350,000.00, with a maximum of two additional years subject to and conditioned upon the approval of City Council, and appropriation and certification of funds by the City Auditor; and

**WHEREAS**, it is necessary to authorize the Department of Public Utilities to enter into a contract for professional consulting services with RAMA Consulting Group, Inc.. for the preservation of public health, peace, property, safety; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is authorized to enter into a professional services agreement with RAMA Consulting Group, Inc 897 East 11th Avenue, Suite 100, Columbus, Ohio 43211 for professional consulting services related to workforce diversity and economic development program planning, design and implementation, in accordance with the terms and conditions as shown in the contract on file in the office of the Department of Public Utilities.

**SECTION 2.** The said firm shall conduct the work to the satisfaction of the Director of Public Utilities.

**SECTION 3.** That the expenditure of \$350,000.00 or so much thereof as may be needed, be and the same hereby is authorized to pay the cost of this contract as follows:

**Division of Power - 60-07**

Fund: 550

OCA: 600023

Object Level 1: 03  
Object Level 3: 3336  
Amount: \$21,350.00

**Division of Water - 60-09**

Fund: 600  
OCA: 600049  
Object Level 1: 03  
Object Level 3: 3336  
Amount: \$135,800.00

**Division of Sewerage & Drainage - 60-05**

Fund: 650  
OCA: 600056  
Object Level 1: 03  
Object Level 3: 3336  
Amount: \$152,250.00

**Division of Sewerage & Drainage - 60-15**

Fund: 675  
OCA: 600065  
Object Level 1: 03  
Object Level 3: 3336  
Amount: \$40,600.00

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1410-2014

**Drafting Date:** 6/9/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

The Director of Public Utilities entered into a contract with SimplexGrinnell LP, to provide Security System Maintenance, Monitoring and Inspection, and the Annual Inspection Plus purchase of Access Control software at the Sewer Maintenance Operation Center locations of 1250 Fairwood Avenue and 1388 Emig Road; and for the performance of inspections, diagnostic tests and repairs for all accessible peripheral devices currently connected to the facility life safety systems at the Jackson Pike and Southerly Wastewater Treatment Plants. These systems include the Fire Alarm Detection Systems, and the Fire Sprinkler Systems. The accessible peripheral devices shall be functionally tested in accordance with the NFPA 72, chapter 10, and manufacturer's recommended procedures. This agreement provides for the repair and necessary documentation to log all accessible components and devices, detector cleaning for fire alarm and detection

systems, emergency service call and labor for the fire alarm will be provided 24 hours a day, 7 days a week, and panel and peripheral component replacement for the various electronic systems, including battery replacement.

The Backflow Preventers were originally included in the contract but are being removed with this modification, as it has been determined that although the company can provide the inspection and testing services, they do not provide the repair services that may be needed. Since it has been determined that this service can be competitively bid the Backflow Preventers are being removed at this time.

This ordinance is being submitted in accordance with the Sole Source provisions of Columbus City Code 1959, Section 329.07 (e).

This contract covers a five-year period from July 1, 2013 through and including June 30, 2018. For each year of the five year contract, funds for the services shall be reviewed and expenditures shall be approved by Ordinance of City Council, and the appropriation and certification of funds by the City Auditor. The current year's agreement is for the period of July 1, 2014 through and including June 30, 2015. If unforeseen issues or difficulties are encountered that would require additional funding, a modification would be requested.

**SUPPLIER:** SimplexGrinnell LP (58-2608861-003) Expires 3-20-15  
SimplexGrinnell LP does not hold MBE/FBE status.

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.

1. Amount of additional funds: Total amount of additional funds needed for this contract modification No. 2 is ADD \$65,663.41. Total contract amount including this modification is \$161,062.44.
2. Reason additional funds were not foreseen: This is a planned modification. The original contract allows for four (4) extension periods on a year to year basis. This modification is to provide the funding necessary for the payment of service to be provided through June, 2018.
3. Reason other procurement processes not used: Work under this modification is a continuation of services included in the scope of the original bid contract. This equipment was installed by SimplexGrinnell LP and they are the sole provider of the monitoring, maintenance and diagnostic testing and repairs of the systems.
4. How was cost determined: The cost, terms and conditions are in accordance with the original agreement. Service Proposal Quotes dated February 9, 2013 with revisions for 2014 services are attached.

**FISCAL IMPACT:** \$65,663.41 is budgeted and available for this purchase.

\$91,392.17 was spent in 2013  
\$46,349.88 was spent in 2012

To authorize the Director of Public Utilities to modify, increase and extend the Security System Maintenance, Monitoring and Inspection contract with SimplexGrinnell LP, for the Division of Sewerage and Drainage in accordance with the provisions of the Columbus City Code, and to authorize the expenditure of \$65,663.41

from the Sewer System Operating Fund. (\$65,663.41)

**WHEREAS**, the Department of Public Utilities has a contract with SimplexGrinnell LP for Security System Maintenance, Monitoring and Inspection services at various facilities of the Division of Sewerage and Drainage, and

**WHEREAS**, the Backflow Preventers were originally included in the contract but are being removed with this modification as it has determined that although the company can provide the inspection and testing services, they do not provide the repair services that may be needed. Since it has been determined that this service can be competitively bid the Backflow Preventers are being removed at this time, and

**WHEREAS**, the Department of Public Utilities wishes to modify, increase and extend EL014561 with SimplexGrinnell LP for Security System Maintenance, Monitoring and Inspection Services and for the purchase of Annual Software with updates and technical support, to provide additional funding necessary for 2014 for the Division of Sewerage and Drainage and to extend the contract to a new expiration date of June 30, 2015, and

**WHEREAS**, the vendor has agreed to modify, increase and extend EL014561 at current prices and conditions, and it is in the best interest of the City to exercise this option, and

**WHEREAS**, this ordinance is being submitted in accordance with the provisions of Chapter 329 of the Columbus Code, and

**WHEREAS**, it is immediately necessary to authorize the Director of Public Utilities to modify, increase and extend the existing contract with SimplexGrinnell LP in order to provide for continuation of Security System Maintenance, Monitoring and Inspections Services, and for the purchase of Annual Software; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to modify, increase and extend Contract No. EL014561 with SimplexGrinnell LP, 6175 Shamrock Court, Suite S, Dublin, Ohio 43016, for Security System Maintenance, Monitoring and Inspection Services, and for the purchase of Annual Software with updates and technical support for the Division of Sewerage and Drainage, in accordance with the terms and conditions on file in the Office of the Division of Sewerage and Drainage. Total amount of modification No. 2 is ADD \$65,663.41. Total contract amount including this modification is \$161,062.44.

**SECTION 2.** That the expenditure of \$65,663.41 or so much thereof as may be needed, be and the same hereby is authorized from the Sewer System Operating Fund, Fund 650, Department 60-05, to pay the cost of this contract as follows:

OCA: 605089  
Object Level 1: 03  
Object Level 03: 3398  
Amount: \$4,356.00

OCA: 606202  
Object Level1: 03  
Object Level 03: 3398  
Amount: \$23,032.00

OCA: 606202  
Object Level1: 03  
Object Level 03: 3358  
Amount: \$1,696.00

OCA: 605030  
Object Level1: 03  
Object Level 03: 3398  
Amount: \$13,437.91

OCA: 605063  
Object Level1: 03  
Object Level 03: 3398  
Amount: \$23,141.50

**SECTION 3.** That this modification is in accordance with the provisions of Columbus City Code, 1959, Chapter 329.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1413-2014

**Drafting Date:** 6/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Underground Utilities, Inc. in the amount of \$2,553,515.40, for the Regina Avenue Area Water Line Improvements Project, Division of Water Contract Number 1181.

This project consists of installing 6-inch and 8-inch water lines and appurtenances inclusive of approximately 15,000 linear feet of open-cut trenching. The work also includes 353 water service transfers, 39 fire hydrants, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

This project encompasses the following roads: Regina Avenue, Regina Court, Warren Avenue, St. Patrick Road, St. Joseph Avenue, Richardson Avenue, Bronwyn Avenue, Eureka Avenue, Vanderberg Avenue, Kreber Avenue, Symington Avenue, Spatz Avenue, and Hodges Avenue.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT**

**DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** The goal of this project is to replace water lines that have a high break frequency. The new lines constructed under this project should eliminate the pattern of frequent water line breaks and will decrease burden on water maintenance operations. The Neighborhood Liaison(s) will be contacted and informed of this project during the construction phase. Further community outreach may result through the Neighborhood Liaison Program.

**3. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened six bids on April 30, 2014 from: Underground Utilities - \$2,553,515.40; Shelly and Sands - \$2,684,312.51 (after corrections); Elite Excavating Co. of Ohio - \$2,721,839.56; John Eramo & Sons - \$2,776,479.60; Columbus Asphalt Paving - \$3,078,606.85; and Conie Construction Co. - \$3,227,400.00.

Underground Utilities' bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$2,553,515.40. Their Contract Compliance Number is 34-1248942 (expires 6/5/15, Majority). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Underground Utilities, Inc.

**4. FISCAL IMPACT:** This Ordinance is contingent upon a cash transfer from Ordinance No. 1407-2014 within the Water Works Enlargement Voted Bonds Fund.

To authorize the Director of Public Utilities to execute a construction contract with Underground Utilities, Inc. for the Regina Avenue Area Water Line Improvements Project in an amount up to \$2,553,515.40; for the Division of Water; and to authorize an expenditure up to \$2,553,515.40 within the Water Works Enlargement Voted Bonds Fund. (\$2,553,515.40)

**WHEREAS,** six bids for the Regina Avenue Area Water Line Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on April 30, 2014; and

**WHEREAS,** the lowest, best, most responsive and responsible bid was from Underground Utilities, Inc. in the amount of \$2,553,515.40; and

**WHEREAS,** it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Regina Avenue Area Water Line Improvements Project; and

**WHEREAS,** it is necessary for this Council to authorize an expenditure of funds within the Water Works Enlargement Voted Bonds Fund for the Division of Water; and

**WHEREAS,** it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract with Underground Utilities, Inc. for the Regina Avenue Area Water Line Improvements Project, for the preservation of the public health, peace, property and safety; now therefore,

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Regina Avenue Area Water Line Improvements Project with Underground

Utilities, Inc., 416 West Monroe Street, P.O. Box 428, Monroeville, Ohio 44847; in the amount of \$2,553,515.40; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

**SECTION 3.** That the expenditure of \$2,553,515.40 is hereby authorized for the Regina Avenue Area Water Line Improvements Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept. -Div. 60-09, Project No. 690236-100052 (New Funding), OCA 663652, Object Level Three 6629. (\*cash transfer of \$2,324,640 from Ord. No. 1407-2014)

**SECTION 4.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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.

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**Legislation Number:** 1414-2014

**Drafting Date:** 6/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **1. BACKGROUND:**

This legislation authorizes the Director of Public Utilities to enter into a three (3) year Construction Administration / Construction Inspection (CA/CI) services agreement with PRIME AE Group, Inc. The Department of Public Utilities' project management team reviewed proposals from several local firms and is requesting City Council to authorize the award of an agreement with each of the three highest ranking firms.

Work to be performed by the firm includes, but is not limited to, construction inspection, coordinating with the contractor regarding contract documents, inquiries relevant to the project, schedule timelines, and review costs associated with change orders.

### **2. MULTI-YEAR CONTRACT:**

This is a three (3) year agreement for fiscal years 2014- 2016 and the Department anticipates requesting additional modifications to this agreement via legislation duly authorized by City Council.

This ordinance will authorize the expenditure of up to \$901,989.52 for the following Division of Water projects:

General Construction (690549-100001 (aka 690236-100000  
Regina Avenue Area Water Line Improvements (690549-100006 ) (aka 690236-100052 )  
Bethel Road Booster Station Improvements (690549-100007 ) (aka 690473-100001 )

**3. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:**

**Water Line Improvement projects:**

The goal of these projects is to replace water lines that have a high break frequency. The new lines constructed under these projects should eliminate the pattern of frequent water line breaks and will decrease burden on water maintenance operations. The Neighborhood Liaison(s) will be contacted and informed of these projects during the construction phase. Further community outreach may result through the Neighborhood Liaison Program.

**Booster Station Project:**

The utilization of the Bethel Booster Station will increase allowing the Division to meet peak demands of the northwest area of the water distribution system. This will also allow the Cleveland Booster Station (on north side of town), which is currently being utilized to the maximum capacity, to be utilized less. This would reduce risk and maintenance costs for this station.

**4. FISCAL IMPACT:** This Ordinance is contingent upon a cash transfer from Ordinance No. 1407-2014 within the Water Works Enlargement Voted Bonds Fund. An amendment to the 2014 Capital Improvements Budget will also be necessary.

**5. CONTRACT COMPLIANCE INFO:** 26-0546656| ASN | Expires 2/5/16

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against PRIME AE Group, Inc.

To authorize the Director of Public Utilities to enter into a Construction Administration / Construction Inspection services agreement with PRIME AE Group, Inc.; to authorize a transfer and expenditure of up to \$901,989.52 within the Water Works Enlargement Voted Bonds Fund for three Division of Water projects; and to authorize an amendment to the 2014 Capital Improvements Budget. (\$901,989.52)

**WHEREAS**, the Department of Public Utilities' project management team has a consistent and immediate demand for cost-effective Construction Administration and Construction Inspection services so that its capital improvements projects are completed in accordance with the Department's design requirements in order to ensure the continued operation of its sanitary sewer and water infrastructures; and

**WHEREAS**, the Department undertook a successful Request for Proposal process in accordance with Section 329.12 of the Columbus City Codes in an effort to find three firms to provide an ongoing source of technical personnel to supplement existing city inspection personnel that are required to protect its customers'



investment in its sanitary sewer and water infrastructures; and

**WHEREAS**, based upon an evaluation of the four proposals received for the three Construction Administration / Construction Inspection services agreements, for fiscal years 2014 - 2016, utilizing a predetermined criteria, a selection committee submitted the rankings to the Director of Public Utilities who determined that PRIME AE Group, Inc., DLZ Ohio, Inc., and Stantec Consulting Services, Inc. were the highest ranking firms capable of providing the required services; and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditures; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Water, to enter into a three-year Construction Administration / Construction Inspection services agreement with PRIME AE Group, Inc., for the preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to award and execute a professional engineering services agreement with PRIME AE Group, Inc., 3000 Corporate Exchange Drive, Columbus, Ohio 43231; for Construction Administration / Construction Inspection services for sanitary sewer and water improvement projects in accordance with the terms and conditions of the agreement on file in the office of the Division of Water's Distribution Engineering Section.

**SECTION 2.** That the said services shall be performed by PRIME AE Group, Inc. to the satisfaction of the Director of Public Utilities as well as the Administrators and Project Managers of the Divisions of Sewerage and Drainage and Water.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$901,989.52 within the Department of Public Utilities, Division of Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level Three 6686, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690236-100000 (New Funding) | Water Main Rehab. | 606236 | -\$300,000.00 (\*receiving \$240,138 from Ord. No. 1407-2014)

606 | 690236-100052 (New Funding) | Regina Ave. WL Imp's | 663652 | -\$301,989.52 (\*receiving \$2,324,640 from Ord. No. 1407-2014)

606 | 690473-100001 (New Funding) | Bethel Rd. Booster Sta | 664731 | -\$300,000.00 (\*receiving \$2,324,640 from Ord. No. 1407-2014)

606 | 690549-100001 (New Funding) | General Constr. CA-CI | 605491 | +\$300,000.00

606 | 690549-100006 (New Funding) | Regina Ave. WL CA-CI | 605496 | +\$301,989.52

606 | 690549-100007 (New Funding) | Bethel Booster Sta. CA-CI | 605497 | +\$300,000.00

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

606 | 690236-100000 (New Funding) | Water Main Rehab. | \$309,904 | \$9,904 | -\$300,000  
606 | 690236-100052 (New Funding) | Regina Ave. WL Imp's | \$3,000,000 | \$2,698,010 | -\$301,990  
606 | 690473-100001 (New Funding) | Bethel Rd. Booster Sta. | \$3,000,000 | \$2,700,000 | -\$300,000  
  
606 | 690549-100001 (New Funding) | General Constr. CA-CI | \$0 | \$300,000 | +\$300,000  
606 | 690549-100006 (New Funding) | Regina Ave. WL CA-CI | \$0 | \$301,990 | +\$ 301,990  
606 | 690549-100007 (New Funding) | Bethel Booster Sta. CA-CI | \$0 | \$300,000 | +\$300,000

**SECTION 5.** That the expenditure of \$901,989.52, or as much thereof as may be needed, be and the same is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Div. 60-09, OBL 3 6686, as follows:

**Project No. | Project Name | OCA Code | Amount**

690549-100001 (New Funding) | General Construction CA-CI | 605491 | \$300,000.00  
690549-100006 (New Funding) | Regina Ave. WL CA-CI | 605496 | \$301,989.52  
690549-100007 (New Funding) | Bethel Rd. Booster Sta. CA-CI | 605497 | \$300,000.00

**SECTION 6.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

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**Legislation Number:** 1415-2014

**Drafting Date:** 6/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Shelly & Sands, Inc. in the amount of \$2,164,955.30, for the Eastfield Drive Area Water Line Improvements Project, Division of Water Contract Number 1180.

This project consists of installing 6-inch and 8-inch water lines and appurtenances inclusive of approximately 11,537 linear feet of open-cut trenching. The work also includes 245 water service transfers, 26 fire hydrants, and other such work as may be necessary to complete the contract in accordance with the plans and

specifications set forth in the Bid Submittal Documents.

This project encompasses the following roads: Eastfield Drive, Marsdale Avenue, Westfield Drive, Eastbrook Drive, Frank Road, Gantz Road, Longwood Avenue, Chambers Avenue, South Central Avenue, and Midland Avenue.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** The goal of this project is to replace water lines that have a high break frequency. The new lines constructed under this project should eliminate the pattern of frequent water line breaks and will decrease burden on water maintenance operations. The Neighborhood Liaison(s) will be contacted and informed of this project during the construction phase. Further community outreach may result through the Neighborhood Liaison Program.

**3. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened five bids on May 7, 2014 from: Shelly and Sands - \$2,164,955.30; Conie Construction - \$2,310,000.00; Columbus Asphalt Paving - \$2,419,662.30. John Eramo & Sons - \$2,492,018.63; and Elite Excavating Co. of Ohio - \$2,772,820.05.

Shelly & Sands's bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$2,164,955.30. Their Contract Compliance Number is 31-4351261 (expires 1/6/16, Majority). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Shelly & Sands, Inc.

**4. FISCAL IMPACT:** This Ordinance is contingent upon a cash transfer from Ordinance No. 1407-2014 within the Water Works Enlargement Voted Bonds Fund.

To authorize the Director of Public Utilities to execute a construction contract with Shelly & Sands, Inc. for the Eastfield Drive Area Water Line Improvements Project in an amount up to \$2,164,955.30; for the Division of Water; and to authorize an expenditure up to \$2,164,955.30 within the Water Works Enlargement Voted Bonds Fund. (\$2,164,955.30)

**WHEREAS**, five bids for the Eastfield Drive Area Water Line Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on May 7, 2014; and

**WHEREAS**, the lowest, best, most responsive and responsible bid was from Shelly & Sands, Inc. in the amount of \$2,164,955.30; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Eastfield Drive Area Water Line Improvements Project; and

**WHEREAS**, it is necessary for this Council to authorize an expenditure of funds within the Water Works Enlargement Voted Bonds Fund for the Division of Water; and

**WHEREAS**, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract with Shelly & Sands, Inc. for the Eastfield Drive Area Water Line Improvements Project, for the preservation of the public

health, peace, property and safety; now therefore,

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Eastfield Drive Area Water Line Improvements Project with Shelly & Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio 43223; in the amount of \$2,164,955.30; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

**SECTION 3.** That the expenditure of \$2,164,955.30 is hereby authorized for the Eastfield Drive Area Water Line Improvements Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept. -Div. 60-09, Project No. 690236-100051 (New Funding), OCA 663651, Object Level Three 6629. (\*receiving \$2,092,176 from Ord. No. 1407-2014)

**SECTION 4.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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.

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**Legislation Number:** 1422-2014

**Drafting Date:** 6/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management to enter into a contract with Clarktel Telecommunications for the purchase of a NEC Phone System Upgrade including installation and training for the Division of Sewerage and Drainage. This unit will be used by our Jackson Pike Wastewater Treatment Plant to upgrade the existing NEC NEAX2000 PBX's and Voicemail System with a NEC SV8300 and UM8000 Voicemail.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005232). Seventy (75) vendors (67 MAJ, 4MBR, 3M1A and 1HL1) were solicited and three

(3) bids (2 MAJ and 1MBR) were received and opened on April 24, 2014.

The Division of Sewerage and Drainage is recommending an award be made to Clarktel Telecommunications as the lowest responsive, responsible, and best bidder for Items 1 through 24, 29 and 30. The total award will be for \$35,629.43. Items 25 through 28 will not be awarded due to a technical error. On those items, the company had incorrect pricing therefore it was decided to not award these items at this time and to informally solicit bids as needed.

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:** Clarktel Telecommunications., Contract Compliance Number: 34-1877902, expires 4/23/16.

**FISCAL IMPACT:** \$35,629.43 is budgeted for this purchase. There were no similar purchases in 2012 or 2013.

To authorize the Director of Finance and Management to enter into a contract with Clarktel Telecommunications for the purchase of a NEC Phone System Upgrade including installation and training for the Division of Sewerage and Drainage and to authorize the expenditure of \$35,629.43 from the Sewerage System Operating Fund. (\$35,629.43)

**WHEREAS,** a NEC Phone System Upgrade including installation and training is required by the Division of Sewerage and Drainage to upgrade the existing system; and

**WHEREAS,** the Purchasing Office opened formal bids on April 24, 2014 for the purchase of a NEC Phone System Upgrade including installation and training for the Division of Sewerage and Drainage; and

**WHEREAS,** the Division of Sewerage and Drainage recommends an award to be made to the lowest, responsive and responsible bidder, Clarktel Telecommunications; and

**WHEREAS,** a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA005232 on file in the Purchasing Office, for the preservation of public health, peace, property and safety; now therefore,

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to establish a contract with Clarktel Telecommunications, 1661 Copley Road, Akron, OH 44320 for the purchase of a NEC Phone System Upgrade including installation and training for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

**SECTION 2.** That the expenditure of \$35,629.43 much thereof as may be needed is hereby authorized from the Sewerage System Operating Fund 650, Department 60-05, OCA Code 604819, Object Level One 06, Object Level Three 6644, to pay the cost thereof.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed

appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1423-2014

**Drafting Date:** 6/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with George J. Igel & Co., in the amount of \$45,941.35, for the Parsons Avenue Water Plant (PAWP) Miscellaneous Improvements - Collector Well 103 (CW-103) Bank Stabilization Project, for the Division of Water.

This project is needed to remediate the riverbank erosion resulting from the drainage from PAWP Collector Well 103 and thereby stabilize the riverbank and ensure the stability of the Collector Well 103 facility. Work includes removing and disposing of fallen trees, brush and debris; performing limited excavation of the river bank to meet lines and grades; placing and anchoring geogrid and filter fabric; removing a portion of an existing 3" iron pipe drain; placing and grouting approximately 25 cubic yards of riprap; seeding and mulching disturbed areas, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** Remediating the riverbank erosion will avoid eroding material from entering the water which is an environmental best management practice. There was no community outreach or input in the development of this project.

**3. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened two bids on June 4, 2014 from: George J. Igel & Co. - \$45,941.35 and John Eramo & Sons - \$82,685.00.

George J. Igel & Co.'s bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$45,941.35.

**Contract Compliance Number** is 31-4214570 (expires 12/20/14, Majority).

Additional information regarding both bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against George J. Igel & Co.

**4. FISCAL IMPACT:** A transfer of funds within the Water Works Enlargement Voted Bonds Fund will be necessary, as well as an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co. for the Parsons Avenue Water Plant Collector Well Bank Stabilization Project, for the Division of Water; to authorize a transfer and expenditure up to \$45,941.35 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$45,941.35)

**WHEREAS**, two bids for the Parsons Avenue Water Plant (PAWP) Miscellaneous Improvements - Collector Well 103 (CW-103) Bank Stabilization Project were received and publicly opened in the offices of the Director of Public Utilities on June 4, 2014; and

**WHEREAS**, the project will remediate the riverbank erosion resulting from the drainage from PAWP Collector Well 103 and thereby stabilize the riverbank and ensure the stability of the Collector Well 103 facility; and

**WHEREAS**, the lowest, best, most responsive and responsible bid was from George J. Igel & Co. in the amount of \$45,941.35; and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Water, to authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co. for the Parsons Avenue Water Plant Collector Well 103 Bank Stabilization 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 Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Parsons Avenue Water Plant Collector Well 103 Bank Stabilization Project with the lowest, best, most responsive, and responsible bidder, George J. Igel & Co., 2040 Alum Creek Drive, Columbus, Ohio 43207; in the amount of \$45,941.35; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$45,941.35 within the Division of Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6623, as follows:

**Fund No. | Project No. | Project Name | OCA Code | change**

606 | 690473-100004 (carryover) | Fisher Rd. Drain. B.S. Imp's | 664734 | -\$45,941.35

606 | 690291-100000 (carryover) | PAWP Imp Facilities | 691291 | +\$45,941.35

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

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

606 | 690473-100004 (carryover) | Fisher Rd. Drain. B.S. Imp's | \$46,271 | \$329 | -\$45,942

606 | 690291-100000 (carryover) | PAWP Imp Facilities | \$1 | \$45,943 | +\$45,942

**SECTION 5.** That an expenditure up to \$45,941.35 is hereby authorized for the Parsons Avenue Water Plant Collector Well 103 Bank Stabilization Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept.-Div. 60-09, Project No. 690291-100000 (carryover), OCA 691291, OL3 6623.

**SECTION 6.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

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**Legislation Number:** 1433-2014

**Drafting Date:** 6/11/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Director of the Department of Public Safety, on behalf of the Division of Support Services, to enter into a contract with Motorola Corporation for the upgrade of the City of Columbus 800MHz Radio System from an Analog to a Digital System. The Public Safety Radio System is used as a primary source of communications from the Department of Public Safety's dispatch center to public safety units in the field, for internal communications of public safety units, and for interoperability communications between federal, state, and other local public safety agencies. The system aids the dispatchers by transmitting critical information by voice signal to public safety radio users in the field. The City first installed the 800 MHz Radio System in April 1992 and upgraded the infrastructure with Federal Grant Funds in 2006. This upgrade will bring the radio system up to the most current industry standard of public safety radio systems and allow the City of Columbus to retain the level of interoperability communications with its partners who have upgraded to the P-25 Digital System.

This contract is phase one of a two phase upgrading process that will involve the building out of the equipment, engineering of the radio infrastructure and testing of all equipment at the manufacturer's facility. Phase two will incorporate the installation of all new infrastructure at the city of Columbus' 800MHz Sites, connectivity of the sites and system to the State of Ohio's system, testing and migration of all agencies to the new infrastructure.

**Bid Information:** Motorola is the only known provider of the required upgrade for their 800MHz Radio System and, therefore, Support Services is requesting the purchase under sole source provisions.

**Contract Compliance:** Contract Compliance Number # 361115800 - Expires: January 24, 2016.



**Emergency Designation:** Emergency designation is requested to ensure the continued operation and maintenance of the City's 800 MHz Radio System Infrastructure.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$11,494,403.00 from Public Safety's Voted Bond Funds to enter into contract with Motorola Corporation for Phase One of the P-25 Digital Upgrade of the City's 800MHz infrastructure. Funds for the first phase of this upgrade is budgeted in Public Safety's 2014 Capital Improvement Budget.

To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into a contract with Motorola Corporation for the first phase of upgrading the City's 800MHz radio system from an Analog to a P-25 Digital system in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$11,494,403.00 from the Public Safety Capital Improvement Fund; and to declare an emergency. (\$11,494,403.00)

**WHEREAS,** the Division of Support Services is responsible for the Police and Fire communications systems; and

**WHEREAS,** the City of Columbus' current 800MHz Radio System needs upgraded to bring the radio system up to the most current industry standard; and

**WHEREAS,** the Division of Support Services has a need to enter into contract with Motorola for phase one of a P-25 Digital upgrade to the Police and Fire 800 MHz Radio Infrastructure; and

**WHEREAS,** Motorola is the only known company that can provide this upgrade for these systems; and

**WHEREAS,** this contract is being entered into under the Sole Source Provision provided in Chapter 329 of the Columbus City Codes; and

**WHEREAS,** an emergency exists in the usual daily operations of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to enter into contract to ensure the continued operation and maintenance of the City's 800 MHz Radio System Infrastructure, thereby preserving 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 Public Safety be and is hereby authorized and directed to enter into contract with Motorola for the P-25 Upgrade to the Police and Fire 800 MHz Radio Infrastructure System;

**SECTION 2.** That this agreement is made in accordance with the Sole Source provision of Chapter 329 of the Columbus City Code.

**SECTION 3.** That the expenditure of \$11,494,403.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-02  
Fund: 701  
OCA Code: 710109  
Object Level: 06  
Object Level 3: 6644  
Project: 320001-100009  
Amount \$11,494,403.00

**SECTION 4.** That the funds necessary to carryout the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 6.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1440-2014

**Drafting Date:** 6/11/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** As the City works with private and public sectors to improve our economy and attract new jobs, our community understands the importance of preparing our citizens for the jobs of today and tomorrow. In 2013, the Columbus Education Commission (CEC) made several findings and recommendations regarding career readiness.

The City and Columbus State Community College have identified an important community need to focus career readiness efforts toward matching our unemployed and underemployed citizens with the jobs of today. The City has asked Columbus State to lead an initiative called FastPath, which is a program designed to identify and connect at-risk, underemployed, and unemployed adults to technical skills and employability training that will prepare them for the workplace. Under FastPath, Columbus State will work with the Central Ohio Work Force Investment Corp. (COWIC), area employers, and other community partners to identify employment needs in the community and to develop work-based training programs administered through a range of services, including: recruitment, assessment, skills training, support services, job placement, job coaching, data collection, and program assessment.

This contract is being awarded to Columbus State Community College pursuant to Section 329.15, which allows for the City to negotiate not-for-profit service contracts. Columbus State was selected as the service provider due to their extensive experience in providing work-based training programs, their ability to provide ancillary services to program participants, their existing relationships with community stakeholders, and that City funds will leverage other funding provided by a network of public and private participants.

The Department of Education will fund and administer this contract on behalf of the City. This ordinance authorizes the Department of Education to enter into a contract with Columbus State Community College for implementation of the FastPath initiative.

Columbus State Community College, Contract Compliance Number: 31-0729591

**Fiscal Impact:** Funding for this contract (\$1,500,000.00) is budgeted within the 2014 Neighborhood Initiatives Fund and the Department of Education General Fund budget.

To authorize the Director of the Department of Education to enter into contract with Columbus State Community College to provide career readiness training for our City's unemployed and underemployed citizens; to authorize the expenditure of \$500,000.00 from the Neighborhood Initiatives Fund; and to authorize the expenditure of \$1,000,000.00 from the General fund. (\$1,500,000.00)

**WHEREAS,** the City has identified the need for career readiness training for our unemployed and underemployed citizens; and

**WHEREAS,** this training will help provide the citizens of Columbus with the job skills necessary in today's employment market thus closing the existing skills gap and reducing transitional and long-term unemployment; and

**WHEREAS,** work-based training programs are services that cannot currently be provided by existing City employees and Columbus State Community College is the contractor best suited to provide this career readiness training and will do so under the FastPath program; and

**WHEREAS,** this contract is awarded pursuant to Section 329.15 of Columbus City Code; Now, Therefore:

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

**SECTION 1.** That the Director of the Department of Education is authorized to enter into a contract with Columbus State Community College for the provision of career readiness training under the terms and conditions deemed necessary to advance the FastPath initiative.

**SECTION 2.** That the expenditure of \$1,500,000.00, or so much thereof as may be necessary in regard to the action authorized in Section 1, be and is hereby authorized as follows:

Dept/Div: 42-01  
Fund: 018  
OCA Code: 420018  
Object Level One: 03  
Object Level Three: 3336  
Amount: \$500,000.00

Dept/Div: 42-01  
Fund: 10  
OCA Code: 420010  
Object Level One: 03  
Object Level Three: 3336  
Amount: \$1,000,000.00

**SECTION 3.** That this contract is awarded pursuant to Section 329.15 of the Columbus City Code.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1442-2014

**Drafting Date:** 6/11/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Travco Construction, Inc. in the amount of \$2,195,281.00; for the 2014 Main Line Valve Replacements Project, Division of Water Contract Number 2080.

This project consists of replacing mainline water valves and appurtenances at various locations within the Columbus Water Distribution system.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** The replacement valves will improve fire flows and water quality throughout the system by eliminating these artificial dead-ends, as well as allowing for quicker emergency responses and minimizing the size of shuts needed for system maintenance.

**3. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened three bids on June 4, 2014 from: Travco Construction - \$2,195,291.00; John Eramo & Sons - \$2,477,013.00; and Conie Construction - \$2,557,500.00.

Travco Construction's bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$2,195,281.00. Their Contract Compliance Number is 71-0948514 (expires 5/13/16, Majority). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Travco Construction, Inc.

**4. FISCAL IMPACT:** This Ordinance is contingent upon a cash transfer from Ordinance No. 1407-2014 within the Water Works Enlargement Voted Bonds Fund. An amendment to the 2014 Capital Improvements Budget will also be necessary.

To authorize the Director of Public Utilities to execute a construction contract with Travco Construction, Inc. for the 2014 Main Line Valve Replacements Project in an amount up to \$2,195,281.00 for the Division of Water; to authorize a transfer and expenditure up to \$2,195,281.00 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$2,195,281.00)

**WHEREAS**, three bids for the 2014 Main Line Valve Replacements Project were received and publicly opened in the offices of the Director of Public Utilities on June 4, 2014; and

**WHEREAS**, the lowest, best, most responsive and responsible bid was from Travco Construction, Inc. in the amount of \$2,195,281.00; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the the 2014 Main Line Valve Replacements Project; and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract with Travco Construction, Inc. for the 2014 Main Line Valve Replacements 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 Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the 2014 Main Line Valve Replacements Project with Travco Construction, Inc., 4097 Venture Place, Groveport, Ohio 43125; in the amount of \$2,195,281.00; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$2,195,281.00 within the Department of Public Utilities, Division of Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6629, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690518-100000 (New Funding) | Prof. Constr. Mgmt.-Supply | 606518 | -\$1,799,999.96 (receiving \$7,361,360 from Ord. No. 1407-2014)

606 | 690411-100004 (New Funding) | Watershed Ind. Cons. Rvw. | 641104 | -\$170,000.00 (receiving \$131,730.00 from Ord. No. 1407-2014)

606 | 690236-100051 (New Funding) | Eastfield WL Imp's | 663651 | -\$225,281.04 (receiving \$2,092,176 from Ord. No. 1407-2014)

606 | 690395-100000 (New Funding) | Valve Renewal Program | 606395 | +\$2,195,281.00

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690518-100000 (New Funding) | PCM-Supply | \$2,157,000 | \$357,000 | -\$1,800,000

606 | 690411-100004 (New Funding) | Watershed Ind. Cons. Rvw. | \$170,000 | \$0 | -\$170,000

606 | 690236-100051 (New Funding) | Eastfield WL Imp's | \$2,700,000 | \$2,474,718 | -\$225,282  
606 | 690395-100000 (New Funding) | Valve Renewal Program | \$0 | \$2,195,282 | +\$2,195,282

**SECTION 5.** That the expenditure of \$2,195,281.00 is hereby authorized for the 2014 Main Line Valve Replacements Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept.-Div. 60-09, Project No. 690395-100000 (New Funding), OCA 606395, Object Level Three 6629.

**SECTION 6.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

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**Legislation Number:** 1448-2014

**Drafting Date:** 6/12/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Columbus Art Commission (CAC), through the Department of Development (Development), and in partnership with the Recreation and Parks Department (Recreation and Parks) and the Department of Public Utilities has initiated a pilot public art bike rack program. Working with Recreation and Parks, eight community recreation centers were selected to participate in the program. A request for proposals/artist call was issued in July/August 2013 and advertised through the Greater Columbus Arts Council, Ohio Art League, OSU College of Art and CCAD alumni and faculty, and other art organizations. Artists were asked to submit up to two original design proposals. The Department of Public Utilities asked to participate in the program to secure a design for their Dublin Road facility.

The CAC seated a five member Artist Advisory Panel to review the submissions for design excellence and function. Proposals advanced by the Panel received a cursory technical review by engineering staff in the Department of Public Service for safety, budget and constructability. Of the 12 eligible proposals received, eight were advanced for voting in a web-based, on-line selection survey. Participating recreation councils, area commissions, and center staff were notified of the project, the RFP process and web-based voting. The eight proposals were featured in an article on the pilot program in the May 1, 2014 edition of the *Columbus Dispatch*. The voting results are as follows:

· *The Sightseer* (Wes Kull, artist) - Barack, Dodge, Milo-Grogan, & Whetstone

- *Follow the Bouncing Ball* (Michael B. Hays, artist) - Blackburn, Tuttle, Westgate
- *Sunflower Parking* (Glen Holland, artist) - Indian Mound
- *Dreaming Big* (ALternative, artist) - DPU/Dublin Road facility

On May 22, 2014, the Columbus Art Commission approved the design and placement of the four selected bike rack designs at the facilities noted. The purpose of this legislation is to enter into contract and provide payment to the artists with selected designs. Artists will be paid \$1,000 for the first time a proposal is selected and \$500 per selection thereafter. The second phase of the project is fabrication and installation, which will be bid separately; the project is expected to be completed in 2014.

**FISCAL IMPACT:** This legislation authorizes the expenditure of \$6,500 from the 2014 Capital Improvement Budget, Fund 735, Northland and Other Acquisitions Fund.

To authorize the Director of the Department of Development to enter into Professional Services Contracts with various artists for the artist fees associated with their selected bike rack design proposals; and to authorize the expenditure of \$6,500.00 from the Northland and Other Acquisitions Fund. (\$6,500.00)

**WHEREAS**, the Columbus Art Commission (CAC) seated in 2007 and asked to identify public art projects; and

**WHEREAS**, on July 1, 2013, the CAC, through the Development Department, and in partnership with the Columbus Recreation and Parks Department, initiated an RFP/artist call for public art bike rack design proposals as part of the City's Pilot Public Art Bike Rack Program; and

**WHEREAS**, proposal submissions were open to professional artists living and working in the City of Columbus and were managed via the Greater Columbus Arts Council's GoArts! web-based submission program; and

**WHEREAS**, an Artist Advisory Panel seated by the CAC reviewed 13 eligible design proposals for artistic excellence and selected nine to advance for engineering review; and

**WHEREAS**, engineers in the Department of Public Service provided a cursory review of the proposals for safety, function, constructability and budget and eight proposals advanced for vote; and

**WHEREAS**, from April 3, 2014 through May 6, 2014 the finalist proposals were posted for community review and voting by a web-based on-line survey; and

**WHEREAS**, the Community Recreation Councils, Area Commissions and staff of the eight affected community recreation centers were advised of the pilot program, artist call and voting; and

**WHEREAS**, voting was also promoted through social media, biking organizations and traditional media; and

**WHEREAS**, A total of 1,011 votes were cast resulting in the selection of *The Sightseer*, by Wes Kull, *Follow the Bouncing Ball*, by Michael B. Hays and *Sunflower Parking*, by Glen Holland; and

**WHEREAS**, The Department of Public Utilities selected the art bike rack proposal, *Thinking Big*, by ALternative for their Dublin Road facility; and

**WHEREAS**, on May 22, 2013 the Columbus Art Commission approved the final design and placement of the four selected art bike rack proposals at the eight Community Recreation Centers and DPU Dublin Road facility; and

**WHEREAS**, the Department of Development desires to enter into Professional Services contracts with artists Wes Kull, Michael B. Hays, Glen Holland and ALternative for the four selected art bike rack proposals; **NOW THEREFORE**,

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

**SECTION 1.** That the Director of the Department of Development is authorized to enter into Professional Services Contracts with artist Wes Kull, Michael B. Hays, Glen Holland, and ALternative (Eliza Ho & Tim Lai) for their selected art bike rack proposals to be fabricated and installed at eight Community Recreation Facilities and the DPU Dublin Road facility for an amount not to exceed \$6,500.00.

**SECTION 2.** That for the purpose stated in Section 1, the expenditure of \$6,500.00 or so much as may be necessary, is hereby authorized as follows:

Division: 44-01  
Fund: 735  
Project/Detail: 440104-100000  
OCA: 735020  
Object Level One: 06  
Object Level Three: 6621  
Amount: \$6,500.00

**SECTION 3.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a 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.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1456-2014

**Drafting Date:** 6/12/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance is for the creation of a Universal Term Contract for the option to purchase



Automotive Preventive Maintenance Services on an as needed basis by the Department of Finance and Management Division of Fleet Management. These Automotive Preventive Maintenance Services are necessary to maintain the various City vehicles in proper and safe working order. The term of the proposed option contract would be through September 30, 2016 with the option to renew for one (1) additional year subject to mutual agreement. The Purchasing Office opened formal bids on May 29, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA005414). One Hundred Fifty (150) Bids were solicited: (M1A-2; F1-3) One (5) Bids were received.

The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder.

Ashland Inc. dbaValvoline Instant Oil Change CC#200865835 (expires 5-22-2016)

Total Estimated Annual Expenditure: \$100,000.00

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 the current contract expires on August 31, 2014 and failure to maintain vehicle through the services covered by this contract would shorten the useful life of the City's fleet of vehicles.

FISCAL IMPACT: Funding to establish this option contract is from the General Fund. The Department of Finance and Management Division of Fleet Management will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance & Management Director to enter into a contract for the option to purchase Automotive Preventive Maintenance Services from Ashland, Inc dba Valvoline Instant Oil Change, to authorize the expenditure of one (1) dollar to establish the contract from the General Fund, and to declare an emergency. (\$1.00)

**WHEREAS**, the Purchasing Office advertised and solicited formal bids on May 29, 2014 and selected the lowest responsive, responsible and best bidder; and

**WHEREAS**, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for the purchase of Automotive Preventive Maintenance Services to maintain City vehicles in proper and safe working order; and

**WHEREAS**, in order to maintain City vehicles in safe and working order, 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 Division of Fleet Management, in that it is immediately necessary to enter into a contract for an option to purchase Automotive Preventive Maintenance Services 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 to enter into the following contracts for the option to purchase Automotive Preventive Maintenance Services for the term ending September 30, 2016 with the option to extend for one (1) additional year subject to mutual agreement in accordance with Solicitation No. SA005414 as follows:

Ashland, Inc dba Valvoline Instant Oil Change: All Items Amount \$1.00

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from the General Fund: Organization Level 1: 45-01; Fund 10; OCA 450047 Object Level 3: 2270 to pay the cost thereof.

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

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**Legislation Number:** 1458-2014

**Drafting Date:** 6/12/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:**

This ordinance authorizes the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish a purchase order for the acquisition of a Cisco Enterprise License Agreement (ELA) for telephone and voice mail licensing and maintenance. This purchase order will be created utilizing the terms and conditions from a pre-existing Universal Term Contract (UTC) with Network Dynamics Inc. (FL005447, BPCMP30H- Expiration Date: 6/30/16 established through the competitive bid process by the Purchasing Office) in the amount of \$680,580.80. The term period coverage for this ELA will be for 5 years from the date of a certified purchase order from the City Auditor.

The Department of Technology's Metronet Services provides voice, video and data connectivity that supports various business functions and allows all city agencies and departments to communicate. Currently, the Department of Technology is in the process of migrating Public Safety and other city agencies to the citywide voice over internet protocol (VoIP) environment, utilizing the city's current data network infrastructure investment. This will provide the latest technological advancements and allow the city to continue to migrate city agencies to a consolidated telephony service. VOIP technology allows telephone calls to travel over the city's data network further utilizing the City's current network investment.

The Department of Technology has an immediate need to expand the citywide Voice Over IP (VOIP) infrastructure for the additional phones that will be integrated into the citywide system and to upgrade the current telephone system licensing and maintenance. The current annual cost for the City's existing telephone system licensing (licenses for 2,700 VOIP phones, and 3,049 voice mails citywide) and maintenance is \$139,896.00. The new Enterprise License Agreement is for a five year term at an annual cost of \$136,116.16 with no additional licensing for telephone or voice mail needed to expand the system over the five year period.

This Enterprise License Agreement is necessary to provide the City with the ability to expand and migrate citywide telephony into a single, consolidated platform. In addition, the ELA will simplify a complex licensing methodology where licensing for each feature will now fall into one easily managed system. This legislation will authorize and allow for the purchase of the licensing and software that are needed for the City to provide VOIP services at locations throughout the City.

**EMERGENCY:**

Emergency action is requested to ensure that the needed services are not delayed or interruption in services associated with the necessary services requested and to establish a purchase order at the earliest possible date to acquire the new ELA.

**FISCAL IMPACT:**

Approval of this ordinance will allow for the expenditure of \$680,580.80, for the Cisco Enterprise License Agreement (ELA), utilizing a UTC with Network Dynamics Inc. Funding for this project in the amount of \$680,580.80 is available within the Department of Technology, Information Services Division, Capital Improvement Fund.

**CONTRACT COMPLIANCE:**

Vendor Name: Network Dynamics Inc.      CC#: 36-3941419      Expiration Date: 11/07/14

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish a purchase order for the acquisition of a Cisco Enterprise License Agreement (ELA) for telephone and voice mail licensing and maintenance from a pre-established universal term contract (UTC) with Network Dynamics Inc.; to authorize the expenditure of \$680,580.80 from the Department of Technology, Information Services Division, Capital Improvement Fund; and to declare an emergency. (\$680,580.80)

**WHEREAS**, the Department of Technology's Metronet Services provides data connectivity that allows city agencies to communicate and support other business functions; and

**WHEREAS**, currently the Department of Technology is in the process of migrating Public Safety and other city agencies to the citywide voice over internet protocol (VoIP) environment, utilizing the city's current data network infrastructure investment, and

**WHEREAS**, the Department of Technology has an immediate need to expand the citywide Voice Over IP (VOIP) infrastructure for the additional phones that will be integrated into the Citywide system and to upgrade the current telephone system licensing and maintenance, and

**WHEREAS**, this ordinance authorizes the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish a purchase order for the acquisition of a Cisco Enterprise License Agreement (ELA) for telephone and voice mail licensing and maintenance utilizing a pre-existing Universal Term Contract (UTC) with Network Dynamics Inc. (FL005447, BPCMP30H- Expiration Date: 6/30/16 in the amount of \$680,580.80 with a term period coverage for 5 years from the date of a certified purchase order from the City Auditor.

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary for the Director of the Finance and Management Department to establish a purchase order with Network Dynamics Inc. for a Cisco Enterprise License Agreement (ELA), to ensure that this project is not delayed, thereby not endangering citywide business continuity, 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 Finance and Management, on behalf of the Department of Technology, is hereby authorized to establish a purchase order for the acquisition of a Cisco Enterprise License Agreement (ELA) for telephone and voice mail licensing and maintenance utilizing the terms and conditions from a pre-existing Universal Term Contract (UTC) with Network Dynamics Inc. (FL005447, BPCMP30H- Expiration Date: 6/30/16, in the amount of \$680,580.80. The term period coverage for this ELA will be for 5 years from the date of a certified purchase order from the City Auditor.

**SECTION 2:** That the expenditure of \$680,580.80 or so much thereof as may be necessary is hereby authorized to be expended from:

**Dept./Div.:47-02| Fund: 514| Subfund: 002| OCA Code: 512246|Project Number: 470046- 100005| Project Name: Police Network Upgrade-{Carryover}| Obj. Level 1 -06: | Obj. Level 3: 6655| Amount \$380,580.80**  
**Dept./Div.:47-02| Fund: 514| Subfund: 002| OCA Code: 514252|Project Number: 470052- 100005| Project Name: Police Telephone Upgrade-{Carryover}| Obj. Level 1 -06: | Obj. Level 3: 6655| Amount \$300,000.00**

**SECTION 3:** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the department administering said project that the project has been completed and the monies are no longer required for said project.

**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.

Drafting Date: 6/12/2014

Current Status: Passed

Version: 1

Matter Type: Ordinance

**BACKGROUND:**

This legislation authorizes the Director of Finance and Management, on behalf of the Department of Technology (DoT), to establish a purchase order from an existing Universal Term Contract (UTC FL005254, BPO BPCMP46B) with OnX USA LLC, which expires June 30, 2015. The purchase order will provide for new HP servers and related peripherals (item B on the UTC) to expand the virtual server platform for the virtualization of the Voice Over IP (VOIP) environment which is approaching end of life for current standalone servers. This virtualization will also provide the migration platform for the Police VOIP initiative. The UTC provides the City with a minimum 11% discount off the list price of this type of HP equipment, and OnX is providing this equipment at a 26% discount. The total cost of this equipment purchase is \$247,270.50, discounted by \$88,217.50 from the list price of \$335,488.00.

This legislation will also authorize the Director of the Department of Technology (DOT) to modify an agreement with OARnet/OSU, a non-profit organization, for VMWare software licensing, maintenance and support in the amount of \$29,640.16. This ordinance will authorize a modification of the agreement to purchase (16) new licenses (\$20,550.56) and maintenance fee for one year (\$9,089.60) at a total cost of \$29,640.16 which will begin from the date of a certified purchase order by the City Auditor. These new licenses are needed to support the expansion of the VOIP virtualization initiative. Through the State of Ohio Virtualization Program, OARnet offers significant discounts on VMWare that are not available in the market place. It is in the City's best interests to procure VMWare through OARnet, instead of through another procurement process. The pricing offered the City reflects the agreed upon public sector discounts available to all participants in the State of Ohio Virtualization Program.

This legislation will authorize the Director of Finance and Management, on behalf of the DoT, to establish a purchase order from an existing UTC (FL005675, BPO BPCMP31BA) with Network Dynamics Inc., which expires September 30, 2015. The purchase order will provide network engineering services for the VOIP virtualization transition from standalone servers to the virtual environment. Current VOIP software in use will be utilized in the virtual environment at no additional cost to the City. Network Dynamics is offering the Cisco Network Engineering services at the UTC negotiated discounts. The total cost of the network engineering service is \$41,725.00.

Finally, this legislation will authorize the Director of Finance and Management, on behalf of the DoT, to establish two purchase orders from an existing UTC (FL005447, BPO BPCMP30H) with Network Dynamics Inc., which expires June 30, 2016. The first purchase order will provide replacement of existing network equipment at Police HQ that is at end of life and does not support Power Over Ethernet (POE) which is used by VOIP telephones. The UTC provides for a 50% minimum discount off of Cisco list prices for hardware, and a 28% discount for SMARTnet hardware maintenance. Network Dynamics is offering the hardware and SMARTnet maintenance at the UTC negotiated discounts. The total cost of the network equipment and maintenance is \$142,930.14. The second purchase order will provide for VOIP telephone equipment and licenses for the Police Crime Lab that will be implemented in their new facility scheduled for opening in September, 2014. Network Dynamics Inc., the City's UTC provider, will provide the telephones & licenses at a cost of \$52,663.00

These purchases will support virtualization of the City's VOIP infrastructure and the upgrade of the Police HQ network infrastructure. Virtualization of infrastructure hardware has been a continued cost savings and efficiency measure since implementation by the DoT in 2008. Cisco and Hewlett Packard (HP) components provide the virtualization platform between the City's redundant data centers. The total purchases of

\$514,228.80 to be authorized in this ordinance are needed in order to keep this critical infrastructure stable and properly sized to meet the City's needs.

**EMERGENCY:**

Emergency action is requested to ensure that the needed services are not delayed; thus reducing the risk of potential outage and or interruption in services associated with the necessary services requested.

**FISCAL IMPACT:**

Approval of this ordinance will allow for the expenditure of \$514,228.80. Funding for this project is available and will be coming from the Department of Technology the Information Services Capital Improvement Fund, Project #:470046-100000 - Connectivity Project (Carryover - \$257,972.27), Project #:470046-100005 - Police Network Upgrade Project (Carryover - \$142,930.14), Project #:470052-100000 - Telephone Upgrade Project (Carryover - \$60,663.39), Project #:470052-100005 - Police Telephone Upgrade Project (Carryover - \$12,000.00) and from the Public Safety Capital Projects Bond Fund, Project #:330033-100000 - Police Property Room/Crime Lab Project (\$40,663.00). This ordinance is contingent on the 2014 City of Columbus Bond Sale.

**CONTRACT COMPLIANCE:**

OnX USA LLC	CC#: 271445264	Expiration Date: 12/02/2015
OARnet/OSU	CC#: 316025986-105 (Non-Profit Organization)	Expiration Date: 04/10/2015
Network Dynamics Inc.	CC#: 363941419	Expiration Date: 11/07/2014

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology to establish purchase orders with OnX USA LLC for the acquisition of equipment and maintenance services, and Network Dynamics Inc. for network services and Cisco hardware equipment, licenses and maintenance; to authorize the Director of the Department of Technology to modify an agreement with OARnet/OSU, for the purchase of additional VMWare software licensing and maintenance fee services for the Voice Over IP (VOIP) and the Police network infrastructure projects; to authorize the expenditure of \$473,465.80 from the Department of Technology, Information Services Division, Capital Improvement Fund, and \$40,663.00 from the Department of Public Safety, Capital Improvement Bond Fund; and to declare an emergency. (\$514,228.80)

**WHEREAS**, it is necessary for the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish purchase orders with the vendors for hardware, maintenance and services, in connection with the Voice Over IP (VOIP) and the Police network infrastructure projects from three (3) pre-existing Universal Term Contract's (UTC's) with vendors (OnX USA LLC and Network Dynamics Inc. ), established through the competitive bid process by the Purchasing Office for a total cost of \$484,588.64; and

**WHEREAS**, it is necessary for the Director of the Department of Technology (DoT) to modify an agreement with OARnet/OSU, a non-profit organization, to purchase (16) new VMWare software licenses at \$20,550.56 and maintenance for one year at \$9,089.60 for a total cost of \$29,640.16 for the Voice Over IP (VOIP) and the Police network infrastructure projects. The term coverage for the 1st year maintenance on the new licenses will be for one year from the date of a certified purchase order by the City Auditor.

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary for the Director of the Finance and Management Department to establish purchase orders with two vendors from pre-existing Universal Term Contracts for hardware, maintenance and services,

in connection with the Voice Over IP (VOIP) and the Police network infrastructure projects; and for the Director of the Department of Technology to modify an agreement with OARnet/OSU, for the purchase of additional VMWare software licensing, and maintenance fee, to ensure that these projects are not delayed, therefore for the immediate preservation of the public health, peace, property, safety and welfare; now,

**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 hereby authorized to establish a purchase order with the following vendors for hardware, maintenance and service, in connection with the Voice Over IP (VOIP) and the Police network infrastructure projects from three (3) pre-existing Universal Term Contracts (UTC), established through the competitive bid process by the Purchasing Office; Network Dynamics Inc. -( \$195,593.14 and 41,725.00), and OnX USA LLC, - (\$247,270.50) for a total of \$484,588.64. That the Director of the Department of Technology (DoT) be and is hereby authorized to modify an agreement with OARnet/OSU, a non-profit organization, to purchase (16) new VMWare software licenses at \$20,550.56 and maintenance for one year at \$9,089.60 for a total cost of \$29,640.16. The term coverage for the 1st year maintenance on the new licenses will be for one year from the date of a certified purchase order by the City Auditor.

**SECTION 2:** That the expenditure of \$514,228.80 or so much thereof as may be necessary is hereby authorized to be expended from:

**Dept./Div.:47-02| Fund: 514| Subfund: 002| OCA Code: 512246| Project Number: 470046- 100005 | Project Name: Police Network Upgrade - Carryover| Obj. Level 1- 06| Obj. Level 3- 6655| Amount \$142,930.14| {Network Dynamics Inc.}**

**Dept./Div.:47-02| Fund: 514| Subfund: 002| OCA Code: 470052| Project Number: 470052- 100000 | Project Name: Telephone Upgrades - Carryover| Obj. Level 1- 06| Obj. Level 3- 6655| Amount \$60,663.39| {Network Dynamics Inc.:FL005675-\$41,725.00 & OARnet/OSU - \$18,938.39}**

**Dept./Div.:47-02| Fund: 514| Subfund: 004| OCA Code: 514446| Project Number: 470046- 100000 | Project Name: Connectivity Project - Carryover| Obj. Level 1- 06| Obj. Level 3- 6655| Amount \$257,972.27|{OnX USA LLC-\$247,270.50 & OARnet/OSU - \$10,701.77}**

**Dept./Div.:47-02| Fund: 514| Subfund: 002| OCA Code: 514252| Project Number: 470052- 100005 | Project Name:Police Telephone Upgrade - Carryover| Obj. Level 1- 06| Obj. Level 3- 6655| Amount \$12,000.00| {Network Dynamics Inc.}**

**Dept./Div.:30-01| Fund: 701| OCA Code: 701033| Project Number: 330033- 100000 | Project Name: Police Property Room/Crime Lab Project- 2014 Bond Sale Fund| Obj. Level 1- 06|Obj. Level 3- 6655| Amount \$40,663.00| {Network Dynamics Inc.}**

**SECTION 3:** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the department administering said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1469-2014

**Drafting Date:** 6/13/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:**

This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with XYZ Survey Service, Ltd. to provide Recreation and Parks with continuing, contractual access to additional professional resources that are necessary to provide various engineering, architectural, and technical expertise for the department to implement smaller scale projects. These services will consist of being available to perform design improvements and upgrades to various properties, buildings, and other facilities as required. This contract will also assist Recreation and Parks in guiding projects through the Building and Zoning Services approval process.

Proposals were requested through a phone quote process in accordance with City Code Section 329 and evaluated accordingly. Proposals were received from the following companies:

	Status
XYZ Survey Services	MBE
CT Consultants	MAJ
CW Design	FBE
Vivid Design	MAJ

After review of the proposals that were submitted, it was determined that XYZ Survey Services was the most responsive bidder.

**Principal Parties:**

Vendor Name: XYZ Survey Services, Inc.

Vendor Address: 3354 E. Broad Street, Suite C, Columbus, OH 43213

Vendor Contact Name and Phone: Melva Williams-Argaw 614-238-9080

Contract Compliance Number: 043846618

Contract Compliance Expiration Date: August 31, 2014

Number of Columbus Based Employees: 6+

**Fiscal Impact:**

\$50,000.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 702 to meet the financial obligations of this contract. Contingent upon 2014 Bond Sale.

To authorize and direct the Director of Recreation and Parks to enter into contract with XYZ Survey Service, Ltd. to provide various on-call engineering, architectural, and technical expertise; and to authorize the expenditure of \$50,000.00 from the Recreation and Parks Voted Bond Fund. (\$50,000.00)

**WHEREAS,** proposals were requested through a phone quote process in accordance with City Code Section 329 and evaluated accordingly; and



**WHEREAS**, after review of the proposals the contract will be awarded to XYZ Survey Service, Ltd. to provide various on-call engineering, architectural, and technical expertise as the most responsive bidder; NOW THEREFORE

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

**SECTION 1.** That the Director of Recreation and Parks is authorized to enter into contract with XYZ Survey Service, Ltd. to provide various on-call engineering, architectural, and technical expertise.

**SECTION 2.** That the expenditure of \$50,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Bond Fund as follows:

<b>Project</b>	<b>OCA Code</b>	<b>O.L.</b>	<b>3</b>	<b>Amount</b>
510229-100001 (Bikeway Trail Safety)		722901	6621	\$25,000.00
510017-100000 (Park Improvements - General)		721700	6621	\$25,000.00

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 5.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1474-2014

**Drafting Date:** 6/13/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management to enter into a contract with Columbus Lumber for the purchase of S.P. Kinney Strainer Replacement Parts for the Division of Sewerage and Drainage. The equipment will be used at the Southerly Wastewater Treatment Plant for repair and maintenance of plant flushing water strainers. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005379). One Hundred and four (104) vendors (98MAJ/2 F1/2 MBR and 2 M1A) were solicited and one (1) bid (1 F1) was received and opened on May 15, 2014. There was one bid received from Columbus Lumber. The award is recommended to Columbus Lumber as the lowest responsive, responsible, and best bidder for all items for a total amount of \$65,971.08. 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:** Columbus Lumber, Contract Compliance Number: 31-1571445, expires 1/31/2016.

**FISCAL IMPACT:** \$65,971.08 is budgeted for this purchase.

2012 Expenditures for the Division of Sewerage and Drainage \$0.00

2013 Expenditures for the Division of Sewerage and Drainage \$0.00

To authorize the Director of Finance and Management to enter into a contract with Columbus Lumber for the purchase of S.P. Kinney Strainer Replacement Parts for the Division of Sewerage and Drainage and to authorize the expenditure of \$65,971.08 from the Sewer Operating Fund. (\$65,971.08)

**WHEREAS,** S.P. Kinney Strainer Replacement Parts are required by the Division of Sewerage and Drainage. The equipment will be used at the Southerly Wastewater Treatment Plant for repair and maintenance of plant flushing water strainers; and

**WHEREAS,** the Purchasing Office opened formal bids on May 15, 2014 for the purchase of S.P. Kinney Strainer Replacement Parts for the Division of Sewerage and Drainage; and

**WHEREAS,** the Division of Sewerage and Drainage recommends an award to be made to the lowest, responsive and responsible bidder, Columbus Lumber; and

**WHEREAS,** a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA005379 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 Columbus Lumber, 3923 E. Main Street, Columbus, OH 43213 for the purchase of S.P. Kinney Strainer Replacement Parts for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 3.** That the expenditure of \$65,971.08, or so much thereof as may be needed, be and the same hereby is authorized from the Sewer Operating Fund, Fund No. 650, OCA 605063, Object Level 1: 02, Object Level 3: 2245.

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

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**Legislation Number:** 1475-2014

**Drafting Date:** 6/13/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

To appropriate \$505,000.00 within the Special Income Tax Fund; to authorize and direct the City Auditor to

transfer \$300,000.00 in appropriation between object levels within the Department of Technology, Information Services fund; to authorize the Director of Finance and Management to establish purchase orders on behalf of the Department of Technology and various city agencies, for the purchase of replacement desktop computers, computer related products and equipment from a pre-established universal term contract with Brown Enterprise Solutions, LLC and Smart Solutions, LLC.; to authorize the expenditure of \$608,663.30 from the Department of Technology, Internal Services Fund and \$505,000.00 from the Special Income Tax Fund; and to declare an emergency. (\$1,113,663.30)

**WHEREAS**, the desktop computers, printers, servers and computer related products and equipment used by various agencies within the City of Columbus are in need of replacement; thereby the replacement of these computers and computer related products and equipment will mitigate computer related performance problems and will ensure that the City of Columbus can continue to operate at peak efficiency; and

**WHEREAS**, this ordinance authorizes the Director of Finance and Management to establish purchase orders, on behalf of the Department of Technology and various city agencies, for the purchase of replacement computers, computer related products and equipment utilizing a pre-established universal term contract (UTC), FL004953 (BPCMP01J) & FL004954 (BPCMP02D), with Brown Enterprise Solutions, LLC., and Smart Solutions, LLC., expiration date September 30, 2014, in the amount of \$1,113,663.30; and

**WHEREAS**, funds totaling \$505,000.00 must be appropriated within the Special Income Tax Fund to cover the cost of purchasing computers and computer related equipment for certain city departments and divisions; and

**WHEREAS**, this ordinance authorizes the transfer of \$300,000.00 in appropriation between object levels within the Department of Technology, Internal Services fund, direct charge budget for the Department of Public Utilities to accommodate for the additional expenditure authorized by this ordinance for the purchase of computers, computer related products and equipment; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that there is an immediate need to authorize the Director of Finance and Management to establish purchase orders on behalf of the Department of Technology and various city agencies, for the purchase of replacement computers, computer related products and equipment, from a pre-established universal term contract (UTC) with Brown Enterprise Solutions, LLC., and Smart Solutions LLC., 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 sum of \$505,000.00 be and hereby is appropriated from the unappropriated balance of Fund 430, the Special Income Tax Fund, and from all monies estimated to come into said Fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2014, to Department 47-01, Department of Technology, Object Level One Code 02, Object Level Three Code 2193 and OCA code 471430.

**SECTION 2.** That the Director of Finance and Management is hereby authorized to establish blanket purchase orders, on behalf of the Department of Technology and various city agencies, for the purchase of replacement desktop computers, computer related products and equipment totaling \$1,113,663.30, from pre-established universal term contract (UTC), FL004953 (BPCMP01J) & FL004954 (BPCMP02D), with Brown Enterprise Solutions, and Smart Solutions, LLC., expiration date September 30, 2014.

**SECTION 3.** That the City Auditor is hereby authorized and directed to transfer \$300,000.00 in appropriation between object level codes within the Department of Technology, Information Services Fund ( DPU - direct charge budget) as follows:

**Transfer from:**

Division: 47-01| Fund: 514| Subfund: 550| OCA Code: 514550| OBJ Level 1: 03| OBJ Level 03: 3336| Amount: \$18,300.00|{DPU - Electricity}

Division: 47-01| Fund: 514| Subfund: 600| OCA Code: 514600| OBJ Level 1: 03| OBJ Level 03: 3336| Amount: \$116,400.00|{(DPU - Water}

Division: 47-01| Fund: 514| Subfund: 650| OCA Code: 514650| OBJ Level 1: 03| OBJ Level 03: 3336| Amount: \$130,500.00|{DPU - Sewer & Drains}

Division: 47-01| Fund: 514| Subfund: 675| OCA Code: 514675| OBJ Level 1: 03| OBJ Level 03: 3336| Amount: \$34,800.00|{DPU - Stormwater}

**Transfer To:**

Division: 47-01| Fund: 514| Subfund: 550| OCA Code: 514550| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$18,300.00|{DPU - Electricity}

Division: 47-01| Fund: 514| Subfund: 600| OCA Code: 514600| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$116,400.00|{(DPU - Water}

Division: 47-01| Fund: 514| Subfund: 650| OCA Code: 514650| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$130,500.00|{DPU - Sewer & Drains}

Division: 47-01| Fund: 514| Subfund: 675| OCA Code: 514675| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$34,800.00|{DPU - Stormwater}

**SECTION 4.** That the expenditure of \$1,113,663.30 or so much thereof as may be necessary is hereby authorized to be expended with Brown Enterprise Solutions and Smart Solutions, LLC from:

**(DoT -Finance & Management - GF agencies) - \$505,000.00**

Division: 47-01| Fund: 430 | OCA Code: 471430| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$505,000.00

**(DoT-Department of Public Utilities ) - \$500,000.00**

Division: 47-01| Fund: 514| Subfund: 550| OCA Code: 514550| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$30,500.00|{DPU - Electricity}

Division: 47-01| Fund: 514| Subfund: 600| OCA Code: 514600| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$194,000.00|{(DPU - Water}

Division: 47-01| Fund: 514| Subfund: 650| OCA Code: 514650| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$217,500.00|{DPU - Sewer & Drains}

Division: 47-01| Fund: 514| Subfund: 675| OCA Code: 514675| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$58,000.00|{DPU - Stormwater}

**Brown Enterprise Solutions: \$108,663.30**

Division: 47-02| Fund: 514| Subfund: 001| OCA Code: 472411| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$25,000.00|{Information Services}

Division: 47-01| Fund: 514| Subfund: 513| OCA Code: 514013| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$27,820.50|{Fleet Mgmt}

Division: 47-01| Fund: 514| Subfund: 240| OCA Code: 514240| OBJ Level 1: 02| OBJ Level 02: 2193| Amount: \$55,842.80|{Building &Zoning Services}

**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 the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1482-2014

**Drafting Date:** 6/13/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:**

This ordinance authorizes the Director of the Recreation and Parks Department to modify the contract with Double Z Construction, Inc. to complete a required 65 feet of additional concrete curbing and a requested additional clearing for safe sight distances at the entry to Indian Village Day Camp. The original ordinance for this project was Ordinance 2201-2013.

The modification for this project will be \$2,322.00 which will increase the original legislation amount of \$177,400.00 to a new total of \$179,722.00.

**Principal Parties:**

Vendor Name: Double Z Construction

Vendor Address: 2550 Harrison Road, Columbus, OH 43204

Vendor Contact Name and Phone: David Guzzo 614-274-2700

Contract Compliance Number: 311788042  
Contract Compliance Expiration Date: March 4, 2015  
Number of Columbus Based Employees: 60+

**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 so that work may continue in order to finish this project.

**Fiscal Impact:**

\$2,322.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 702 to meet the financial obligations of this contract. The modification for this project will be \$2,322.00 which will increase the original legislation amount of \$177,400.00 to a new total of \$179,722.00.

To authorize and direct the Director of Recreation and Parks to modify the contract with Double Z Construction, Inc. for the Duranceau Park Culvert Improvements; to authorize the expenditure of \$2,322.00 from the Recreation and Parks Voted Bond Fund; to amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer \$2,322.00 within the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$2,322.00)

**WHEREAS**, it is necessary to modify a contract with Double Z Construction, Inc. for the Duranceau Park Culvert Improvements; and

**WHEREAS**, City Auditor will transfer \$2,322.00 within the Recreation and Parks Voted Bond Fund 702; and

**WHEREAS**, the 2014 Capital Improvements Budget Ordinance 0683-2014 will be amended in order to provide sufficient budget authority for this legislation; and

**WHEREAS**, an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to modify said contract to complete the project and allow for complete use of this facility during the outdoor season; **NOW THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks is authorized to modify the contract with Double Z Construction, Inc. for Duranceau Park Culvert Improvements.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 5.** That the City Auditor is hereby authorized to transfer \$2,322.00 within the Recreation and Parks Voted Bond Fund 702 for the projects listed below:

**FROM:**

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510017-100000 (Park Improvements - General)	721700	6621	\$2,322.00

**TO:**

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510017-100132 (Duranceau Park Improvements)	717132	6621	\$2,322.00

**SECTION 6.** That the 2014 Capital Improvements Budget Ordinance 0683-2014 is hereby amended as follows in order to provide sufficient budget authority for this legislation.

**CURRENT:**

Fund 702; 510017-100000; Park Improvements - General; \$478,500 (SIT Supported)

Fund 702; 510017-100132; Duranceau Park Improvements; \$0 (SIT Supported)

**AMENDED TO:**

Fund 702; 510017-100000; Park Improvements - General; \$476,178 (SIT Supported)

Fund 702; 510017-100132; Duranceau Park Improvements; \$2,322 (SIT Supported)

**SECTION 7.** That the expenditure of \$2,322.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702, as follows:

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510017-100132 (Duranceau Park Improvements)	717132	6621	\$2,322.00

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

**Legislation Number:** 1483-2014

**Drafting Date:** 6/16/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the transfer and expenditure of \$98,624.38 within the General Government Grant Fund, Lead Grant. Funds are needed to pay lead hazard control expenses associated with the Lead Safe Columbus Program.

The Lead Safe Columbus Program identifies and controls lead-based hazards in eligible rental and owner occupied housing as well as identifying, prioritizing and remediating other health and safety issues in those eligible units within the City of Columbus.

Lead Safe Columbus is a HUD grant-funded program that will end October 2014. In order to utilize all of the federal grant funds it is necessary to transfer funds between line items within the grant so that all of the funds can be used prior to the end of the grant period.

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 and because of the need to continue program services without

interruption.

**FISCAL IMPACT:** This ordinance authorizes the transfer and expenditure of \$98,624.38 within the General Government Grant Fund, Lead Hazard Reduction Demonstration Grant.

To authorize and direct the transfer of \$98,624.38 within the General Government Grant Fund, Lead Hazard Reduction Demonstration Grant; to authorize the expenditure of \$98,624.38 from the General Government Grant Fund, Lead Hazard Reduction Demonstration Grant to provide funding for expenditures related to the Lead Safe Columbus Program; and to declare an emergency. (\$98,624.38)

**WHEREAS,** this legislation authorizes the transfer and expenditure of \$98,624.38 within the General Government Grant Fund, Lead Grant, to provide funding for lead hazard control expenses relating to the Lead Safe Columbus Program; and

**WHEREAS,** the Lead Safe Columbus program identifies and controls lead-based hazards in eligible rental and owner occupied housing as well as identifying, prioritizing and remediating other health and safety issues in those eligible units within the City of Columbus; and

**WHEREAS,** Lead Safe Columbus is a HUD grant-funded program that will end October 2014. In order to utilize all of the federal grant funds it is necessary to transfer funds between line items within the grant so that all of the funds can be used prior to the end of the grant period; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to transfer said funds so expenditures can be made by the end of the grant period, 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 \$98,624.38 within the General Government Grant Fund, Fund 220, Grant 441156, Division 44-10 as follows:

**FROM:**

Object Level One: 03  
OCA: 441156  
Amount: \$98,624.38

**TO:**

Object Level One: 05  
OCA: 441156  
Amount: \$98,624.38

**SECTION 2.** That the Director of the Department of Development is hereby authorized to expend \$98,624.38 of the General Government Grant Fund for eligible projects and activities associated with the Lead Safe Columbus Program.



**SECTION 3.** That for the purpose as stated in Section 2, the expenditure of \$98,624.38 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-10, Fund 220, Grant 441156, Object Level One 05, Object Level Three 5517, OCA Code 441156.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1488-2014

**Drafting Date:** 6/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Columbus Department of Development is proposing to enter into a Jobs Growth Incentive Agreement with Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC equal to twenty-five percent (25%) of the amount of personal income tax withheld on new employees to Columbus for a term of five (5) years. Universal Fabricating & Construction Services, Inc. will invest a total of approximately \$215,000 related to the acquisition of machinery and equipment, retain 40 full-time permanent positions with an estimated annual payroll of approximately \$2 million, and create 30 new full-time permanent positions with an estimated new annual payroll of approximately \$1,123,000.

Founded in 1987, Universal Fabricating & Construction Services, Inc. services the industrial and construction markets. The primary lines of business are custom manufacturing, machining, and construction [management] services. Universal Fabricating & Construction Services, Inc. offers complete metal fabrications, steel processing services, mechanical repairs, and on-site construction services.

OneSource Employee Management, LLC is a professional employer organization (PEO) and provides a litany of human resource services to a variety of clients. OneSource Employee Management, LLC is, and will continue to be, the employer of record for Universal Fabricating & Construction Services, Inc.

Universal Fabricating & Construction Services, Inc. is proposing to expand operations at their current 112,400-square-foot facility located at 1241 McKinley Ave., Columbus Ohio, 43222 as a result of an investment in machinery and equipment.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years in consideration of investing approximately \$215,000.00 related to the acquisition of machinery and equipment, retaining 40 full-time permanent positions, and creating 30 new full-time permanent positions.

**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 received a completed Jobs Growth Incentive Application from Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC; and

**WHEREAS**, Universal Fabricating & Construction Services, Inc. will expand operations at their current 112,400-square-foot facility located at 1241 McKinley Ave., Columbus Ohio, 43222; and

**WHEREAS**, Universal Fabricating & Construction Services, Inc. will invest approximately \$215,000 related to the acquisition of machinery and equipment, retain 40 full-time permanent positions with an estimated annual payroll of approximately \$2 million, and create 30 new full-time permanent positions with an estimated new annual payroll of approximately \$1.123 million; and

**WHEREAS**, Universal Fabricating & Construction Services, Inc. has indicated that a Jobs Growth Incentive is crucial to its decisions to expand their operation within the City of Columbus; and

**WHEREAS**, the City of Columbus desires to facilitate the future growth of Universal Fabricating & Construction Services, Inc. at the project site by providing a Jobs Growth Incentive; and **NOW THEREFORE**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to enter into a Jobs Growth Incentive Agreement with Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC equal to twenty-five percent (25%) of the amount of personal income tax withheld on new employees to Columbus for a term of five (5) years.

**SECTION 2.** Each year of the term of the agreement with Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC, 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 Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**SECTION 4.** The City Council hereby extends authority to the Director of Development to amend the Universal Fabricating & Construction Services, Inc. and OneSource Employee Management, LLC City of Columbus Jobs Growth Incentive Agreement for non-substantive modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these non-substantive modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to this incentive. All other requested amendments must be approved by City Council.

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

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**Legislation Number:** 1489-2014

**Drafting Date:** 6/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

This legislation will authorize the Director of the Department of Technology (DoT), and the Commissioner of the Columbus Public Health Department (CPHD), to enter into an agreement with NextGen Healthcare Information Systems, LLC ("NextGen") for provisioning, hosting and ongoing support of an electronic medical record system. The Health Department has been using the NextGen system through Mount Carmel Health Systems (through original agreement EL003835, most recently renewed through EL015533). However, the Health Department has a need for additional functionality, not available through Mount Carmel's instance of NextGen, so there is a need to work directly with NextGen, the software manufacturer, to obtain needed functionality necessary to comply with federal and state laws. The proposed agreement will provide for provisioning services, and ongoing support and hosting services for one year from the date of a certified purchase order. Subject to mutual agreement and approval of proper City authorities, the agreement includes options to renew for four (4) additional one year terms. The total cost associated with the first year of this agreement is \$440,651.80, which includes \$139,933.00 for the first year of support and hosting (a reoccurring cost).

The hosted NextGen system will enable the Columbus Public Health Department to operate five major clinical operations, which provide an extensive array of services. The software enables patient registration, appointment scheduling, monitoring and tracking of patient test results, creation and processing of electronic medical records, and generation of reports to help manage clinic operations.

This ordinance also requests approval to enter into an agreement with NextGen in accordance with sole source procurement provisions of Section 329 of the Columbus City Code; as it has been determined NextGen is the sole provider of direct hosted NextGen systems and is the sole owner of NextGen software.

This ordinance will also authorize the appropriation and expenditure of \$220,000.00 within the Special Income Tax Fund, Fund number 430 to the Department of Technology, for provisioning, hosting and ongoing support of an electronic medical record system utilized by the Columbus Public Health Department (CPHD).

**EMERGENCY DESIGNATION:**

Emergency designation is requested to immediately facilitate prompt execution of the agreement and services necessary in the usual daily operation of the Columbus Public Health Department. This agreement with NextGen Healthcare Information Systems, LLC is necessary for the provisioning, hosting and ongoing support of an electronic medical record system for one year from the date of a certified purchase order.

**FISCAL IMPACT:**

Funding for this agreement in the amount of \$440,651.80 is budgeted and available within the Department of Technology, Capital Improvement Fund, Project; Health Vital Stats, Project #: 470059-100000 (\$190,000.00); Special Income Tax Fund, Fund number 430 (\$220,000.00); Special Purpose Fund, fund number 230, subfund 310 (\$30,651.80). The total to be expended with NextGen Healthcare Information Systems, LLC will be \$440,651.80.

**CONTRACT COMPLIANCE:**

NextGen Healthcare Information Systems, LLC

CC#: 33-0702959

Expiration: 06/13/2016

To appropriate \$220,000.00 within the Special Income Tax Fund; to authorize the Director of the Department of Technology (DoT) and the Commissioner of the Columbus Public Health Department (CPHD) to enter into an agreement with NextGen Healthcare Information Systems, LLC for provisioning, hosting and ongoing support of an electronic medical record system, in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$190,000.00 from the Department of Technology, Capital Improvement Fund; \$220,000.00 from the Special Income Tax Fund; and \$30,651.80 from the Department of Health, Special Purpose Fund, fund number 230, subfund 310; and to declare an emergency. (\$440,651.80).

**WHEREAS**, the Director of the Department of Technology, and the Commissioner of the Columbus Public Health Department have a need to enter into an agreement with NextGen Healthcare Information Systems, LLC for provisioning, hosting and ongoing support of an electronic medical record system for one year from the date of a certified purchase order. The total cost associated with the first year of this agreement is \$440,651.80, which includes \$139,933.00 for the first year of support and hosting (a reoccurring cost); and

**WHEREAS**, subject to mutual agreement and approval of proper City authorities, the agreement includes options to renew for four (4) additional one year terms; and

**WHEREAS**, the Health Department has been using the NextGen system through Mount Carmel Health Systems (through original agreement EL003835, most recently renewed through EL015533), has a need for additional functionality, not available through Mount Carmel's instance of NextGen, so there is a need to work directly with NextGen, the software manufacturer, to obtain needed functionality necessary to comply with federal and state laws; and

**WHEREAS**, this contract is in accordance with the sole source provisions of Chapter 329 of the Columbus City Codes; and

**WHEREAS**, this ordinance will also authorize the appropriation and expenditure of \$220,000.00 within the Special Income Tax Fund, Fund number 430 to the Department of Technology, for provisioning, hosting and ongoing support of an electronic medical record system utilized by the Columbus Public Health Department (CPHD); and

**WHEREAS**, an emergency exists in the usual daily operation of the city in that it is immediately necessary for the Directors of the Department of Technology (DoT) and the Columbus Public Health Department, to enter into an agreement with NextGen Healthcare Information Systems, LLC for provisioning, hosting and ongoing support of an electronic medical record system, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

**SECTION 1.** That the sum of \$220,000.00 be and hereby is appropriated from the unappropriated balance of Fund 430, the Special Income Tax Fund, and from all said 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, 2014, to

Department 47-01, Department of Technology, Object Level One Code 06, Object Level Three Code 6655 and OCA code 470124.

**SECTION 2.** That the City Auditor is hereby authorized and directed to transfer \$30,651.80 of appropriation authority within the Special Purpose Fund, Fund No. 223, Subfund No. 310, OCA - 223310, from Object Level One 03, Contractual Services, to 06, Capital Outlay.

**SECTION 3.** That the Director of the Department of Technology (DoT) and the Commissioner of the Columbus Public Health Department are hereby authorized and directed to enter into an agreement with NextGen Healthcare Information Systems, LLC for provisioning, hosting and ongoing support of an electronic medical record system for one year from the date of a certified purchase order. The total cost associated with the first year of this agreement is \$440,651.80, which includes \$139,933.00 for the first year of support and hosting (a reoccurring cost). Subject to mutual agreement and approval of proper City authorities, the agreement includes options to renew for four (4) additional one year terms.

**SECTION 4.** That the expenditure of \$440,651.80, or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Division: 47-02

Fund: 514

Sub-fund: 02

Project: 470059-100000

OCA Code: 514759

Object Level: 06

Object Level 3: 6655

Amount \$190,000.00

Dept./Division: 47-01

Fund: 430

OCA Code: 470124

Object Level: 06

Object Level 3: 6655

Amount \$220,000.00

Dept./Division: 50-01

Fund: 223

Sub-fund: 310

OCA Code: 223310

Object Level: 06

Object Level 3: 6655

Amount \$30,651.80

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

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project has been completed and the monies are no longer required for

said project.

**SECTION 7.** That this agreement is being established in accordance with the sole source provisions of Chapter 329 of the Columbus City Codes.

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

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**Legislation Number:** 1492-2014

**Drafting Date:** 6/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The need exists to enter into a Job Creation Tax Credit Agreement with ADS Alliance Data Systems, Inc. (ADS). The Ohio Tax Credit Legislation (Section 718.15 of the Ohio Revised Code) authorizing such agreements became effective January 14, 1993 and requires the City to enter a Council-approved agreement between the City and a participating company.

Headquartered in Plano, Texas, ADS Alliance Data Systems (ADS) is a leading provider of marketing, loyalty and credit solutions that uses the power of data to achieve results for its clients. Together, ADS three lines of business manage more than 100 million consumer relationships for some of the world's leading brands. The company was started in 1986 as a part of The Limited, and became ADS as result of a merger with BSI Business Services, an electronic network transaction processing and credit services' company, in 1996. ADS consists of three businesses: Alliance Data Retail Services, Know More Sell More, it's our commitment to helping our partners better understand their customer, and to driving more sales through our branded card programs; Epsilon®, a global leader in delivering direct-to-consumer connections that drive business performance and LoyaltyOne®, a global leader in the design and implementation of coalition loyalty programs, customer analytics and loyalty management solutions..

ADS Alliance Data Systems, Inc. is proposing to invest approximately \$80.5 million, which includes real property improvements, leasehold improvements, machinery, equipment, furniture and fixtures, to construct a three-building campus to house its corporate associates for its Alliance Data Retail Services business. In addition, ADS is proposing to create 700 new full-time permanent positions with an annual payroll of approximately \$52.5 million and retain 1,300 full-time associate with an estimated annual payroll of \$124.4 million.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into a Job Creation Tax Credit Agreement of sixty-five percent (65%) for a period of ten (10) years with ADS Alliance Data Systems, Inc. in consideration of the company's proposed total investment of \$80.5 million and the creation of 700 new full-time permanent positions.

**WHEREAS,** pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these tax payers job creation tax credits against their corporate franchise tax or income tax, which tax credits are provided to create new jobs in the State Of Ohio; and

**WHEREAS**, pursuant to Section 718.15 of the Ohio Revised Code (the “City Act”) a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

**WHEREAS**, contingent on the City granting a Job Creation Tax Credit, ADS will expand its operation by investing approximately \$80.5 million, which includes real property improvements, leasehold improvements, machinery, equipment, furniture and fixtures at parcel number 010-146723, and create 700 new full-time permanent positions with an estimated annual payroll of approximately \$52.5 million, retain 1,300 full-time associates, increase job opportunities and strengthen the economy of the city; and

**WHEREAS**, receiving these tax credits from the State and the City is a critical factor in ADS Alliance Data Systems, Inc.’s decision to go forward with the project in Columbus; and

**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**, ADS Alliance Data Systems, Inc. has indicated that a Job Creation Tax Credit is crucial to its decision to locate the aforementioned expansion in Columbus; and

**WHEREAS**, the City of Columbus desires to facilitate ADS Alliance Data Systems, Inc.’s growth at the project site; **NOW THEREFORE**,

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

**SECTION 1.** That the City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax credits is a critical factor in the decision by ADS Alliance Data Systems, Inc. to go forward with the project.

**SECTION 2.** That the City Council hereby finds and determines that the project meets all the requirements of the City Act.

**SECTION 3.** That the Director of the Department of Development is hereby authorized and directed to enter into and execute a Job Creation Tax Credit of sixty-five percent (65%) of the amount of personal income tax withheld on new employees for a term of ten (10) years with ADS Alliance Data Systems, Inc.

**SECTION 4.** That the City of Columbus Job Creation Tax Credit Agreement is signed by ADS Alliance Data Systems, Inc. within 120 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**SECTION 5.** The City Council hereby extends authority to the Director of Development to amend the ADS Alliance Data Systems, Inc. City of Columbus Job Creation Tax Credit Agreement for certain modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to this incentive. All other requested amendments must be approved by City Council.

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

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**Legislation Number:** 1494-2014

**Drafting Date:** 6/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **1. BACKGROUND**

The Division of Infrastructure Management is responsible for routine and emergency street repairs and maintenance throughout the year. The Division uses various asphalt concretes in its surface treatment program to repair and maintain streets, gravel alleys, berms, and to patch potholes.

The Purchasing Office has established citywide universal term contracts with Kokosing Materials (FL005454) and Shelly Materials (FL005453), for the purchase of these materials. This legislation will authorize the expenditure of \$100,000.00 in total for various asphalt concretes per the terms and conditions of the universal term contracts.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against these organizations.

### **2. CONTRACT COMPLIANCE**

Kokosing Materials contract compliance number is 31-0980603 and it expires 11/18/2015.

Shelly Materials contract compliance number is 31-1574851 and it expires 01/16/2016.

### **3. FISCAL IMPACT**

Funds in the amount of \$100,000.00 are budgeted and available in the Municipal Motor Vehicle License Tax Fund (266) for this purpose.

To authorize the Director of Finance & Management to establish purchase orders with Kokosing Materials and Shelly Materials, for the purchase of various asphalt concretes, in accordance with the terms and conditions of established citywide universal term contracts for the Division of Infrastructure Management; and to authorize the expenditure of \$100,000.00 from the Municipal Motor Vehicle License Tax Fund. (\$100,000.00)

**WHEREAS**, the daily activities of the Division of Infrastructure Management require the purchase and use of various asphalt concretes to repair and maintenance streets, gravel alleys and berms and to patch potholes on city streets; and

**WHEREAS**, the Purchasing office has established universal term contracts to purchase these materials: and

**WHEREAS**, the Director of Finance and Management be and is hereby authorized to establish purchase orders totaling \$100,000.00; and

**WHEREAS**, funds are budgeted and available in the Municipal Motor Vehicle License Tax Fund for the purchase of various asphalt concretes; 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 purchase orders totaling \$100,000.00 per the terms and conditions of existing UTCs for various asphalt concretes for Division of Infrastructure Management as follows:

Kokosing Materials \$70,000.00  
P.O. Box 334  
Fredricktown, OH 43019  
FL005454  
Contract compliance: 31-0980603 (expires 11/18/2015)

Shelly Materials, Inc. \$30,000.00  
1771 Harmon Avenue  
Columbus, OH 43223  
FL005453  
Contract compliance: 31-1574851 (expires 01/16/2016)

**SECTION 2.** That the expenditure of \$100,000.00, or so much thereof as may be needed, is hereby authorized from the Municipal Motor Vehicle License Tax Fund, Fund No. 266, as follows:

Dept / Fund / O.L.01-03 / OCA/ Amount  
59-11 / 266 / 02-2262 / 591126 / \$ 100,000.00.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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**Legislation Number:** 1496-2014

**Drafting Date:** 6/16/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This legislation authorizes the Director of Public Utilities to modify the contract with Ohio Mulch, Inc. for the purposes of providing a biosolids beneficial reuse program called Deep Row Hybrid Poplar (DRHP) program for the Division of Sewerage and Drainage (DOSD).

This contract modification No. 2 is for the continuation of the DRHP program on the 1,012 acre New Lexington Tree Farm, LLC, located in Perry Township, Perry County, Ohio, and owned by Ohio Mulch. This contract will authorize Ohio Mulch to remove a minimum of 27,000 and up to a maximum of 30,000 wet tons of biosolids annually from the DOSD's Wastewater Treatment Facilities (WWTFs) and reuse the biosolids in their DRHP program. All biosolids removed from the WWTFs will be Class B biosolids, with the majority of biosolids originating from the Southerly Wastewater Treatment Plant and with a smaller fraction of the biosolids originating from the Jackson Pike Wastewater Treatment Plant. The biosolids will be utilized as a nitrogen source to grow hybrid poplar trees which will be later harvested for mulch. In addition, the biosolids will add valuable organic material to the old abandoned mine site that is now repurposed as the New

Lexington Tree Farm. Approximately 30 acres will be utilized per year at the New Lexington Tree Farm site with trees being harvested every 6 to 8 years.

The Director of Public Utilities received the Ohio Mulch, Inc. proposal on April 15, 2011 in response to the DOSD Request for Proposals for Innovative Reuse of Biosolids and it was the only proposal received with the DRHP concept. Other proposals received included three mechanized dryer processes that would dry and pelletize biosolids for commercial wholesale and two biosolids-cake land application proposals. Of all proposals submitted under the Innovative Reuse of Biosolids RFP, the selection committee deemed the DRHP as the best fit for the DOSD Biosolids Program.

The terms for the award contract and modifications No. 1 and 2 are as follows:

1. Award contract is for approximately 6 months at \$35 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 15,000 wet tons of Class B biosolids.
2. Modification No. 1 will extend the contract an additional 12 months at \$35 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.
3. Modification No. 2 will extend the contract an additional 12 months at \$35 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.

At the end of contract modification No. 2, 30 months will have elapsed from the contract and the DOSD and Ohio Mulch must choose to continue this contract by modification(s) according to Plan-A or Plan-B as follows:

Plan-A: accounting for the award contract and all modifications, Plan-A total contract duration is 5 years:

4. Modification No. 3 will extend the contract 18 months at \$35 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 45,000 wet tons of Class B biosolids.
5. Modification No. 4 will be the final modification for Plan-A and it will extend the contract 12 months at \$35 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.

Plan-B: accounting for the award contract and all modifications, Plan-B total contract duration is 10 years:

4. Modification No. 3 will extend the contract 18 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 45,000 wet tons of Class B biosolids.
5. Modification No. 4 will extend the contract 12 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.
6. Modification No. 5 will extend the contract 12 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.
7. Modification No. 6 will extend the contract 12 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.
8. Modification No. 7 will extend the contract 12 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.
9. Modification No. 8 will extend the contract 12 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.
10. Final Modification No. 9 will extend the contract 12 months at \$28 per wet ton and authorizes Ohio Mulch, Inc. to remove up to 30,000 wet tons of Class B biosolids.

**SUPPLIER:** Ohio Mulch, Inc. (31-1120540), Expires 10/24/2015  
Ohio Mulch does not hold MBE/FBE status.

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.

1. Amount of additional funds: Total amount of additional funds needed for this contract modification No. 2 is \$1,050,000.00. Total contract amount including this modification is \$2,625,000.00
2. Reason additional funds were not foreseen: The need for additional funds was known at the time of the initial contract, as this is an annual expenditure. This legislation is to encumber the funds budgeted for fiscal year 2014 for the Division of Sewerage and Drainage.
3. Reason other procurement processes were not used: Work under this modification is a continuation of services included in the scope of the original bid contract. No lower pricing more attractive terms and conditions are anticipated at this time.
4. How was cost determined: The cost, terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** \$1,050,000.00 is needed and budgeted for this contract modification No. 2.

Award Contract for 6 months = \$ 525,000.00  
Modification #1 for 12 months = \$1,050,000.00  
Modification #2 for 12 months = \$1,050,000.00

Plan-A Modification #3 for 18 months = \$1,575,000.00  
Plan-A Modification #4 for 12 months = \$1,050,000.00 end of Plan-A

Plan-B Modification #3 for 18 months = \$1,260,000.00  
Plan-B Modification #4 for 12 months = \$ 840,000.00  
Plan-B Modification #5 for 12 months = \$ 840,000.00  
Plan-B Modification #6 for 12 months = \$ 840,000.00  
Plan-B Modification #7 for 12 months = \$ 840,000.00  
Plan-B Modification #8 for 12 months = \$ 840,000.00  
Plan-B Modification #9 for 12 months = \$ 840,000.00 end of Plan-B

\$777,928.20 was spent in 2013  
\$0.00 was spent in 2012

To authorize the Director of Public Utilities to enter into a planned modification with Ohio Mulch for services in connection with the Deep Row Hybrid Poplar program for the Division of Sewerage and Drainage; and to authorize the expenditure of \$1,050,000.00 from the Sewerage System Operating Fund. (\$1,050,000.00)

**WHEREAS**, the Division of Sewerage and Drainage entered into a contract with Ohio Mulch for the purposes of providing a biosolids beneficial reuse program called Deep Row Hybrid Poplar (DRHP) program, and

**WHEREAS**, all biosolids removed from the Wastewater Treatment Plants will be Class B biosolids, with the majority of biosolids originating from the Southerly Wastewater Treatment Plant and with a smaller fraction of the biosolids originating from the Jackson Pike Wastewater Treatment Plant, and

**WHEREAS**, the biosolids will be utilized as a nitrogen source to grow hybrid poplar trees which will be later harvested for mulch. In addition, the biosolids will add valuable organic material to the old abandoned mine site that is now repurposed as the New Lexington Tree Farm. Approximately 30 acres will be utilized per year

at the New Lexington Tree Farm site with trees being harvested every 6 to 8 years, and

**WHEREAS**, the procurement was conducted in accordance with the Request For Proposals (RFP) process set forth in the pertinent provisions of Chapter 329, Columbus City Codes, and the Division's Evaluation Committee recommended Ohio Mulch, Inc., for further consideration, and

**WHEREAS**, the Director of Public Utilities received proposals on April 15, 2011 in response to the Division of Sewerage and Drainage Request For Proposals for Innovative Reuse of Biosolids and Ohio Mulch was awarded the contract, and

**WHEREAS**, the original contract was for a period of six (6) months through July 1, 2013 and upon mutual agreement and approval by the Columbus City Council, this contract can be extended for two (2) additional years on a year to year basis and funds availability, and

**WHEREAS**, at the end of contract modification 2, 30 months will have elapsed from the contract and the Division of Sewerage and Drainage and Ohio Mulch must choose to continue this contract by modifications(s) according to Plan-A or Plan-B, and

**WHEREAS**, the Division of Sewerage and Drainage wishes to extend and increase the current contract for one (1) additional year with a new expiration date of July 1, 2015, and

**WHEREAS**, the Department of Public Utilities, hereby requests this City Council to authorize the Director of Public Utilities to modify the agreement for professional services with Ohio Mulch, Inc. for the continuation of the Deep Row Hybrid Poplar program, from July 2, 2014 through and including July 1, 2015; 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 enter into a planned modification of EL013611 with Ohio Mulch, Inc., 1600 Universal Road, Columbus, Ohio 43207, for the continuation of the Deep Row Hybrid Poplar program, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage. Total amount of modification No. 2 is ADD \$1,050,000.00. Total contract amount including this modification is \$2,625,000.00.

**SECTION 2.** That this modification is in accordance with the pertinent provisions of Chapter 329 of the Columbus City Codes.

**SECTION 3.** That the expenditure of \$1,050,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund 650, Department/Division 60-05, to pay the cost of this contract as follows:

OCA: 605378  
Object Level 1: 03  
Object Level 3: 3419

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

allowed by law.

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**Legislation Number:** 1497-2014

**Drafting Date:** 6/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to enter into an agreement with the Franklin Soil and Water Conservation District (FSWCD) for continuation of the Urban Watershed Delineations Project, for the Division of Sewerage and Drainage.

Recently, the US Environmental Protection Agency recognized the importance of allowing cities to take into consideration all of the regulatory challenges of complying with the Clean Water Act, and to prioritize work to achieve water quality goals more efficiently. They issued a policy encouraging cities to integrate the work needed to comply with both stormwater regulations and elimination of sewer overflows, and are strongly promoting the use of green infrastructure to meet these challenges. This approach is referred to as Integrated Planning.

In August 2012, the City asked Ohio EPA for permission to delay some of the WWMP projects to allow time to explore whether there are better alternatives associated with the proposed integrated planning approach. Ohio EPA has granted the City's request to explore options and the City is to develop an integrated plan by September 15, 2015. The City has initiated the Integrated Planning process and has hired the consulting firm Arcadis to assist in the coordination process.

Core to developing an integrated plan is having a thorough understanding of the municipal separate storm sewer system (MS4) including, but not limited to: the extents of the system, system components and system connectivity, as well as land cover, land use, and land ownership across the landscape contributing flows to the MS4. However, when evaluating urban watersheds in an environment such as Columbus, understanding the makeup of watersheds is complicated by the fact that subsurface drainage changes the configuration of watersheds from boundaries which originally corresponds to naturally occurring surface drainage to configurations dictated by the extensive network of stormwater pipes and appurtenances.

The Urban Watershed Delineations project will provide the delineation of stormwater runoff catchments within the entire City of Columbus using GIS platform. A detailed level of delineation is to be performed within several selected areas (Clintonville, Franklinton, Linden, etc.) This project prepares information needed for developing a stormwater model which will be applied to facilitate mitigation of sanitary sewer overflows through Blueprint Columbus.

This is an intergovernmental working agreement between the City of Columbus and Franklin Soil and Water Conservation District (FSWCD). For the 2014-15 working agreement FSWCD combined the stream inventory work into the working agreement that was developed last year as well as updated some of the processes to better reflect the direction now taken. This is the second year of this project and this agreement is effective

upon execution by the City and terminates on March 31, 2015. For the services described herein, Columbus shall compensate FSWCD in the form of a grant in the amount of \$211,000.00. Future contracts will be required to continue this delineation process.

**SUPPLIER:** Franklin Soil and Water Conservation District (31-0847446), Non-Profit Organization

**FISCAL IMPACT:** \$211,000.00 is needed for this project within the Division of Sewerage and Drainage. Expenditures will be reprioritized to cover this expense.

\$150,000.00 was encumbered in 2013

\$0.00 was encumbered in 2012

To authorize the Director of Public Utilities to enter into an agreement with the Franklin Soil and Water Conservation District for the Urban Watershed Delineations Project, and to authorize the expenditure of \$211,000.00 from the Sewer System Operating Fund. (\$211,000.00)

**WHEREAS**, there is a need for the Director of Public Utilities to enter into an agreement with the Franklin Soil and Water Conservation District (FSWCD) for continuation of the Urban Watershed Delineations Project, for the Division of Sewerage and Drainage, and

**WHEREAS**, recently, the US Environmental Protection Agency recognized the importance of allowing cities to take into consideration all of the regulatory challenges of complying with the Clean Water Act, and to prioritize work to achieve water quality goals more efficiently. They issued a policy encouraging cities to integrate the work needed to comply with both stormwater regulations and elimination of sewer overflows, and are strongly promoting the use of green infrastructure to meet these challenges. This approach is referred to as Integrated Planning, and

**WHEREAS**, in August 2012, the City asked Ohio EPA for permission to delay some of the WWMP projects to allow time to explore whether there are better alternatives associated with the proposed integrated planning approach. Ohio EPA has granted the City's request to explore options and the City is to develop an integrated plan by September 15, 2015, and

**WHEREAS**, core to developing an integrated plan is having a thorough understanding of the municipal separate storm sewer system (MS4) including, but not limited to: the extents of the system, system components and system connectivity, as well as land cover, land use, and land ownership across the landscape contributing flows to the MS4, and

**WHEREAS**, this project conducts delineation of stormwater runoff catchments within the entire City of Columbus using GIS platform. A detailed level of delineation is to be performed within several selected areas (Clintonville, Franklinton, Linden, etc.). This project prepares information needed for developing a stormwater model which will be applied to facilitate mitigation of sanitary sewer overflows through Blueprint Columbus, and

**WHEREAS**, this is an intergovernmental working agreement between the City of Columbus and Franklin Soil and Water Conservation District (FSWCD). This agreement is effective upon execution by the City and terminates on March 31, 2015; now, therefore

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

**SECTION 1.** That the Director of Public Utilities, be and is hereby authorized to enter into an agreement with the Franklin Soil and Water Conservation District, 1404 Goodale Boulevard, Suite 100, Columbus, Ohio 43212, for the Urban Watershed Delineations Project, for the Division of Sewerage and Drainage.

**SECTION 2.** That the expenditure of \$211,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewer System Operating Fund, Fund 650, Department 60-05, to pay the cost of this contract as follows:

OCA: 605113  
Object Level 1: 03  
Object Level 03: 3407

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1500-2014

**Drafting Date:** 6/17/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Resolution 0088X-2007, adopted June 4, 2007, supported the continuation of the Columbus Downtown Office Incentive Program (DOI) as one of the development tools needed to implement the Downtown Business Plan. This legislation authorizes the payments to employers who have met the requirements of their Downtown Office Incentive Program agreement.

For tax year 2013, the City of Columbus had a total of nine active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2013. The total dollar amount to be disbursed for these nine 2013 DOI payments is \$710,207.25. The nine projects with the DOI payment subtotals are as follows: (1) \$17,785.26 to CoverMyMeds, LLC; (2) \$1,263.46 to Jeffrey P. Norman, Standing Chapter 13 Trustee for the Southern District of Ohio; (3) \$28,697.54 to Lancaster Pollard & Co.; (4) \$184,430.73 to Momentive Specialty Chemicals, Inc.; (5) \$26,479.85 to Ohio Credit Union League; (6) \$350,000.00 to OhioHealth Corporation; (7) \$34,923.47 to Plante & Moran, PLLC; (8) \$12,421.30 to State Auto Property and Casualty Insurance Company; and (9) \$54,205.64 to Turner Construction Company.

**FISCAL IMPACT:** This ordinance authorizes and directs the City Auditor to transfer \$177,551.81 from the Special Income Tax Fund to the General Fund and authorizes the transfer of \$710,207.25 within the General Fund. The transfer amount of \$177,551.81 has been factored into the current special income tax analysis and resultant capital capacity. The remaining amount of the payment was included in the 2014 General Fund Budget.

To authorize and direct the City Auditor to transfer \$710,207.25 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$177,551.81 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments totaling \$710,207.25 in accordance with the Downtown Office Incentive (DOI) Program for the nine (9) active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2013; to authorize the expenditure of \$710,207.25 from the General Fund; and to declare an emergency. (\$710,207.25)

**WHEREAS**, Resolution 0088X-2007, adopted June 4, 2007, supported the continuation of the Downtown Office Incentive Program as one of the development tools needed to implement the Downtown Business Plan; and

**WHEREAS**, it is necessary to authorize payments to employers who have met the requirements under their Downtown Office Incentive Program agreement; and

**WHEREAS**, the City of Columbus had a total of nine active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for 2013 and the total dollar amount to be disbursed for these nine 2013 DOI payments is \$710,207.25; and

**WHEREAS**, it is necessary at this time to authorize payment of \$17,785.26 to CoverMyMeds, LLC; \$1,263.46 to Jeffrey P. Norman, Standing Chapter 13 Trustee for the Southern District of Ohio; \$28,697.54 to Lancaster Pollard & Co.; \$184,430.73 to Momentive Specialty Chemicals, Inc.; \$26,479.85 to Ohio Credit Union League; \$350,000.00 to OhioHealth Corporation; \$34,923.47 to Plante & Moran, PLLC; \$12,421.30 to State Auto Property and Casualty Insurance Company; and \$54,205.64 to Turner Construction Company; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Downtown Office Incentive Program agreements, all for the preservation of the public health, property, safety; and welfare; **NOW, THEREFORE**

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

**SECTION 1.** That the City Auditor be and is hereby authorized and directed to transfer \$710,207.25 within the General Fund, Fund 010 from the Department of Finance & Management, Department/Division 45-01, Object Level One 10, Object Level Three 5501, OCA 904508 to the Department of Development, Economic Development Division, Division 44-02, Object Level One 05, Object Level Three 5513, OCA 442020.

**SECTION 2.** That the sum of \$177,551.81 is hereby appropriated from the un-appropriated 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 un-appropriated for any other purpose during the fiscal year ending December 31, 2014 to the City Auditor, Division 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5501.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$177,551.81 in cash only to the General Fund, Economic Development Division, Division 44-02, Object Level One 05, Object Level Three 5513, OCA 442020.



**SECTION 4.** That the City Auditor is hereby authorized and directed to make payments in accordance with the Downtown Office Incentive Program agreements as follows:

- CoverMyMeds, LLC - \$17,785.26
- Jeffrey P. Norman, Standing Chapter 13 Trustee for the Southern District of Ohio - \$1,263.46
- Lancaster Pollard & Co. - \$28,697.54
- Momentive Specialty Chemicals, Inc. - \$184,430.73
- Ohio Credit Union League - \$26,479.85
- OhioHealth Corporation - \$350,000.00
- Plante & Moran, PLLC - \$34,923.47
- State Auto Property and Casualty Insurance Company - \$12,421.30
- Turner Construction Company - \$54,205.64

**SECTION 5.** That the expenditure of \$710,207.25, or so much as may be necessary, be and is hereby authorized from the Development Department, Department 44-01, General Fund, Fund 010, OCA Code 442020, DOI Payments From Non-Tax Revenues, Object Level Three 5513.

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

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

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**Legislation Number:** 1502-2014

**Drafting Date:** 6/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:**

In 1987, pursuant to Ordinance 2365-87, the City of Columbus disposed of the alley south of Cherry Street, north of East Main Street and East of Ohio Avenue, located in the Near East Columbus Planning Area. The City reserved a general utility easement for those utilities located within the alley at that time. The subject parcel, now known as 1092 East Main Street, is scheduled for development by Core Resources on behalf of Family Dollar Stores.

The Department of Public Service recently received a request from Core Resources, developer of the property for this project, asking that the City release a portion of the reserved general utility easement from this property to help clear title and allow for the building development. After receipt of this request the Division of Planning and Operations verified with all the public and private utility companies that there are no public utilities located within this reserved general utility easement and that they have no objections to the release of the portion of this easement.

The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary to release a portion of the general utility easement that was retained in 1987 pursuant to Ordinance 2365-87. A value of \$500.00 was established for the release of this portion of the general utility easement.

The City will receive a total of \$500.00, to be deposited in Fund 748, for granting the requested release of the general utility easement.

**2. Fiscal Impact:**

The City will receive a total of \$500.00, to be deposited in Fund 748, for granting this portion of easements to be released.

To authorize the Director of the Department of Public Service to execute those documents necessary to release a portion of the general utility easement that was retained in 1987 pursuant to Ordinance 2365-87.

**WHEREAS**, in 1987, pursuant to Ordinance 2365-87, the City of Columbus vacated an alley south of Cherry Street, north of East Main Street and East of Ohio Avenue, reserving a general utility easement for those utilities located within the alley at that time; and

**WHEREAS**, the subject parcel, now known as 1092 East Main Street; and

**WHEREAS**, the Department of Public Service recently received a request from Core Resources, developer of the property for this project, asking that the City release a portion of the reserved general utility easement from this property so that they can provide help clear title and allow for the building expansion; and

**WHEREAS**, after receipt of this request the Division of Planning and Operations verified with all public and private utility companies that there are no utilities located within this portion of reserved general utility easement and that they have no objections to the release of this portion of easement; now therefore

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

**Section 1.** That the Director of the Department of Public Service be and is hereby authorized to execute those documents necessary to release the general utility easement that was retained for the alley south of Cherry Street, north of East Main Street and East of Ohio Avenue. The portion to be released is described as follows; to-wit:

Being situated in the State of Ohio, County of Franklin, City of Columbus and being all of the Alley South of Cherry Street, North of East Main Street, and East of Ohio Avenue, and being further described as follows;

Beginning at the S.W. corner of Lot 15 as recorded in F. F. Hoffman, et al. Subdivision (P.B. 4, Page 136)

Thence Easterly, with the S. line of Lot 15, also being the N. line of a 13' alley, a distance of 134.32' to the S.E. corner of Lot 15;

Thence Northerly, with the E. line of Lot 15, also being the V. line of a 15' alley, a distance of 37.00' to the N.E. corner Lot 15, also being the S. line of Cherry Street;

Thence Easterly, with the S. line of Cherry Street, a distance of 15.00' to the N. line of said 15' alley, also being the N.W. corner of Lot 12, Hoffman & McGrews Subdivision:

Thence Southerly, with the E. line of said 15' alley, a distance of 50.00' to the S. line of the said 13' alley;

Thence Westerly with the S. Line of said 13' alley and the N. line of Lots 16, 17, 18 & 19 in the F.F. Hoffman et al Subdivision, a distance of 149.32' to the E. line of Ohio Avenue;

Thence Northerly, with the E. line of Ohio Avenue, 13.00' to the point of beginning, containing 2496.00 sq. ft.;

The foregoing described real property is subject to all conditions, restrictions and easements of record, and further the Grantor hereby retains a perpetual general utility easement in, over, under, across and through the entire described real property.

The foregoing legal description was written based upon existing records.

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

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**Legislation Number:** 1503-2014

**Drafting Date:** 6/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:**

This ordinance authorizes the City Auditor to set up a certificate in the amount of \$200,000.00 for various expenditures for labor, material and equipment in conjunction with Recreation and Parks facility improvements. These are unanticipated expenditures that may include, but are not limited to, items such as concrete work, HVAC, roofing, flooring, etc. Contracts will be entered into in compliance with the procurement provisions of Columbus City Code 329 and will not exceed \$20,000.00 per job.

**Fiscal Impact:**

\$200,000.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 702 to meet the financial obligations of these various expenditures.

This ordinance is "contingent upon the 2014 Bond Sale".

To authorize and direct the City Auditor to set up a certificate in the amount of \$200,000.00 for various expenditures for labor, material and equipment in conjunction with Recreation and Parks facility improvements; and to authorize the expenditure of \$200,000.00 from the Recreation and Parks Voted Bond Fund. (\$200,000.00)

**WHEREAS**, the City Auditor will set up a certificate in the amount of \$200,000.00 for various expenditures for labor, material, and equipment in conjunction with the Recreation and Parks Department's facility improvements 2014; and

**WHEREAS**, funding is available for these purchases from unallocated balances within the Recreation and Parks Voted Bond Fund 702; and, **NOW, THEREFORE**

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

**SECTION 1.** That the City Auditor is authorized to set up a certificate in the amount of \$200,000.00 for various expenditures for labor, material, and equipment in conjunction with the Recreation and Parks Department's facility improvements 2014.

**SECTION 2.** That the purchase of labor, materials and equipment is necessary for various unanticipated facility improvements.

**SECTION 3.** 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 from the Voted Recreation and Parks Bond Fund 702, as follows:

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>	
510035-100000 (Facility Renovation - Misc.)		702035	6621	\$200,000.00

**SECTION 4.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

**SECTION 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 legislation

**SECTION 6.** Contracts will be entered into in compliance with the procurement provisions of Columbus City Codes 329 and will not exceed \$20,000.00 per job.

**SECTION 7.** That this Council hereby recognizes that this ordinance does not identify specific contractors or vendors for the expenditure purposes authorized herein and hereby delegates sole and final contracting decisions relative to the determination of lowest responsive and responsible and best bidder(s) to the Director of Recreation and Parks and or the Director of Finance and Management as per the terms of Columbus City Code 329.

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

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**Legislation Number:** 1505-2014

**Drafting Date:** 6/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

To authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with CDM Smith, Inc. for the Stormwater Strategic Plan Project; and to authorize an amendment to the Capital Improvements Budget, to authorize a transfer and expenditure up to \$370,672.18 within the Storm Recovery Zone Super B.A.B.s Fund. (\$370,672.18)

**WHEREAS,** Contract No. EL013990 was authorized by Ordinance No. 2892-2012, passed January 14, 2013, was executed on March 5, 2013, and was approved by the City Attorney on March 14, 2013, with CDM Smith, Inc. for the Stormwater Strategic Plan Project, for the Division of Sewerage and Drainage, Stormwater Section; and

**WHEREAS,** Modification No. 1 to the original Contract No. EL013990 was authorized by Ordinance No. 1293-2013, passed June 10, 2013, was executed on June 26, 2013, and was approved by the City Attorney on July 1, 2013, with CDM Smith, Inc. for the Stormwater Strategic Plan Project, for the Division of Sewerage

and Drainage, Stormwater Section; and

**WHEREAS**, Modification No. 2 is needed to include additional design services for the Stormwater Strategic Plan, for the Division of Sewerage and Drainage; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to execute a contract modification for the Stormwater Strategic Plan Project with CDM Smith, Inc. and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Storm Recovery Zone Super B.A.B.s Fund; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, to authorize the Director of Public Utilities to modify and increase the Division of Sewerage and Drainage's professional engineering services agreement with CDM Smith, Inc. for the Division of Sewerage and Drainage's Stormwater Strategic Plan Project, for the preservation of the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the Director of Public Utilities is hereby authorized and directed to modify and increase the professional engineering services contract with CDM Smith, Inc. for the Stormwater Strategic Plan Project, for the Division of Sewerage and Drainage, in the amount of \$370,672.18.

**SECTION 2.** That this contract modification is in compliance with Section 329.16 of Columbus City Codes.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$370,672.18 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-15, Fund No. 677, Storm Recovery Zone Super B.A.B.s Fund, Object Level Three 6682, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

677 | 610990-100001 (carryover) | Woodward, Wildwood, Woodnell Ave SSI | 679901 | -\$370,672.18

677 | 611020-100000 | Stormwater Strategic Plan | 677020 | +\$370,672.18

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

677 | 610990-100001 (carryover) | Woodward, Wildwood, Woodnell Ave SSI | \$1,091,288 | \$720,615 | -\$370,673

677 | 611020-100000 | Stormwater Strategic Plan | \$0 | \$370,673 | +\$370,673

**SECTION 5.** That an expenditure up to \$370,672.18 is hereby authorized for the Stormwater Strategic Plan Project within the Storm Recovery Zone Super B.A.B.s Fund, Fund No. 677, Division 60-15, Project No. 611020-100000, OCA Code 677020, Object Level Three 6682.

**SECTION 6.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

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**Legislation Number:** 1507-2014

**Drafting Date:** 6/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to extend the existing agreement with AEP Retail Energy for street light generation and transmission services.

The City of Columbus, Division of Power is a retail customer with AEP Ohio and owns street lights that are metered and billed by AEP Ohio. AEP Retail Energy is a competitive retail electric service provider and affiliate of AEP Ohio. The Division of Power has coordinated with AEP Retail Energy to reduce the power cost of the street lights on the AEP Ohio system.

By switching the generation and transmission of the street lights currently on the AEP Ohio system to AEP Retail Energy, the Department of Public Utilities in 2011 reduced the cost of the megawatt hours (MWh) from \$62.62/MWh to \$49.90/MWh for annual savings of approximately \$126,000.00. AEP Ohio will continue to charge the Division of Power for distribution and customer charges. All the contractual information was reviewed and approved by the City Attorney's Office with the original contract in 2011. The Division and AEP Ohio would like to continue this cost saving measure by modifying the existing agreement and adding an additional 40 months to the original end date of August 2014. By continuing this agreement, it is anticipated that the Division will save over \$100,000 annually for energy costs.

The Department of Public Utilities feels it is in the best interest of the City of Columbus to enter into this agreement with AEP Retail Energy to take advantage of the power cost savings. This ordinance is being submitted as an emergency so that the department will not have interruption in the agreement and will be able to continue to take advantage of the cost savings to the Division of Power.

1. **Amount of additional funds:** There are no additional funds needed. This amendment is to ADD: 40 months to the life of the agreement that was to end August 2014.
2. **Reason additional needs were not foreseen:** This is a planned modification to be completed prior to the

August 2014 end date.

3. **Reason other procurement processes not used**: This is a continuation of the current agreement that is benefiting the Division of Power by reducing the MWh cost for an approximate annual savings of over \$100,000.00 annually.

4. **How was cost determined**: This planned modification does not cost the Division of Power any funds.

**FISCAL IMPACT**: No funding required for this contract

**SUPPLIER**: AEP Retail Energy 13-4922640, Expires 6/24/2016

To authorize the Director of Public Utilities to modify the existing agreement and add an additional 40 months to the original end date of August 2014 with AEP Retail Energy for street light generation and transmission services and to declare an emergency.

**WHEREAS**, The City of Columbus, Division of Power is a retail customer with AEP Ohio, 1 Riverside Plaza, Columbus, Ohio, 43215 and owns street lights that are metered and billed by AEP Ohio, and

**WHEREAS**, AEP Retail Energy, is a competitive retail electric service provider and affiliate of AEP Ohio and the Division of Power has coordinated with AEP Retail Energy to reduce the power cost of the street lights on the AEP Ohio system.

**WHEREAS**, By switching the generation and transmission of the street lights currently on the AEP Ohio system to AEP Retail Energy, the Department of Public Utilities would reduce the cost of the megawatt hours (MWh) for an approximate annual savings of over \$100,000.00, and

**WHEREAS**, AEP Ohio would continue to charge the Division of Power for distribution and customer charges, and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to modify and extend the agreement with AEP Retail Energy for street light generation and transmission services so that the Department of Public Utilities can take advantage of the cost savings to the Division of Power for the immediate preservation of the public health, peace, property and safety; **Now, Therefore**

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to modify and extend the agreement with AEP Retail Energy for an additional 40 months from the original end date of August 2014 for street light generation and transmission services for the Division of Power.

**SECTION 2.** It is in the best interest of the City of Columbus to modify and extend this agreement with AEP Retail Energy to take advantage of the power cost savings.

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

the same.

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**Legislation Number:** 1514-2014

**Drafting Date:** 6/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

- 1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with the United Survey, Inc. for the Blueprint Linden Lining Project. The work for this project consists of the rehabilitation of approximately 55,590 LF of 8- thru 24-inch sewers utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.
- 2. PROJECT TIMELINE:** The estimated completion date is within 365 calendar days after the effective date of the Notice to Proceed has been issued.
- 3. PROCUREMENT INFORMATION:** The Division advertised for competitive bids submission for the subject services on the City's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.09 of the Columbus City Code. The Division of Sewerage and Drainage received six (6) bids on April 9, 2014 from the following companies:

<u>Name</u>	<u>CCCN</u>	<u>Exp. Date</u>	<u>Status</u>	<u>City/State</u>
United Survey, Inc.	34-0894532	02/20/2015	MAJ	Cleveland, Ohio
Insituform		13-3032158	13-3032158	MAJ Chesterfield, MO
Layne Inliner, LLC		01-0684682	02/06/2016	MAJ Orleans, IN
Inland Waters Pollution Control	38-2024780		01/23/2015	MAJ Detroit, MI
Terra Contracting		46-1430657	10/09/2015	MAJ Romulus, MI

- 4.** These bids were reviewed and ranked utilizing the Bid Tab and Quality Factor Form process. After reviewing the bids and the QFF form, it was determined that United Survey, Inc. was the lowest responsive, responsible, and best bid. The Engineer's Estimate was \$3,242,726.08.
- 5. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time
- 6. CONTRACT COMPLIANCE NO:** 34-0894532 | MAJ | 02/20/2015
- 7. ECONOMIC IMPACT:** The project will rehabilitate existing sanitary sewers within the Linden Area reducing inflow and infiltration to the City's sanitary system. Project will mitigate sanitary sewer overflows to basements and waterways.
- 8. FISCAL IMPACT:** This legislation authorizes the expenditure of \$3,048,006.50 plus \$1,000.00 for administration of Prevailing Wages (to be paid from Operating Funds) from the Sanitary Sewer General Obligation Bond Fund, Fund 664.

To authorize the Director of Public Utilities to enter into a construction contract with the United Survey, Inc. for the Blueprint Linden Lining Project; to expend up to \$3,048,006.50 from the Sanitary Sewer General



Obligation Bond Fund for the Division of Sewerage and Drainage. (\$3,048,006.50)

**WHEREAS**, it is necessary to authorize the Director of Public Utilities to enter into a construction contract with United Survey, Inc. for the Blueprint Linden Lining Project; and

**WHEREAS**, the work for this project consists of the rehabilitation of approximately 55,590 LF of 8- thru 24-inch sewers utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation; and

**WHEREAS**, it is necessary to authorize the expenditure of up to \$3,048,006.50 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664, for purposes of providing sufficient funding for the aforementioned project; and

**WHEREAS**, it is necessary for City Council to authorize the Director of Public Utilities to enter into a construction contract with United Survey, Inc. for the Blueprint Linden Lining Project at the earliest practical date for the preservation of the public health and safety; **Now, Therefore,**

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

**SECTION 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into a construction contract with United Survey, Inc., 25145 Broadway Ave., Cleveland, Ohio 44146, for the Blueprint Linden Lining Project in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the Director of Public Utilities be and hereby is authorized to expend up to \$3,048,006.50 from the Sanitary Sewer General Obligation Bond Fund for the Clintonville Lining Project | Fund 664 | Div. 60-05 | 650874-100001 | 648741 | Obj. Lvl Three 6630.

**SECTION 3.** That the said firm, United Survey, Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 4.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a 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.

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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**Legislation Number:** 1516-2014

**Drafting Date:** 6/18/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with George J. Igel & Co., Inc. in the amount of \$1,237,387.80; for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project, Division of Water Contract Number 2003.

This project will provide slope stabilization measures for the northeast embankment along Smothers Road where the road crosses Hoover Reservoir to address a safety concern posed by a roadway embankment failure. The work will consist of excavating the portion of the embankment that has shifted, installation of rip rap and dump rock to provide stabilization along the affected area of the embankment, and all associated measures necessary to perform the work.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** This project will address a safety concern posed by a roadway embankment failure at Smothers Road, one of only two access roads over the Hoover Reservoir, which is the main source of supply for the city's largest water plant, Hap Cremean Water Plant. Protecting the integrity of the Smothers Roadway embankment will help to provide safe and convenient public access across the Hoover Reservoir.

As this project is entering the construction stage, the Division of Water has been cooperating with the Department of Recreation and Parks and the Franklin and Delaware County Engineer's Offices to coordinate construction and has secured the necessary environmental permits from the U.S. Army Corp of Engineers to perform the work.

**3. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened one bid on June 11, 2014 from George J. Igel & Co., Inc. in the amount of \$1,237,387.80.

Therefore, George J. Igel & Co.'s bid was deemed the lowest, best, most responsive and responsible in the amount of \$1,237,387.80. Their Contract Compliance Number is 31-4214570 (expires 12/20/14, Majority). Additional information regarding the bidder, description of work, contract time frame and detailed amount can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against George J. Igel & Co., Inc.

**4. FISCAL IMPACT:** A transfer of funds within the Water Works Enlargement Voted Bonds Fund will be necessary as well as an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to execute a construction contract with George J. Igel & Co., Inc. for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project in an amount up to \$1,237,387.80; for the Division of Water; to authorize a transfer and expenditure up to \$1,237,387.80 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$1,237,387.80)

**WHEREAS**, one bid for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project was received and publicly opened in the offices of the Director of Public Utilities on June 11, 2014; and

**WHEREAS**, the lowest, best, most responsive and responsible bid was from George J. Igel & Co., Inc. in the amount of \$1,237,387.80; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project; and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co., Inc. for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 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 Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project with George J. Igel & Co., Inc., 2040 Alum Creek Drive, Columbus, Ohio 43207; in an amount up to \$1,237,387.80; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$1,237,387.80 within the Department of Public Utilities, Division of Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6621, as indicated on attachment "ORD 1516-2014 Transfers".

**SECTION 4.** That the 2014 Capital Improvements Budget is hereby amended as indicated on attachment "ORD 1516-2014 Transfers".

**SECTION 5.** That the expenditure of \$1,237,387.80 is hereby authorized for the Hoover Reservoir Erosion Control - Smothers Road Embankment Stabilization 2013 Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept.-Div. 60-09, Project No. 690006-100001 (carryover), OCA 606061, Object Level Three 6621.

**SECTION 6.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

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**Legislation Number:** 1519-2014

**Drafting Date:** 6/18/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Finance and Management to establish a Blanket Purchase Order for Sludge Grinder Parts and Services from a pending Universal Term Contract for the Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant, Sewer Maintenance Operations Center and Southerly Wastewater Treatment Plant. The equipment is used to reduce solids for pump protection in the sewerage collection and processing system. This contract includes the cost to repair and/or refurbish the equipment.

Sludge grinder parts are required for repairs and rehabilitation of the sludge grinders located at the Jackson Pike and Southerly Wastewater Treatment Plants. Primary sludge is processed by these grinders which are placed in areas to reduce the down time of pumps, pipe lines, and valves, and to protect them from damage or stoppage from large material in the sludge. The Sewer Maintenance Operations Center is in need of services to repair and/or refurbish equipment used in the sewerage collection process.

The Division of Sewerage and Drainage desires to establish a Blanket Purchase Order in accordance with a pending Universal Term Contract. This contract, from Solicitation #SA005417, will expire on May 31, 2016.

**SUPPLIER:** JWC Environmental, Contract Compliance No. (45-2771126) Expires 6/30/16

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.

**FISCAL IMPACT:** \$175,000.00 is needed and budgeted for this purchase.

\$105,294.15 was spent in 2013

\$149,946.37 was spent in 2012

To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Sludge Grinder Parts and Service from a pending Universal Term Contract with JWC Environmental; and to authorize the expenditure of \$175,000.00 from the Sewerage System Operating Fund. (\$175,000.00)

**WHEREAS**, the Purchasing Office has a pending Universal Term Contract for the option to obtain Sludge Grinder Parts and Services from Solicitation #SA005417 with JWC Environmental that will expire on May 31, 2016; and

**WHEREAS**, sludge grinder parts are required for the sludge grinders located at the Jackson Pike and Southerly Wastewater Treatment Plants. Primary sludge is processed by these grinders which are placed in areas to reduce the down time of pumps, pipe lines, and valves, and to protect them from damage or stoppage from large material in the sludge, and

**WHEREAS**, the Sewer Maintenance Operations Center is in need of services to repair and/or refurbish equipment used in the sewerage collection process, and

**WHEREAS**, a blanket purchase order will be issued in accordance with the terms, conditions and specifications of the pending Universal Term Contract that is on file in the Purchasing Office, for use by the Division of Sewerage and Drainage; now, therefore

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to establish a Blanket Purchase Order for the purchase of Sludge Grinder Parts and Services from a pending Universal Term Contract with JWC Environmental, 290 Pularino Ave., Costa Mesa, CA 92626 for the Division of Sewerage and Drainage, Department of Public Utilities.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 3.** That the expenditure of \$175,000.00, or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, as follows:

**Jackson Pike Wastewater Treatment Plant**

OCA: 605030  
Object Level 1: 02  
Object Level 3: 2245  
Amount: \$50,000.00

**Southerly Wastewater Treatment Plant**

OCA: 605063  
Object Level 1: 02  
Object Level 3: 2245  
Amount: \$5,000.00

OCA: 605063  
Object Level 1: 03

Object Level 3: 3372  
Amount: \$70,000.00

**Sewer Maintenance Operations Center**

OCA: 605089  
Object Level 1: 03  
Object Level 3: 3375  
Amount: \$50,000.00

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

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**Legislation Number:** 1520-2014

**Drafting Date:** 6/18/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. Background:**

The City of Columbus, Department of Public Service, received a request from Ms. Sandra T. Garrett, on behalf of the Max and Sylvia Tennebaum Trust (hereafter known as “The Trust”), asking that the City sell a 0.047 acre portion of the unimproved alley west of Joyce Avenue between Windsor and 12th Avenues, adjacent to property owned by The Trust, located at 1394 Joyce Avenue. Transfer of this right-of-way will facilitate development of the adjacent property owned by The Trust.

Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this right-of-way, the City will not be adversely affected by the transfer of this right-of-way. The Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for this right-of-way. A value of \$2,369.00 was established for this right-of-way. After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to The Trust for \$2,369.00.

**2. FISCAL IMPACT:**

The City will receive a total of \$2,369.00 that will be deposited in Fund 748, Project 537650, as consideration for the transfer of the requested right-of-way.

To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.047 acre portion of the unimproved alley west of Joyce Avenue between Windsor and 12th Avenues, adjacent to property owned by The Trust, located at 1394 Joyce Avenue.

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from Ms. Sandra T. Garrett, on behalf of the Max and Sylvia Tennebaum Trust (hereafter known as “The Trust”), asking that the City transfer a 0.047 acre portion of the unimproved alley west of Joyce Avenue between Windsor and 12th Avenues, adjacent to property owned by The Trust, located at 1394 Joyce Avenue, to The Trust; and

**WHEREAS**, acquisition of the right-of-way will facilitate development of the adjacent property owned by The Trust; and

**WHEREAS**, the City of Columbus, Department of Public Service, Division of Planning and Operations, by this transfer, extinguishes its need for this public right-of-way; and

**WHEREAS**, per current practice, comments were solicited from interested parties, including City agencies, private utilities and applicable area commissions, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this right-of-way, the City will not be adversely affected by the transfer of this right-of-way to The Trust; and

**WHEREAS**, the Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for this right-of-way; and

**WHEREAS**, a value of \$2,369.00 was established for this right-of-way; and

**WHEREAS**, the Land Review Commission voted to recommend that the above referenced right-of-way be transferred to The Trust for the amount of \$2,369.00; and now therefore

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

**Section 1.** That the Director of the Department of Public Service be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to The Trust; to-wit:

**Description of a 0.047 Acre Parcel**

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of a twenty (20) foot wide alley abutting Lots 5 and 6 of Lea Crest, as same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 18, Page 38, Records Office, Franklin County, Ohio, and being more particularly described as follows;

Beginning at an iron pipe set at the intersection of the north right-of-way line of East Twelfth Avenue (50 feet wide) with the west right-of-way line of said 20 feet alley, being the southeast corner of said Lot 6, and bearing North 89° 08' 00" East, 129.95 from the southwest corner of said Lot 6 (being the intersection of said north line of East Twelfth Avenue with the east right-of-way line of Joyce Avenue (60 feet wide);

Thence, along the east line of said Lots 6 and 5, and west line of said 20 foot alley, NORTH, 103.00 feet to a found 1" iron pipe at the northeast corner of said Lot 5 (southeast corner of Lot 4 of said Lea Crest);

Thence, across said 20 foot alley, with the north line of said Lot 5 produced easterly, North 89° 08' 00" East, 20.00 feet to an iron pipe set in the east line of said 20 foot alley and west line of Lot 17 of said Lea Crest;

Thence, along part of the west line of said Lot 17 and east line of said 20 foot alley, SOUTH, 103.00 feet to an iron pipe set at the southwest corner of said Lot 17 (being the intersection of the east line of said alley with the north line of said East Twelfth Avenue);

Thence, across said alley, South 89° 08'00" West, 20.00 feet to the place of beginning, CONTAINING 0.047 ACRES (2,060 square feet), subject however, to all legal highways, easements, leases and restrictions of record.

The foregoing description was prepared from an actual field survey made by Myers Surveying Company, Inc.

in April 2014. Iron pipes set are 30" X 1" (O.D.) with an orange plastic cap inscribed "MYERS P.S. 6579". Bearings are based on the east right-of-way line of Joyce Avenue held as NORTH.

**Section 2.** That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

**Section 3.** That a general utility easement in, on, over, across and through the above described right-of-way shall be and hereby is retained unto the City of Columbus for those utilities located within said right-of-way.

**Section 4.** That upon notification and verification of the relocation of all utilities located within the retained general utility easement area the Director of the Department of Public Service is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

**Section 5.** That the \$2,369.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

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

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**Legislation Number:** 1546-2014

**Drafting Date:** 6/19/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-015**

**APPLICANT:** Metropolitan Holdings LLC; c/o David L. Hodge, Atty.; Smith & Hale, LLC; 37 West Broad Street, Suite 460, Columbus, OH 43215.

**PROPOSED USE:** One, two, three, and four-unit dwelling development with reduced standards.

**FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is developed with single and multi-unit dwellings and zoned AR-1, Apartment Residential District, and is subject to Ordinance Numbers 2069-2013 and 2064-2013 (CV13-006 and CV13-017) which permit two 2- or 3-unit dwellings per lot on seven separate lots and a four-unit dwelling for a total of 33 units. The applicant would like to reconfigure the approved site plan for engineering (storm water) reasons. The proposal includes two four-unit dwellings, three three-unit dwellings, six two-unit dwellings and two one-unit dwellings, for a total of 31 units on Subarea 1. Additionally, an existing four-unit dwelling is included in this request, and is a part of Subarea 2. A variance is necessary because the AR-1 District does not permit two-unit, three-unit and four-unit dwellings, nor does it



permit more than one dwelling unit on one lot. Additional variances for Subarea 1 include fronting, reduced building lines and perimeter yard, and landscaping and screening requirements. Variances for Subarea 2 include area requirements, side or rear yard obstruction and minimum number of parking spaces required. The site is located within the planning area of the *Fifth by Northwest Neighborhood Plan (2009)*, which recommends mixed-use development for this area. It also includes recommended design guidelines for future commercial and residential development. Staff finds that the proposal meets the Plan's considerations, and feels that it will not add incompatible uses to the area since there have been variances already granted to the applicant along Chesapeake Avenue for similar developments. With the addition of green space and loss of two dwelling units, Staff finds this proposal is consistent with the development patterns of the area.

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3312.21, Landscaping and screening; 3312.49, Minimum number of parking spaces required; 3333.09, Area requirements; 3333.16, Fronting; 3333.18, Building lines; 3333.25, Side or rear yard obstruction; and 3333.255, Perimeter yard of the Columbus City Codes; for the property located at **1506 CHESAPEAKE AVENUE (43212)**, to permit two four-unit dwellings, three three-unit dwellings, six two-unit dwellings and two one-unit dwellings on one lot (Subarea 1), and one four-unit dwelling on one lot (Subarea 2), with reduced development standards in the AR-1, Apartment Residential District, and to repeal Ordinance Nos. 2069-2013 and 2064-2013, passed on September 23, 2013 (Council Variance # CV13-006 and CV13-017).

**WHEREAS**, by application No. CV14-015, the owner of property at **1506 CHESAPEAKE AVENUE (43212)**, is requesting a Council Variance to permit two four-unit dwellings, three three-unit dwellings, six two-unit dwellings and two one-unit dwellings on one lot (Subarea 1), and one four-unit dwelling on one lot (Subarea 2), with reduced development standards in the AR-1, Apartment Residential District; and

**WHEREAS**, Section 3333.02, AR-12, ARLD and AR-1, Apartment residential district use, permits a minimum of three (3) three- or four-unit dwellings as a multiple dwelling development on one lot, but allows only one (1) two-unit dwelling per lot, while the applicant proposes to construct two four-unit dwellings, three three-unit dwellings, six two-unit dwellings and two one-unit dwellings on one lot in Subarea 1, one four-unit dwelling on one lot in Subarea B; and

**WHEREAS**, Section 3312.21, Landscaping and screening, requires parking lots to have screening within 80 feet of residentially zoned property, while the applicant proposes no screening of the proposed parking lots in Subarea 1; and

**WHEREAS**, Section 3312.49, Minimum number of parking spaces required, requires 1.5 parking spaces per unit for four (4) or more dwelling units for a total of six (6) required spaces, while the applicant proposes to provide a total of three (3) parking spaces in Subarea 2; and

**WHEREAS**, Section 3333.09, Area requirements, requires a minimum lot width of fifty (50) feet in the AR-1, Apartment Residential District, while the applicant proposes to develop the lot with a lot width of forty-nine (49) feet in Subarea 2; and

**WHEREAS**, Section 3333.16, Fronting on a public street, requires a dwelling unit to have frontage on a public street, while the applicant proposes no frontage for four dwellings in Subarea 1; and

**WHEREAS**, Section 3333.18, Building lines, requires the building setback to be twenty-five (25) feet from Chesapeake Avenue, while the applicant proposes a building line of twelve (12) feet for Subarea 1; and

**WHEREAS**, Section 3333.25, Side or rear yard obstruction, requires side and rear yards to be open to the sky while the applicant proposes to allow parking in the proposed side and rear yards in Subarea 2; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a twenty-five (25) foot perimeter yard for a multiple dwelling development, while the applicant proposes a zero (0) foot perimeter yard in Subarea 1 as shown on the Site Plan; and

**WHEREAS**, the Fifth By Northwest Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the request would reconfigure the approved site plan due to engineering (storm water) reasons and remains compatible with the *Fifth by Northwest Neighborhood Plan* (2009), which recommends mixed-use development for this area and includes recommended design guidelines for future commercial and residential development. Staff finds that the proposal meets the Plan's considerations, and believes that it will not add incompatible uses to the area since there have been variances already granted to the applicant along Chesapeake Avenue for similar developments. With the addition of green space and loss of two dwelling units, Staff finds this proposal to be consistent with the development patterns of the area; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed uses; 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 **1506 CHESAPEAKE AVENUE (43212)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3312.21, Landscaping and screening; 3312.49, Minimum number of parking spaces required; 3333.09, Area requirements; 3333.16, Fronting; 3333.18, Building lines; 3333.25, Side or rear yard obstruction; and 3333.255, Perimeter yard, of the Columbus City Codes, is hereby granted for the property located at **1506 CHESAPEAKE AVENUE (43212)**, insofar as said sections prohibit one-unit, two-unit, three-unit and four-unit dwellings and two dwellings on one lot, with no parking lot screening in Subarea 1, a reduced number of parking spaces in Subarea B, a reduced lot width of forty-nine feet (49') in Subarea 2, dwellings having no frontage on a public street in Subarea 1, reduced building lines from twenty-five (25) feet to twelve (12) feet in Subarea 1, parking in the proposed side and rear yards in Subarea 2, and a reduced perimeter yard from twenty-five (25) feet to zero (0) feet in Subarea 1; said property being more particularly described as follows:

**1506 CHESAPEAKE AVENUE (43212)**, being 1.28± acres located on the north side of Chesapeake Avenue, 300± feet east of North Star Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range 18, U.S.M.D, and being all of Lots 38, 39, 40, 41, 42, 43, 44 and 45 of "Lincoln Heights Addition" subdivision recorded in Plat Book 7, Page 250, said lots being in the name of Kitchner Park, Inc., Guy Williams, Jr., and Laura Williams, and described as follows:

*Beginning* in the north right-of-way line of Chesapeake Avenue and at the southwest corner of said Lot 38 of said "Lincoln Heights Subdivision";

Thence Easterly, along said north right-of-way line, about 320 feet to the southeast corner of said Lot 45;

Thence Northerly, along the east line of said Lot 45, about 175 feet to the northeast corner of said Lot 45, and in the south right-of-way line for an Alley;

Thence Westerly, along said south right-of-way line, about 320 feet to the northwest corner of said Lot 38;

Thence Southerly, along the west line of said Lot 38, about 175 feet to the *Point of Beginning*. Containing approximately 1.28+/- acres of land, more or less.

This description was written for zoning purposes only.

Tax parcel Nos. 420-292066, 420-292058, 420-292057, 420-292062, 420-292072, 420-292055, 420-292059.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a one, two, three, and four-unit dwelling development.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site and elevation plans titled "**ZONING COMPLIANCE PLAN - ZCL-1, ZONING COMPLIANCE PLAN BUILDING ELEVATIONS - ZCL-2**" and "**ZONING COMPLIANCE PLAN BUILDING ELEVATIONS - ZCL-3**," drawn by V Design, dated June 13, 2014, and signed by David L. Hodge, Attorney for the Applicant. The Plans 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 Plans shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

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

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

**SECTION 6.** That Ordinance Nos. 2069-2013 and 2064-2013, passed on September 23, 2013, be and are hereby repealed.

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**Legislation Number:** 1552-2014

**Drafting Date:** 6/20/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with McDaniels Construction Corp. in the amount of \$3,777,974.80 to encumber funds in connection with the Dublin Ave. Substation Control/Switchgear Building Foundation Construction, Site Work, and Electrical Ductbank Work Project. This project includes construction of the control/switchgear building foundation; Construction of underground concrete electrical ductbanks, manholes, and transformer vault at the site and within Spring Street, Long Street, and the Lower Scioto Greenway; Installation of all 15kV primary cable and control cables; and subsequent re-grading of the site and all other such work as may be necessary to complete the Contract.

**CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened one (1) bid on May 21, 2014. This bid was received from: McDaniels Construction Corp. - \$3,777,974.80.

The lowest and best bid was from McDaniels Construction Corp.. for \$3,777,974.80. Additional information regarding the bidder, description of work, contract timeframe, detailed amounts and sub-contractors can be found on the attached Legislation Information Form.

**FISCAL IMPACT:** This project will expend \$3,777,974.80 for the Dublin Ave Control Building Site Improvements as directed by the Project Engineer, and \$375,000 for inspection which will be paid from the Electric G.O. Bonds Fund, Fund 553, the Electricity Build America Bonds Fund, Fund 559, and the Electricity Permanent Improvement Fund, Fund 565.

**CONTRACT COMPLIANCE INFORMATION:** Contract Compliance Number, 31-1145406, expires: 11/30/2015, MBE.

To authorize the Director of Public Utilities to enter into a construction contract with McDaniel's Construction Corporation for the Dublin Ave Control Building Site Improvements Project for the Division of Power; and to authorize the transfer of \$1,892,974.80; to amend the 2014 Capital Improvements Budget; to authorize the expenditure of \$4,152,974.80; and to declare an emergency. (\$4,152,974.80)

**WHEREAS,** one (1) bid proposal was received and publicly opened in the offices of the Director of Public Utilities on May 21, 2014 for the Dublin Ave Control Building Site Improvements Project; and

**WHEREAS,** McDaniel's Construction Corp., was selected as the highest-ranked bidder based upon: proposal quality, competence to perform, project schedule, past performance, ability to perform, and local workforce; and

**WHEREAS,** it is necessary to authorize the Director of Public Utilities to enter into a construction contract perform site improvements to the Dublin Ave Control Building; and

**WHEREAS,** it is necessary to transfer money within the Electricity G.O. Bonds Fund, the Electricity Build America Bonds Fund, and the Electricity Permanent Improvement Fund for the Dublin Ave Control Building Site Improvements Project; and

**WHEREAS,** it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for City Council to authorize the expenditure of funds from the Electricity G. O. Bonds Fund, the Electricity Build America Bonds Fund, and the Electricity Permanent Improvement Fund to perform site improvements to the Dublin Ave Control Building; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Power, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract for the Dublin Avenue Control Building Demo and Duct Project to facilitate upgrades at the earliest possible date and for the preservation of the public health, peace, property, and safety; 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 Dublin Ave Control Building Site Improvements Project with the lowest and best bidder, McDaniel’s Construction Corp. 1069 Woodland Ave, Columbus, Ohio 43219; in the amount of \$3,777,974.80 in accordance with the terms and conditions of the contract on file in the Office of the Division of Power; and to pay up to a maximum amount of \$4,152,974.80 for construction and inspection costs.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$1,007,376.86 within the Electricity G.O. Bonds Fund, Fund 553, Division of Power Division 60-07, Object Level One 06, Object Level Three 6625, as follows:

**NEW FUNDING:**

**TRANSFER FROM:**

Project | OCA | Project Name | Amount

670202-100000 |553202| Dierker Rd SL | \$13,905.00  
670203-100000 |553203| Kenny Rd SL | \$6,489.00  
670608-100000 |670608| Distribution System Improvements | \$300,000.00  
670774-100000 |531774| Conversion to 3Wire | \$298,972.00  
670782-100000 |553782| Valleyview SL | \$288,688.00  
670786-100000 |553786| Laurel Canyon SL | \$99,322.86

**TRANSFER TO:**

Project | OCA | Project Name | Amount

670608-100007 | 536087 | Dublin Ave Control Building Site Improvements | \$1,007,376.86

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$215,383.43 within the Electricity G.O. Bonds Fund, Fund 553, Division of Power Division 60-07, Object Level One 06, Object Level Three 6625, as follows:

**CARRYOVER:**

**TRANSFER FROM:**

Project | OCA | Project Name | Amount

670638-100000 |553638| 60-07 Computer System Upgrades (carryover) | \$417.30  
670105-100000 |675041| 60-07 New Customer Development (carryover) | \$200,000.00  
670028-100000 |553028| Preston Rd. SL Improvements (carryover) | \$14,609.59  
670790-100000 |553790| 60-07 Front Street (carryover) | \$356.54

**TRANSFER TO:**

Project | OCA | Project Name | Amount

670608-100007 | 536087 | Dublin Ave Control Building Site Improvements | \$215,383.43

**SECTION 4.** That the City Auditor is hereby authorized to transfer \$2,486.02 within the Electricity Build America Bonds Fund, Fund 559, Division of Power Division 60-07, Object Level One 06, Object Level Three 6625, as follows:

**CARRYOVER:**

**TRANSFER FROM:**

Project | OCA | Project Name | Amount

670639-100000 | 559639 | 60-07 Technology Services (carryover) | \$2,173.19

670790-100000 | 559790 | 60-07 Front Street (carryover) | \$312.83

**TRANSFER TO:**

Project | OCA | Project Name | Amount

670608-100007 | 596807 | Dublin Ave Control Building Site Improvements | \$2,486.02

**SECTION 5.** That the City Auditor is hereby authorized to transfer \$25,241.10 within the Electricity Permanent Improvement Fund, Fund 565, Division of Power Division 60-07, Object Level One 06, Object Level Three 6625, as follows:

**CARRYOVER:**

**TRANSFER FROM:**

Project | OCA | Project Name | Amount

670767-100000 | 565767 | 60-07 Agler Rd. SL (carryover) | \$8,632.70

670639-100000 | 565639 | 60-07 Technology Services (carryover) | \$16,608.40

**TRANSFER TO:**

Project | OCA | Project Name | Amount

670608-100007 | 566807 | Dublin Ave Control Building Site Improvements | \$25,241.10

**SECTION 6.** That the City Auditor is hereby authorized to transfer \$642,487.39 within the Electricity G.O. Bonds Fund, Fund 553, Division of Power Division 60-07, Object Level One 06, Object Level Three 6625, as follows:

**UIRF CARRYOVER:**

**TRANSFER FROM:**

Project | OCA | Project Name | Amount

440007-100000 | 440007 | UIRF (unvoted carryover) | \$642,487.39

**TRANSFER TO:**

Project | OCA | Project Name | Amount

670608-100007 | 536087 | Dublin Ave Control Building Site Improvements | \$642,487.39

**SECTION 7.** That the 2014 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the cost of the construction contract stated in Section 1 herein:

**NEW AUTHORITY**

<b><u>Fund No.</u></b>	<b><u>Proj. No.</u></b>	<b><u>Proj. Name</u></b>	<b><u>Current Authority</u></b>	<b><u>Revised Authority</u></b>	<b><u>Change</u></b>
553	670202-100000	Dierker Rd SL	\$13,905	\$0	-\$13,905
553	670203-100000	Kenny Rd SL	\$6,489	\$0	-\$6,489
553	670608-100000	Distribution System Improvements	\$300,000	\$0	-\$300,000
553	670774-100000	Conversion to 3Wire	\$298,972	\$0	-\$298,972
553	670782-100000	Valleyview SL	\$288,688	\$0	-\$288,688
553	670786-100000	Laurel Canyon SL	\$99,322	\$0	-\$99,322
553	670608-100007	Dublin Ave Control Building Site Improvements	\$2,260,000	\$3,267,377	+\$1,007,377

**SECTION 8.** That the 2014 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the cost of the construction contract stated in Section 1 herein:

**CARRYOVER AUTHORITY**

<b><u>Fund No.</u></b>	<b><u>Proj. No.</u></b>	<b><u>Proj. Name</u></b>	<b><u>Current Authority</u></b>	<b><u>Revised Authority</u></b>	<b><u>Change</u></b>
553	670638-100000	60-07 Computer System Upgrades (carryover)	\$418	\$0	-\$418
553	670105-100000	60-07 New Customer Development (carryover)	\$0	\$200,000	+\$200,000 (Establish authority to match cash)
553	670105-100000	60-07 New Customer Development (carryover)	\$200,000	\$0	-\$200,000
553	670028-100000	Preston Rd. SL Improvements (carryover)	\$0	\$14,610	+\$14,610 (Establish authority to match cash)
553	670028-100000	Preston Rd. SL Improvements (carryover)	\$14,610	\$0	-\$14,610
553	670790-100000	60-07 Front Street (carryover)	\$0	\$356	+\$356 (Establish authority to match cash)
553	670790-100000	60-07 Front Street (carryover)	\$356	\$0	-\$356
553	670608-100007	Dublin Ave Control Building Site Improvements	\$3,267,377	\$3,482,761	+\$215,384

**SECTION 9.** That the 2014 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the cost of the construction contract stated in Section 1 herein:

**CARRYOVER AUTHORITY**

<b><u>Fund No.</u></b>	<b><u>Proj. No.</u></b>	<b><u>Proj. Name</u></b>	<b><u>Current Authority</u></b>	<b><u>Revised Authority</u></b>	<b><u>Change</u></b>
559	670639-100000	60-07 Technology Services (carryover)	\$2,174	\$0	-\$2,174
559	670790-100000	60-07 Front Street (carryover)	\$313	\$0	-\$313
559	670608-100007	Dublin Ave Control Building Site Improvements	\$0	\$2,487	+\$2,487

**SECTION 10.** That the 2014 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the cost of the construction contract stated in Section 1 herein:

**CARRYOVER AUTHORITY**

<b><u>Fund No.</u></b>	<b><u>Proj. No.</u></b>	<b><u>Proj. Name</u></b>	<b><u>Current Authority</u></b>	<b><u>Revised Authority</u></b>	<b><u>Change</u></b>
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565 | 670767-100000 | 60-07 Agler Rd. SL (carryover) | \$8,633| \$0 | -8,633  
 565 | 670639-100000 | 60-07 Technology Services (carryover) | \$0| \$16,609 | +\$16,609  
 (Establish authority to match cash)  
 565 | 670639-100000 | 60-07 Technology Services (carryover) | \$16,609| \$0 | -\$16,609  
 565 | 670608-100007 | Dublin Ave Control Building Site Improvements | \$0 | \$25,242| +\$25,242

**SECTION 11.** That the 2014 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the cost of the construction contract stated in Section 1 herein:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

553 | 440007-100000 | UIRF (unvoted carryover) | \$739,180| \$105,959 | -642,488  
 553 | 670608-100007 | Dublin Ave Control Building Site Improvements | \$3,482,761 | \$4,125,249| +\$642,488

**SECTION 12.** That an expenditure up to \$4,125,247.68 is hereby authorized for the Dublin Ave Control Building Site Improvements for Dept./Div. 60-07, Project No. 670608-100007, Object Level Three 6625, as indicated below:

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

553 | Electricity G.O. Bonds Fund | 670608-100007 | Dublin Ave Control Building Site Improvements | 536087 | \$4,125,247.68

**SECTION 13.** That an expenditure up to \$2,486.02 is hereby authorized for the Dublin Ave Control Building Site Improvements for Dept./Div. 60-07, Project No. 670608-100007, Object Level Three 6625, as indicated below:

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

559 | Electricity Build America Bonds Fund | 670608-100007 | Dublin Ave Control Building Site Improvements | 596807 | \$2,486.02

**SECTION 14.** That an expenditure up to \$25,241.10 is hereby authorized for the Dublin Ave Control Building Site Improvements for Dept./Div. 60-07, Project No. 670608-100007, Object Level Three 6625, as indicated below:

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

565 | Electricity Permanent Improvements Fund | 670608-100007 | Dublin Ave Control Building Site Improvements | 566807 | \$25,241.10

**SECTION 15.** That the said contractor shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power.

**SECTION 16.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a 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.

**SECTION 17.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 18.** 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 19.** 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 passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1553-2014

**Drafting Date:** 6/20/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a contract with Watershed Organic Landscape and Lawn Care for the Green Infrastructure Inspection and Maintenance Project (formerly known as the Bioretention Basin Inspection and Maintenance Services). The City of Columbus is committed to investing in green infrastructure. As part of this commitment, the City has built a number of bioretention basins in the right-of-way and/or on City owned property.

Bioretention basins are engineered, shallow depressions that treat stormwater runoff using pollutant removal mechanisms that function in natural ecosystems: settling, filtration, absorption, microbial breakdown and nutrient assimilation. Surface runoff is directed into the bioretention area where it temporarily ponds before infiltrating through mulch and a soil media planted with vegetation. The infiltrated water percolates into soils and, if necessary, enters a perforated underdrain that discharges into a water body or storm drain system.

The City is currently responsible for the maintenance of 4 sites with 46 basins located in the Riversouth area of downtown and 16 sites with 36 basins/wetlands and 15 swales located at Griggs, O'Shaughnessy and Hoover reservoirs. Each site may have multiple basins, swales, or other types of green infrastructures. Additional sites may be added in the future. All facilities are located in Franklin, Fairfield, and Delaware Counties. The primary requirements are to inspect the green infrastructure components and repair or replace them if necessary, and to provide general maintenance. The contractor will work with Watershed Maintenance staff when performing maintenance at the basins located at the reservoirs.

The Department of Public Utilities advertised Requests for Proposals (RFP's) for the subject services in the City Bulletin in accordance with the pertinent provisions of Section 329, Columbus City Codes, 1959. Four hundred eighty-one (481) vendors (6 MBR, 29 M1A, 2 HL1, 16 F1, 4 AS1, 424 MAJ) were solicited (SA005225), and five (5) proposals (1 AS1, 4 MAJ) were received and opened on January 3, 2014. The evaluation and final ranking of the firm was based upon the criteria specified in the RFP and Watershed Organic Landscape and Lawn Care was determined to be the most qualified responder to provide the services for the Green Infrastructure Inspection and Maintenance Project. The current contract expires on August 31, 2014 and it is the intent of the Division that this contract be for a period of one (1) year beginning September 1, 2014 through and including August 31, 2015. The contract language allows for the option to renew annually for two (2) additional years on a year to year basis. Additional modifications will be required to incorporate additional green infrastructures into this contract as facilities are constructed and turned over to the City for maintenance. At this time, there is knowledge of another basin coming online in 2015 that is 2-3 times larger than any basins currently maintained, with other sites coming on line over the next several years.

**SUPPLIER:** Watershed Organic Landscape and Lawn Care (20-8300390), Expires June 19, 2016

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.

**FISCAL IMPACT:** \$50,000.00 is budgeted and needed for this purchase. This funding is estimated to cover the necessary work during the time period of 9/1/14 - 2/28/15. The current plan is to establish the balance of the funds required for the first year of the contract with 2015 monies.

\$42,502.50 was spent in 2013

\$11,050.00 was spent in 2012

To authorize the Director of Public Utilities to enter into a contract with Watershed Organic Landscape and Lawn Care for the Green Infrastructure Inspection and Maintenance Project for the Division of Sewerage and Drainage, and to authorize the expenditure of \$50,000.00 from the Stormwater Operating Fund. (\$50,000.00)

**WHEREAS**, the City of Columbus is committed to investing in green infrastructure, and

**WHEREAS**, as part of this commitment, the City has built a number of bioretention basins in the right-of-way and/or on city owned property, and

**WHEREAS**, the City is currently responsible for the maintenance of 4 sites with 46 basins located in the Riversouth area of downtown and 16 sites with 36 basins/wetlands and 15 swales located at Griggs, O'Shaughnessy and Hoover reservoirs. Each site may have multiple basins, swales, or other types of green infrastructures, and

**WHEREAS**, a need exists in the Department of Public Utilities for Green Infrastructure Inspection and Maintenance Project services (formerly known as the Bioretention Basin Inspection and Maintenance Services), and

**WHEREAS**, the procurement was conducted in accordance with the Request For Proposals (RFP) process set forth in the pertinent provisions of Chapter 329, Columbus City Codes, 1959, and

**WHEREAS**, five (5) proposals were received and reviewed by the Department of Public Utilities on January 3, 2014, Solicitation SA005225 for the Green Infrastructure Inspection and Maintenance Project, and

**WHEREAS**, a contract is being established with Watershed Organic Landscape and Lawn Care based upon the proposal received, and

**WHEREAS**, this original contract language allows for a one (1) year contract with the option to renew the agreement for two (2) additional years on a year to year basis. The first year of the contract will be in effect for one year beginning September 1, 2014 through and including August 31, 2015, and

**WHEREAS**, additional modifications will be required to incorporate additional green infrastructures into this contract as facilities are constructed and turned over to the City for maintenance, and

**WHEREAS**, the Department of Public Utilities, Division of Sewerage and Drainage hereby requests this City Council to authorize the Director of Public Utilities to enter into contract for the Green Infrastructure Inspection and Maintenance Project with Watershed Organic Landscape and Lawn Care; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be, and is hereby authorized to enter into a contract with Watershed Organic Landscape and Lawn Care, 5332 Sharon Avenue, Columbus, Ohio 43214, for the Green Infrastructure Inspection and Maintenance Project for the Department of Public Utilities, in accordance with the terms and conditions as shown in the contract on file in the Office of the Division of Sewerage and Drainage.

**SECTION 2.** That said firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 3.** That the expenditure of \$50,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Stormwater Operating Fund, Fund 675, Department 60-15, to pay the cost of this contract as follows:

OCA: 675002  
Object Level 1: 03  
Object Level 03: 3377

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1569-2014

**Drafting Date:** 6/24/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The 2014 Consolidated Plan Action Plan Budget and the annual filing of the plan application with the U. S. Department of Housing and Urban Development was authorized by Ord. No. 2407-2013. The Columbus Health Department has been awarded a grant from the U.S. Department of Housing and Urban Development (HUD), in the amount of \$820,803.00. Ordinance No. 0073-2014 authorized the appropriation of \$565,000.00 in grant money. This ordinance is needed to appropriate an additional \$255,803.00 in grant monies to fund the Housing Opportunities for Persons with AIDS (HOPWA) grant program.

The HOPWA program provides for the implementation of long-term comprehensive strategies for meeting the housing needs of low income persons with HIV/AIDS and their families. Eligible activities include providing housing information services; resource identification; acquisition, rehabilitation, conversion, lease, and repair of facilities to provide housing and services; new construction of housing units; project or tenant-based rental assistance; short-term rent, mortgage and utility payments; supportive services; technical assistance and administrative support.

This grant is for the period January 1, 2014 through December 31, 2014.

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

**FISCAL IMPACT:** This program is entirely funded by HUD and does not generate revenue or require a City match.

To authorize the appropriation of \$255,803.00 from the unappropriated balance of the General Government Grants Fund to the Health Department for the 2014 HOPWA Program, and to declare an emergency. (\$255,803.00)

**WHEREAS,** the City of Columbus has received funding from the U.S. Department of Housing and Urban Development for the implementation of comprehensive strategies for meeting the housing needs of persons with HIV/AIDS under the HOPWA 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 appropriate these funds for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing program services; Now, therefore,

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

**SECTION 1.** That from the monies in the Fund known as the General Government Grants Fund, Fund No. 220, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2014, the sum of \$255,803.00 is hereby appropriated to the Health Department, Department No. 50-01, as follows:

OCA: 501413; Grant: 508274; Object Level 1: 03; Amount: \$187,822.00

OCA: 501414; Grant: 508274; Object Level 1: 03; Amount: \$ 67,981.00

**SECTION 2.** That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 3.** That at the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

**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:** 1576-2014

**Drafting Date:** 6/24/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. Background**

The City of Columbus, Department of Public Service, received a request from EMH&T c/o The Annex at River South II, Ltd., for their RiverSouth Apartment Phase II project, asking that the City allow a number of encroachments within the public right-of-way along High Street, Rich Street, and Wall Street.

These encroachment areas are detailed and defined within the attached drawings labeled as Right of Way Encroachments. The encroachments comprise of canopies, building mounted lights, cornice, floor projections, building foundations and stairs. The RiverSouth Apartment Phase II project is a mixed-use (106 apartment units) building with ground floor retail and 0.5 acres of green space. It was determined these encroachments will help the building aesthetically blend into the area and meet the requested design standards.

The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachment easements that will legally allow the installation of the proposed building elements listed above to extend into the public rights-of-way needed for this project. A value of \$1000.00 was established for these encroachment easements.

## **2. Fiscal Impact**

The City will receive a total of \$1,000.00, to be deposited in Fund 748, for granting the requested encroachment easements.

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant the encroachment easements that will legally allow the installation of the proposed building elements to extend into the public rights-of-way needed for the RiverSouth Apartment Phase II project and to accept funds for the easements.

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from EMH&T c/o The Annex at River South II, Ltd., for their RiverSouth Apartment Phase II project, asking that the City allow a number of encroachments within the public right-of-way along High Street, Rich Street, and Wall Street; and

**WHEREAS**, these encroachment areas are detailed and defined within the attached drawings labeled as Right of Way Encroachments. The encroachments comprise of canopies, building mounted lights, cornice, floor projections, building foundations and stairs; and

**WHEREAS**, the following legislation authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant these encroachment easements that will legally allow the installation of the proposed building elements listed above to extend into the public rights-of-way needed for this project; and

**WHEREAS**, a value of \$1000.00 was established for these encroachment easements; and

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

**Section 1.** That the Director of the Department of Public Service be and is hereby authorized to execute those documents necessary to grant the following described encroachment easements for the building foundation and

elements; to-wit:

**FOUNDATION ENCROACHMENT EASEMENT  
0.022 ACRE**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Section 17, Township 5, Range 22, Refugee Lands and being across the right-of-way of Rich Street (82.5 feet wide) and High Street (100 feet wide), as defined by "Plat of the Town of Columbus", of record in Deed Book "F", Page 332 (destroyed by fire), as replatted in Plat Book 3, Page 247 and represented in Plat Book 14, Page 27, (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at the intersection of the westerly right-of-way line of said High Street with the northerly right-of-way line of said Rich Street, being the southeasterly corner of Inlot 252 as depicted on said "Plat of the Town of Columbus" and conveyed to Columbus Downtown Development Corporation by deed of record in Instrument Numbers 200612270255785;

thence North 08° 07' 14" West, with the westerly right-of-way line of said High Street, the easterly line of said Inlot 252 and Inlot 253 of said "Plat of the Town of Columbus" as conveyed to Columbus Downtown Development Corporation by deed of record in Instrument Number 200704180068134, a distance of 125.53 feet to a point;

thence North 81° 52' 46" East, across the right-of-way of said High Street, a distance of 3.00 feet to a point;

thence South 08° 07' 14" East, continuing across the right-of-way of said High Street, a distance of 128.53 feet to a point;

thence South 81° 50' 15" West, across the right-of-way of said Rich Street, a distance of 190.51 feet to a point;

thence North 08° 09' 45" West, continuing across the right-of-way of said Rich Street, a distance of 3.00 feet to a point at the intersection of the northerly right-of-way line of said Rich Street with the easterly right-of-way line of Wall Street (33 feet wide), being the southwesterly corner of said Inlot 252;

thence North 81° 50' 15" East, with said northerly right-of-way line, the southerly line of said Inlot 252, a distance of 187.51 feet to the POINT OF BEGINNING, and containing 0.022 acre, more or less.

**EVANS, MECHWART, HAMBLETON & TILTON, INC.**

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

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**Legislation Number:** 1578-2014

**Drafting Date:** 6/24/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Ordinance number 0529-2014, approved by City Council on March 24, 2014, authorized the Board of Health to enter into a contract with AIDS Resource Center Ohio Medical Center in the amount of \$391,315.00 to assure quality medical care to eligible persons living with HIV or AIDS in central Ohio (Franklin, Licking, Delaware, Morrow, Union, Madison, Pickaway and Fairfield counties) for the contract period of March 1, 2014 through February 28, 2015.

This ordinance is needed to modify and increase contract EL015629 in the amount of \$551,520.00 for the total contract amount not to exceed \$942,835.00 with AIDS Resource Center Ohio Medical Center.

This modification will provide additional funding for AIDS Resource Center Ohio Medical Center for the provision of Outpatient Ambulatory and Medical Case Management services and allow for development of a quality management plan for HIV Care. These services were advertised through vendor services (SA005137) in October, 2013 according to bidding requirements of the City Code.

This modification is necessary because the total grant award was not known until the end of May, making it necessary to add additional funding in a later ordinance. The modification amount was determined based on negotiations with the vendor and data from the previous year.

The contract compliance number and expiration dates for this provider are:  
AIDS Resource Center - 800813109 - 2/26/15.

This ordinance is submitted as an emergency to ensure sufficient funding is available to provide quality medical care to eligible persons living with HIV/AIDS, and to ensure timely payment to this provider.

**FISCAL IMPACT:** This contract is entirely funded by a grant award from the U.S. Department of Health and Human Services, Health Resources and Services Administration.

To authorize the Board of Health to modify an existing contract with AIDS Resource Center Ohio Medical Center for the provision of Outpatient Ambulatory care and medical case management services for persons living with HIV or AIDS in Delaware, Fairfield, Franklin, Licking, Madison, Morrow, Pickaway, and Union counties; to authorize the expenditure of \$551,520.00 from the Health Department Grants Fund to pay the costs thereof; and to declare an emergency. (\$551,520.00)

**WHEREAS**, \$551,520.00 in additional funds are needed for the continued provision of HIV-related outpatient ambulatory care, medical case management services, and to allow for development of a quality management plan for HIV Care for AIDS Resource Center Ohio Medical Center for these services; and,

**WHEREAS**, it is necessary to modify and increase contract EL015629 with AIDS Resource Center Ohio Medical Center for these services; and

**WHEREAS**, this ordinance is being submitted as an emergency measure so that timely payment for HIV Care services can proceed without interruption; and

**WHEREAS**, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to modify contract EL015629 for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized to modify and increase contract EL015629 with

AIDS Resource Center Ohio Medical Center in the amount of \$551,520.00 for a new total contract amount not to exceed \$942,835.00.

**SECTION 2.** That to pay the cost of said contract modification, the expenditure of \$551,520.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50-01, Grant No. 501419, OCA Code 501419, Object Level One 03, Object Level Three 3351.

**SECTION 3.** That this modification is awarded in accordance with Sections 329.16 of the Columbus City Code.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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.

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**Legislation Number:** 1582-2014

**Drafting Date:** 6/24/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## 1. BACKGROUND

This legislation authorizes the Director of Public Service to pay utility relocation work by AT&T Corp. and other utilities up to the amount of \$150,000 for the Hayden Run Boulevard, Phase II project.

The City of Columbus, Department of Public Service, is engaged in the Hayden Run Boulevard, Phase II Roadway Improvements project, located in Community Planning Area 01. The project limits extend Hayden Run Boulevard from its current eastern terminus eastward to Avery Road, and widen Avery Road north and south of the extension of Hayden Run Boulevard.

Hayden Run Boulevard: Hayden Run Boulevard roadway will cross the CSX railroad line via a grade separated bridge overpass. A shared use path will be installed on the north side of the roadway and a sidewalk will be installed on the south side. Street lighting will be installed. Hayden Run Boulevard will be installed with combined curb and gutter, along with storm sewer inlets and accompanying storm sewer piping. There will be raised concrete medians to the east and west of the railroad crossing. Traffic control (signage and pavement markings) will be installed. A new traffic signal installation will be installed at the intersection with Avery Road. Street trees will be provided.

Avery Road: Avery Road will be widened from 625 feet south of Hayden Run Boulevard to 590 feet north of Hayden Run Boulevard. A 2 foot wide full depth paved shoulder and a 4 foot wide turf shoulder will be provided. The existing ditch lines will be regraded. Catch basins and storm sewer piping will be installed. Traffic control (signage and pavement markings) will be installed. A new traffic signal installation will be installed at the new intersection with Hayden Run Boulevard.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against AT&T Corp.

## 2. CONTRACT COMPLIANCE



The contract compliance number for AT&T Corp is 13-4924710 and expires 4/3/15.

### 3. FISCAL IMPACT

Funding for this project is available within the Northwest Corridor / Pay as We Grow Fund, Fund 771.

### 4. EMERGENCY DESIGNATION

Emergency action is requested in that it is necessary to relocate utilities as quickly possible so as to maintain the project schedule.

To authorize the City Auditor to appropriate \$150,000.00 within the Northwest Corridor/Pay as We Grow Fund; to authorize the City Auditor to transfer cash and appropriation between projects within the Northwest Corridor / Pay as We Grow Fund; to authorize the expenditure of \$150,000.00 or so much thereof as may be necessary for utility relocations for the Hayden Run Boulevard, Phase II project from the Northwest Corridor Pay as We Grow Fund; and to declare an emergency. (\$150,000.00)

**WHEREAS**, the Department of Public Service is engaged in Hayden Run Boulevard, Phase II project; and

**WHEREAS**, it is necessary to relocate utilities as part of this project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is necessary to relocate utilities as quickly possible so as to maintain the project schedule, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the sum of \$150,000.00 be and is hereby appropriated from the unappropriated balance of the Northwest Corridor/Pay as We Grow Fund, Fund 771, 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, 2014 as follows:

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount**  
771 / 771005-100000 / Lifestyles-NW Corridor / 06-6600 / 590022 / \$150,000.00

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer of cash and appropriation within Fund 771, the Northwest Corridor / Pay as We Grow Fund be authorized as follows:

Transfer from:

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount**  
771 / 771005-100000 / Lifestyles-NW Corridor / 06-6600 / 590022 / \$150,000.00

Transfer to:

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount**  
771 / 771009-100000 / Hayden Run Phase II / 06-6600 / 740009 / \$150,000.00

**SECTION 3.** That the Director of the Department of Public Service be and hereby is authorized to expend \$150,000.00 or so much therefore as may be necessary from the Northwest Corridor / Pay as We Grow Fund to pay for those costs relative to the relocation of utilities needed for the Hayden Run Boulevard, Phase II project as follows:

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount**  
771 / 771009-100000 / Hayden Run Phase II / 06-6631 / 740009 / \$150,000.00

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1588-2014

**Drafting Date:** 6/25/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. Background:**

The City of Columbus, Department of Public Service, received a request from Nationwide Children’s Hospital, asking that the City sell total of 0.209 acres of land, of which 0.129 acre is part of the 40 (forty) foot wide east/west Jackson Street right-of-way, south of East Livingston Avenue between Ann Street and Putnam Alley, and of which 0.080 acre is a portion of the 20 (twenty) foot north/south Putnam Alley right-of-way, south of Denton Alley between Beck and 17th Streets, which is adjacent to property owned by Nationwide Children’s Hospital. Transfer of these rights-of-way will facilitate the expansion of the existing Ronald McDonald House, located adjacent to the above noted rights-of-way.

Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within these rights-of-way, the City will not be adversely affected by the transfer of these rights-of-way. The Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for these rights-of-way. A value of \$4,550.00 was established for these rights-of-way. After review of the request, the Land Review Commission voted to recommend the above referenced rights-of-way be transferred to Nationwide Children’s Hospital for \$4,550.00.

**2. FISCAL IMPACT:**

The City will receive a total of \$4,550.00 that will be deposited in Fund 748, Project 537650, as consideration for the transfer of the requested rights-of-way.

To authorize the Director of the Department of Public Service to execute those documents required to transfer a total of 0.209 acres of land, of which 0.129 acre is part of the 40 (forty) foot wide east/west Jackson Street

right-of-way, south of East Livingston Avenue between Ann Street and Putnam Alley, and of which 0.080 acre is a portion of the 20 (twenty) foot north/south Putnam Alley right-of-way, south of Denton Alley between Beck and 17th Streets, which is adjacent to property owned by Nationwide Children's Hospital.

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from Nationwide Children's Hospital asking that the City transfer 0.209 acres of land, of which 0.129 acre is part of the 40 (forty) foot wide east/west Jackson Street right-of-way, south of East Livingston Avenue between Ann Street and Putnam Alley, and of which 0.080 acre is a portion of the 20 (twenty) foot north/south Putnam Alley right-of-way, south of Denton Alley between Beck and 17th Streets,, adjacent to property owned by Nationwide Children's Hospital, to them; and

**WHEREAS**, acquisition of the rights-of-way will facilitate improvements to the adjacent property owned by Nationwide Children's Hospital; and

**WHEREAS**, the City of Columbus, Department of Public Service, Division of Planning and Operations, by these transfer, extinguishes its need for these public rights-of-way; and

**WHEREAS**, per current practice, comments were solicited from interested parties, including City agencies, private utilities and applicable area commissions, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within these rights-of-way, the City will not be adversely affected by the transfer of these rights-of-way to Nationwide Children's Hospital; and

**WHEREAS**, the Department of Public Service submitted a request to the Department of Law, Real Estate Division, asking that they establish a value for these rights-of-way; and

**WHEREAS**, a value of \$4,550.00 was established for these rights-of-way; and

**WHEREAS**, the Land Review Commission voted to recommend that the above referenced rights-of-way be transferred to Nationwide Children's Hospital for the amount of \$4,550.00; and now therefore

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

**Section 1.** That the Director of the Department of Public Service be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described rights-of-way to Nationwide Children's Hospital; to-wit:

Vacation of Jackson Street and Putnam  
Alley Right-of-Way 0.209 Acre  
East of Ann Street  
North of E. Beck Street

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 22, Township 5, Range 22, Refugee Lands and being portions of Jackson Street (originally platted as Court Street, 40 feet wide) and Putnam Alley (20 feet wide) as dedicated in Swaynes Addition of record in Plat Book 2, Page 35 and described as follows:

Beginning at a pk nail set in the east right-of-way line of Ann Street as dedicated by said subdivision and in the south right-of-way line for said Jackson Street (40 feet wide), the same being the northwest corner of Lot 167 of said subdivision;

Thence N 030 31'48" E, across said Jackson Street, 40.00 feet to an pk nail set in the north right-of-way line thereof and in the east right-of-way line of said Ann Street, the same being the southwest corner of Lot 166 of said subdivision;

Thence S 860 32' 04" E, along the north right-of-way line of said Jackson Street, being the south line of said Lot 166 and a south line of a 0.081 acre tract (Vacated Denton Alley - Ord. No. 0162-2013) conveyed to Nationwide Children's Hospital of record in Instrument Number 201303150043588, 160.00 feet to an iron pin set in the east right-of-way line of said Putnam Alley and being in the west line of Lot 227 of said subdivision, passing a pk nail set at 140.00 feet being the southeast corner of said Lot 166;

Thence 5 030 31' 48" W, along the east right-of-way line of said Putnam Alley, the same being the west line of said Lot 227 and the west lines of Lots 226, 225 and 224 of said subdivision, 175.00 feet to a pk nail set marking the southwest corner of said Lot 224 being the northwest corner of Lot 223 of said subdivision;

Thence N 860 32' 04" W, across said Putnam Alley, 20.00 feet to a pk nail set in the west right-of-way line thereof, the same being the southeast corner of Lot 169 of said subdivision, being the northeast corner of Lot 170 of said subdivision;

Thence N 030 31' 48" E, along the west right-of-way line of said Putnam Alley, the same being the east lines of said Lots 169, Lot 168 and Lot 167 of said subdivision, 13500 feet to a pk nail set marking the northeast corner of said Lot 167, the same being in the south right-of-way line of said Jackson Street;

Thence N 86° 32' 04" W, along the south right-of-way line of said Jackson Street, being the north line of said Lot 167, 140.00 feet to the Point of Beginning.

Containing 0.209 acre, more or less, subject to all legal restrictions, easements and/or rights-of-way. The above description was prepared by Advanced Civil Design, Inc. on June 11, 2014 and is based on existing records and actual field survey performed in August 2012. A drawing of said description is attached hereto and made a part thereof.

Bearings are based on the Ohio State Plane Coordinate System per NAD83 CORS96. A bearing of S69011'45"E was held for the north line of Denton Alley between Ann Street and Seventeenth Street.

Iron pins set are 3/4" diameter iron pipe, 30" long and capped Advanced 7661.

All references used in these descriptions can be found at the Recorder's Office, Franklin County, Ohio.

**Section 2.** That the above referenced real property shall be considered excess road rights-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

**Section 3.** That a general utility easement in, on, over, across and through the above described rights-of-way shall be and hereby is retained unto the City of Columbus for those utilities located within said rights-of-way.

**Section 4.** That upon notification and verification of the relocation of all utilities located within the retained

general utility easement area the Director of the Department of Public Service is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

**Section 5.** That the \$4,550.00 to be received by the City as consideration for the sale of these rights-of-way shall be deposited in Fund 748, Project 537650.

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

**Legislation Number:** 1591-2014

**Drafting Date:** 6/25/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:**

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project and to provide payment for construction administration and inspection services. These improvements will be performed in the Downtown Community Planning Area.

The Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project consists of the continuation of the improvements started with the two-way conversion of Rich Street and Town Street as envisioned in the East Franklinton Plan. This project installs streetscape on Rich Street and Town Street from Sandusky Street to Lucas Street. The streetscape elements include decorative street lights, street trees, curb ramps and limited sidewalks and curbing. Standard street lights will be replaced with decorative street lights on Grubb Street, Skidmore Street, Gift Street, McDowell Street and Lucas Street between Rich Street and Town Street and on Walnut Street between Gift Street and Lucas Street. The estimated Notice to Proceed date is August 6, 2014. The project was let by the Office of Support Services through Vendor Services and Bid Express. Five bids (all majority companies) were received on June 17, 2014, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Columbus Asphalt Paving	\$347,703.79	Gahanna, OH	Majority
G&G Cement Contractors	\$373,099.43	Columbus, OH	Majority
Newcomer Concrete Services, Inc.	\$375,485.84	Norwalk, OH	Majority
Complete General Construction Co.	\$397,302.71	Columbus, OH	Majority
Shelly and Sands, Inc.	\$428,143.89	Columbus, OH	Majority

Award is to be made to Columbus Asphalt Paving Inc., as the lowest, responsive, responsible and best bidder. The contract amount will be \$347,703.79. The amount for construction administration and inspection services will be \$52,155.56.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Columbus Asphalt Paving Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for Columbus Asphalt Paving Inc. is 310857095 and expires 1/9/16.

**3. FISCAL IMPACT**

Funds in the amount of \$399,859.35 are budgeted for this project in the Streets and Highways Bonds Fund within the Department of Public Service.

**4. EMERGENCY DESIGNATION**

Emergency action is requested in order to allow this project to begin at the earliest possible time this construction season in order to maintain the project schedule, provide the improvements planned in this project and to provide the highest level of vehicular and pedestrian safety possible, thereby preserving the public health, peace, property, safety and welfare.

To authorize the Director of Public Service to enter into contract with Columbus Asphalt Paving Inc., and to provide for the payment of construction administration and inspection services in connection with the Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project; to authorize the expenditure of \$399,859.35 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$399,859.35)

**WHEREAS**, the City of Columbus, Department of Public Service is engaged in the Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project; and

**WHEREAS**, this project consists of the continuation of the improvements started with the two-way conversion of Rich Street and Town Street as envisioned in the East Franklinton Plan; and

**WHEREAS**, Columbus Asphalt Paving Inc., will be awarded the contract for the Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, funds in the amount of \$399,859.35 are available for this project in the Streets and Highways Bonds Fund within the Department of Public Service; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in order to maintain the project schedule and provide the improvements planned in this project to provide the highest level of vehicular and pedestrian safety possible, 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 is hereby authorized to enter into contract with Columbus Asphalt Paving Inc., 1196 Technology Drive, Gahanna, Ohio 43230, for the construction of the Roadway Improvements - Rich St - Town St Corridor Enhancement (Phase 2) project in an amount up to \$347,703.79; and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$52,155.56.

**SECTION 2.** That for the purpose of paying the cost of this contract the sum of up to \$399,859.35 or so much thereof as may be needed in accordance with the specifications and plans on file in the Office of Support Services, is hereby authorized to be expended from the Streets and Highways Bonds Fund, No. 704, for the Division of Design and Construction, as follows:

**Contract: \$347,703.79**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530161-100141 / Rich St - Town St Corridor Enhancement (Phase 2) / 06-6631 / 716141 / \$347,703.79

**Inspection: \$52,155.56**

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100141 / Rich St - Town St Corridor Enhancement (Phase 2) / 06-6687 / 716141 / \$52,155.56

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1592-2014

**Drafting Date:** 6/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application: Z14-016**

**APPLICANT:** Guy Williams, Jr.; c/o David L. Hodge, Atty.; Smith & Hale, LLC; 37 West Broad Street, Suite 460, Columbus, OH 43215.

**PROPOSED USE:** Multi-unit residential development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (6-0) on June 12, 2014.

**FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The proposed AR-1, Apartment Residential District will allow a multiple dwelling development with a density that is similar to residential developments along Chambers Road and Chesapeake Avenue. A companion Council Variance (Ordinance No. 1593-2014; CV14-016) is also requested to reduce development standards and allow one- and two-unit carriage dwellings within a multiple dwelling development on this site and the adjacent AR-1 District to the east. The site is located within the planning area of the *Fifth by Northwest Neighborhood Plan* (2009), which recommends mixed-use development for this location, and supports carriage house development if it abides by the Plan's density and design considerations. Given the predominance of multi-unit residential development to the north and south, and the future multi-unit residential development to the east, Staff finds this proposal to be compatible with the zoning and development pattern of the area, and with the land use recommendations of the

*Fifth by Northwest Neighborhood Plan.*

To rezone **1415 CHAMBERS ROAD (43212)**, being 0.31± acres located on the south side of Chambers Road, 735± feet west of Northwest Boulevard, **From:** R, Rural District, **To:** AR-1, Apartment Residential District (Rezoning # Z14-016).

**WHEREAS**, application #Z14-016 is on file with the Department of Building and Zoning Services requesting rezoning of 0.31± acres from R, Rural District, to the AR-1, Apartment Residential District; and

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

**WHEREAS**, the Fifth By Northwest Area Commission recommends approval of said zoning change; and

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested AR-1, Apartment Residential District will allow a multi-unit residential development with a density that is similar to residential developments along Chambers Road and Chesapeake Avenue. Given the predominance of multi-unit residential development to the north and south, and the future multi-unit residential development to the east, Staff finds this proposal to be compatible with the zoning and development pattern of the area, and with the land use recommendations of the *Fifth by Northwest Neighborhood Plan*, 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:

**1415 CHAMBERS ROAD (43212)**, being 0.31± acres located on the south side of Chambers Road, 735± feet west of Northwest Boulevard, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range 18, U.S.M.D, and being all of Lots 32, and 33, of “Lincoln Heights Addition” subdivision recorded in Plat Book 7, Page 250, said lots being in the name of Guy Williams, Jr. and Matthew Vekasy and described as follows:

Beginning in the south right-of-way line of Chambers Road and at the northwest corner of said Lot 32 of said “Lincoln Heights Addition”;

Thence Easterly, along said south right-of-way line, about 80 feet to the northeast corner of said Lot 33;

Thence Southerly, along the east line of said Lot 33, about 170.4 feet to the southeast corner of said Lot 33, in the north right-of-way line for an Alley;

Thence Westerly, along said north right-of-way line, about 80 feet to the southwest corner of said Lot 32;

Thence Northerly, along the west line of said Lot 32, about 170.45 feet to the *Point of Beginning*.

Containing approximately .31 acres of land, more or less.

This description was written for zoning purposes only.



Tax parcel Nos. 130-005581 and 420-292067.

**To Rezone From:** R, Rural District,

**To:** AR-1, Apartment Residential District

**SECTION 2.** That a Height District of sixty (60) feet is hereby established on the AR-1, Apartment Residential 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.

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

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**Legislation Number:** 1593-2014

**Drafting Date:** 6/25/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Council Variance Application: CV14-016**

**APPLICANT:** Guy Williams Jr.; c/o David L. Hodge, Atty.; Smith & Hale, LLC; 37 West Broad Street, Suite 460, Columbus, OH 43215.

**PROPOSED USE:** Mixed residential development with reduced standards.

**FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. This site is developed with mixed commercial and industrial uses, two single-unit dwellings, and a vacant lot. The two furthest west lots were recently annexed from Clinton Township, and the applicant received a recommendation of approval from the Development Commission on June 12, 2014, for a concurrent rezoning (Ordinance No. 1592-2014; Z14-016) to the AR-1, Apartment Residential District. The six other lots were zoned to AR-1 in 2013, and are subject to Ordinance No. 1833-2013 (CV13-009) which allowed a configuration of two or three one- to three-unit dwellings per lot for six separate lots (twenty-eight total units). The requested variance will allow reconfiguration of that site and the two new lots for one four-unit dwelling, three three-unit dwellings, six two-unit dwellings, and one one-unit dwelling on one lot (Subarea 1), and a three-unit dwelling and a two-unit dwelling per lot for two separate lots (Subarea 2) for thirty-six total units. Other variances include fronting on a public street, and reductions to building lines, perimeter yard, and landscaping and screening. This proposal contains the same average number of dwelling units per lot as the current Council Variance request, and is consistent with reconfigured sites to the south on Chesapeake Avenue. The site is located within the planning area of the *Fifth by Northwest Neighborhood Plan* (2009), which recommends mixed-use development for this location. Staff finds that the proposal meets the Plan's considerations, and believes that it will not add incompatible uses since there have been variances already granted to the applicant in this area for similar developments. The loss of green space within the proposed development is being offset by the applicant

designating 2,680 square feet as open space in Subarea 1.

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3312.21, Landscaping and screening; 3312.25, Maneuvering; 3312.29, Parking space; 3333.055, Exception for single- or two-family dwelling; 3333.09, Area requirements; 3333.16, Fronting on a public street; 3333.18, Building lines; 3333.23(d), Minimum side yard permitted; 3333.24, Rear yard; 3333.25, Side or rear yard obstruction; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at **1397 CHAMBERS ROAD (43212)**, to permit the construction of one-, two-, three-, and four-unit dwellings with reduced development standards in the AR-1, Apartment Residential District, and to repeal Ordinance No. 1833-2013, passed on July 22, 2013 (Council Variance # CV14-016).

**WHEREAS**, by application No. CV14-016, the owner of property at **1397 CHAMBERS ROAD (43212)**, is requesting a Council Variance to permit one four-unit dwelling, three three-unit dwellings, six two-unit dwellings, and one one-unit dwelling on one lot (Subarea 1), and a three-unit dwelling and a two-unit dwelling per lot for two separate lots (Subarea 2), with reduced development standards in the AR-1, Apartment Residential District; and

**WHEREAS**, Section 3333.02, AR-12, ARLD and AR-1, Apartment residential district use, permits a minimum of three (3) three- or four-unit dwellings as a multiple dwelling development on one lot, while the applicant proposes to construct one four-unit dwelling, three three-unit dwellings, six two-unit dwellings, and one one-unit dwelling on one lot (Subarea 1), and a three-unit dwelling and a two-unit dwelling per lot for two separate lots (Subarea 2); and

**WHEREAS**, Section 3312.21, Landscaping and screening, requires parking lots to have screening within 80 feet of residentially zoned property, while the applicant proposes no screening of the proposed parking lots in both Subareas; and

**WHEREAS**, Section 3312.25, Maneuvering, requires parking spaces to have sufficient access and maneuvering area on the lot where the parking spaces are located, while the applicant proposes to allow maneuvering over property lines for Lots 1 and 2 in Subarea 2; and

**WHEREAS**, Section 3312.29, Parking space, requires that a parking space shall be a rectangular area of not less than nine (9) feet by eighteen (18) feet, while the applicant proposes three (3) parking spaces that are 8.5 feet wide on Lot 1 in Subarea 2; and

**WHEREAS**, Section 3333.055, Exception for single- or two-family dwelling, allows one (1) one-unit dwelling or one (1) two-unit dwelling on a lot platted on or before January 14, 1959, while the applicant proposes to construct a three-unit dwelling and a two-unit dwelling on each lot in Subarea 2; and

**WHEREAS**, Section 3333.09, Area requirements, requires a minimum lot width of fifty (50) feet in the AR-1, Apartment Residential District, while the applicant proposes to maintain lot widths in Subarea 2 of forty-five (45) feet for Lot 1 and forty (40) feet for Lot 2; and

**WHEREAS**, Section 3333.16, Fronting on a public street, requires a dwelling unit to have frontage on a public street, while the applicant proposes no frontage for the rear dwellings in both Subareas; and

**WHEREAS**, Section 3333.18, Building lines, requires the building setback to be twenty-five (25) feet from Chambers Avenue, while the applicant proposes a building line of 13.5 feet for Subarea 1 and 14.5 feet in Subarea 2 as shown on the Site Plan; and

**WHEREAS**, Section 3333.23(d), Minimum side yard permitted, requires the side yard to be equal to one-sixth of the height of the building where it exceeds two and one-half stories in height, or seven (7) feet for a forty-two foot high building, while the applicant proposes minimum side yards in Subarea 2, Lot 1 of six (6) feet on the east side and five (5) feet on the west side for the front dwelling, and four (4) feet on the east side for the rear dwelling; and in Subarea 2, Lot 2 of five (5) feet on the east side and three (3) feet on the west side for the front dwelling, and six (6) feet on the east side for the rear dwelling; and

**WHEREAS**, Section 3333.24, Rear yard, requires that each dwelling, apartment house, or other principal building shall be erected so as to provide a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes reduced rear yards in Subarea 2 of fourteen (14) percent on Lot 1 and sixteen (16) percent on Lot 2; and

**WHEREAS**, Section 3333.25, Side or rear yard obstruction, requires side and rear yards to be open to the sky, while the applicant proposes to allow parking in the proposed side and rear yards in Subarea 2; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a twenty-five (25) foot perimeter yard for a multiple dwelling development, while the applicant proposes a three (3) foot perimeter yard in Subarea 1 as shown on the Site Plan; and

**WHEREAS**, the Fifth By Northwest Area Commission recommends approval; and

**WHEREAS**, the Columbus Public Health Healthy Places program reviews applications for active living features, and recognizes that this development has new sidewalks that are a minimum of five feet in width, and sidewalk connections to the new public sidewalk along Chambers Road; and

**WHEREAS**, City Departments recommend approval because the requested variance to allow carriage house development meets the *Fifth by Northwest Neighborhood Plan* density and design considerations, and believe that the proposal will not add incompatible uses since there have been variances already granted to the applicant in this area for similar developments. Staff views the variances to allow one- and two-unit buildings and to permit dwellings without frontage on a public street as technicalities which will have no negative effect on the development or the surrounding area. The loss of green space within the proposed development is being offset by the applicant designating 2,680 square feet as open space in Subarea 1; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed uses; 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 **1397 CHAMBERS ROAD (43212)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3312.21, Landscaping and screening; 3312.25, Maneuvering; 3312.29, Parking space; 3333.055, Exception for single- or two-family dwelling; 3333.09, Area requirements; 3333.16, Fronting on a public street; 3333.18, Building lines; 3333.23(d), Minimum side yard permitted; 3333.24, Rear yard; 3333.25, Side or rear yard obstruction; and 3333.255, Perimeter yard, of the Columbus City Codes, is hereby granted for the property located at **1397 CHAMBERS ROAD (43212)**, insofar as said sections prohibit one and two-unit dwellings and two dwellings on one lot; with no parking lot screening; maneuvering over property lines for parking spaces in Subarea 2; parking spaces that are 8.5 feet wide in Subarea 2; reduced lot widths of forty (40) and forty-five (45) feet in Subarea 2; rear dwellings having no frontage on a public street; reduced building lines from twenty-five (25) feet to 13.5 feet in Subarea 1 and to 14.5 feet in Subarea 2; reduced minimum side yard from seven (7) feet to six (6) feet on the east side and five (5) feet on the west side for the front dwelling, and four (4) feet on the east side for the rear dwelling for Subarea 2, Lot 1, and to five (5) feet on the east side and three (3) feet on the west side for the front dwelling, and six (6) feet on the east side for the rear dwelling for Subarea 2, Lot 2; reduced rear yards in Subarea 2 of fourteen (14) percent on Lot 1 and sixteen (16) percent on Lot 2; parking in the proposed side and rear yards in Subarea 2; and a reduced perimeter yard from twenty-five (25) feet to three (3) feet in Subarea 1; said property being more particularly described as follows:

**1397 CHAMBERS ROAD (43212)**, being 1.28± acres located on the south side of Chambers Road, 472± feet west of Northwest Boulevard, and being more particularly described as follows:

Subarea 1:

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range 18, U.S.M.D, and being all of Lots 32, 33, 34, 35, 36, and 37 of "Lincoln Heights Addition" subdivision recorded in Plat Book 7, Page 250, said lots being in the name of 1405 LLC and Guy Williams, Jr. and described as follows:

Beginning in the south right-of-way line of Chambers Road and at the northwest corner of said Lot 32 of said "Lincoln Heights Addition";

Thence Easterly, along said south right-of-way line, about 240.55 feet to the northeast corner of said Lot 37;

Thence Southerly, along the east line of said Lot 37, about 170.46 feet to the southeast corner of said Lot 37, in the north right-of-way line for an Alley;

Thence Westerly, along said north right-of-way line, about 238.62 feet to the southwest corner of said Lot 32;

Thence Northerly, along the west line of said Lot 32, about 170.45 feet to the *Point of Beginning*. Containing approximately .93 acres of land, more or less.

This description was written for zoning purposes only.

Tax parcel Nos. 130-005581, 420-292067, 420-292068, 420-292069, 420-292070, and 420-292071.

Subarea 2:

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range

18, U.S.M.D, and being all of Franklin County Parcels numbered 420-292056 and 420-292064.

Beginning in the south right-of-way line of Chambers Road, (20) twenty feet east across an unnamed alley from Lot 37 of the Lincoln Heights Addition subdivision recorded in Plat Book 7, Page 250, said lots being in the name of Guy Williams, Jr.

Thence Easterly, along said south right-of-way line, about 85 feet to the northeast corner of said parcel 420-292064;

Thence Southerly, along the east line of said parcel 420-292064, about 180 feet to the southeast corner of said parcel;

Thence Westerly, along the south line of said parcels, about 85 feet to the southwest corner of parcel 420-292056;

Thence Northerly, along the west line of said parcel 420-292056, about 180 feet to the *Point of Beginning*, containing approximately .35 acres of land, more or less.

This description was written for zoning purposes only.

Tax parcel Nos. 420-292056 and 420-292064.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a thirty-six unit development consisting of one-, two-, three-, and four-unit dwellings in accordance with the submitted Site Plan, or those uses permitted in the AR-1, Apartment Residential District.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site and elevation plans titled "**1397 CHAMBERS ROAD SHEETS ZCL-1 A and B, ZCL-2, & ZCL-3**," drawn by V Design, dated June 20, 2014, and signed by David L. Hodge, Attorney for the Applicant. The Plans 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 adjustment to the Plans shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

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

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

**SECTION 6.** That Ordinance No. 1833-2013, passed on July 22, 2013, be and is hereby repealed.

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**Legislation Number:** 1604-2014

**Drafting Date:** 6/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV13-031**

**APPLICANT:** Roof to Road LLC; c/o Donald Plank, Atty.; 145 East Rich Street, Floor 3; Columbus, OH 43215.

**PROPOSED USE:** Salvage/recycling operation.

**SOUTHWEST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant requests a Council variance to allow a salvage/recycling operation in an M-1, Manufacturing District. The site is located within the planning area of the *Southwest Area Plan* (2009), which recommends lower intensity light industrial uses for this location. At present, salvage yards are permitted only in the M, Manufacturing District with a Special Permit from the Columbus Board of Zoning Adjustment; however, a proposed code change is pending allowing this use to also be located in the M-1, Manufacturing District with a Special Permit (Ord. No. 0698-2012). Staff does not object to the proposed salvage/recycling operation as a secondary use in the M-1 District, which allows for the most intense manufacturing uses, particularly given the restricted nature of the request in terms of space and location on the subject site. Approval of this request will not introduce a new or incompatible use to the area. The applicant will also be required to obtain a Special Permit from the Columbus Board of Zoning Adjustment (BZA) where additional conditions and limitations can be imposed.

To grant a Variance from the provisions of Sections 3365.01, M-1, Manufacturing district; and 3389.07, Impound lot, junk yard or salvage yard, of the Columbus City Codes, for the property located at **894 FRANK ROAD (43223)**, to permit a salvage/recycling operation in the M-1, Manufacturing District in accordance with a Special Permit from the Columbus Board of Zoning Adjustment (Council Variance CV13-031).

**WHEREAS**, by application No. CV13-031, the owner of the property at **894 FRANK ROAD (43223)**, is requesting a Council Variance to permit a salvage/recycling operation in the M-1, Manufacturing District; and

**WHEREAS**, Section 3365.01, M-1 Manufacturing district, prohibits salvage yards, while the applicant proposes a salvage/recycling operation; and

**WHEREAS**, Section 3389.07, Impound lot, junk yard or salvage yard, requires a Special Permit and only allows salvage yards in an M, Manufacturing District, while the applicant proposes a salvage/recycling operation in an M-1, Manufacturing District, which will still be required to receive a Special Permit from the Columbus Board of Zoning Adjustment; and

**WHEREAS**, the Southwest Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because this request will not introduce an incompatible use to the area. Staff does not object to the proposed salvage/recycling operation as a secondary use in the M-1 District, particularly given the restricted nature of the request in terms of space and location on the subject site. The applicant will also be required to obtain a Special Permit from the Columbus Board of Zoning Adjustment where additional conditions and limitations can be imposed; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and Certificate of Zoning Clearance 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 **894 FRANK ROAD (43223)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3365.01, M-1, Manufacturing district, and 3389.07, Impound lot, junk yard or salvage yard, of the Columbus City Codes, is hereby granted for the property located at **894 FRANK ROAD (43223)**, insofar as said sections prohibit a salvage/recycling operation use in the M-1, Manufacturing District; said property being more particularly described as follows:

**894 FRANK ROAD (43223)**, being 4.52± acres located 680± feet north of Frank Road, and 2,020± feet east of Brown Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, in Virginia Military Survey No. 420, and being in part of a 26.622 acre tract (Tract I), part of a 51.000 acre tract (Tract II) conveyed to Inland Products, Inc. in Deed Book 3782, Page 227, and an original 105.712 acre tract (Parcel No. 1) conveyed to 800 Frank Road, LLC in Instrument No. 200502110027261, and being more particularly described as follows:

Beginning, for reference, at a point in the north line of Frank Road marking the southwest corner of said 26.622 acre tract (Tract I);

Thence South 75° 56' 37" East 872.29 feet, in the north line of Frank Road and the south line of said 26.622 acre tract, to a point;

Thence North 14° 03' 23" East 675.62 feet, across said 26.622 acre tract (Tract I), to a point being the True Place of Beginning of the herein described lease area:

Thence North 18° 59' 48" West 578.00 feet, across said 26.622 acre tract (Tract I) and said 51.000 acre tract (Tract II), to a point;

Thence South 78° 14' 32" East 540.00 feet, across said 51.000 acre tract (Tract II) and said original 105.712 acre tract (Parcel No. 1), to a point;

Thence South 08° 23' 40" West 460.00 feet, across said original 105.712 acre tract (Parcel No. 1) and 26.622 acre tract (Tract I), to a point;

Thence North 86° 06' 36" West 274.00 feet, across said 26.622 acre tract (Tract I), to the place of beginning, containing 4.521 acres more or less, of which 0.321 acres are in said 26.622 acre tract (Tract I), 0.676 acres are in said 51.000 acre tract (Tract II) and 3.524 acres are in said original 105.712 acre tract (Parcel No. 1). Basis of bearings assumed, based on the north line of Frank Road being South 75° 56' 37" East.

All referenced documents are on file at the Franklin County Recorder's Office, Columbus, Ohio

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a salvage/recycling operation in accordance with a Special Permit from the Columbus Board of Zoning Adjustment, or those uses permitted in the M-1, Manufacturing District.

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

**SECTION 4.** That this ordinance is further conditioned on the following:

- 1) Under the authority of Columbus City Code Section 3307.10(B), Variances by City Council, which Section permits Council to impose requirements and conditions including the duration of a variance, the duration of this Council Variance and Special Permit (to be specifically so conditioned by the BZA) will be limited to 10 years from the effective date of the ordinance. The time duration of the shingle salvage use may be extended subject to the following conditions:
  - a) All applicable City of Columbus permits, including a Salvage Yard License, renewed annually or as the City Code may specify in the future, are applied for and received from the City of Columbus;
  - b) There has been full compliance with all requirements of the permit(s) issued by the City of Columbus at all times;
  - c) Shingles continue to be tested for asbestos by an independent lab with no positive asbestos test results and the test results are shared with the EPA and City of Columbus;
  - d) Compliance with other conditions of SWAC approval, as stated in items #2 - #4, inclusive, as follows;
- 2) All trash is removed from the property in general and, specifically, the trash presently piled at the northwest corner of the leased property shall be removed. All trash (scrap wood, plastic, paper) shall be contained and disposed of on-site in appropriate containers which are covered to prevent debris from blowing into the community. The on-site trash containers shall be emptied on a regular basis.
- 3) The maximum height of any pile or piles of shingles shall be 30 feet as approved by the BZA as a variance along with the Special Permit.
- 4) Although the specific parking areas will move as a result of the shifting of the pile on the leased property - management will provide designated parking for employees and customers.
- 5) The shingle salvage use shall occur only on the 4.521 +/- acres described in the legal description submitted with this application.
- 6) There shall be no other salvage use on any of the Franklin County Auditor's parcels on which the shingle salvage use is located. These parcels are specifically: 570-145444, 570-145445, and 570-145446.

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

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**Legislation Number:** 1608-2014

**Drafting Date:** 6/26/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance



**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a professional engineering services agreement with Black & Veatch Corporation for the Southerly Wastewater Treatment Plant (SWWTP) Biosolids Land Application Facility project. Black & Veatch Corporation, will provide design services and services during construction for this project.

The Department of Public Utilities has been working on incinerator upgrade designs to meet a Maximum Achievable Control Technology Standards (MACT) compliance date of March 21, 2016. The City has concluded that it is more advantageous to cease operation of the current Southerly Wastewater Treatment Plant (SWWTP) incinerator process and provide alternate means to handle the biosolids. Historically bio-solids have been disposed of utilizing the incineration process. With this project, the City plans to provide avenues to beneficially re-use biosolids. This project will provide infrastructure to the SWWTP in order to facilitate the maximum beneficial agricultural use of the plant's biosolids by land application including biosolids storage tanks with associated mixing and pumping equipment, liquid piping, load-out facilities, and an odor control system.

This project will also provide a storage structure for dewatered cake biosolids, piping to pump digested and undigested biosolids cake sludge simultaneously to the cake storage silos, and piping to link the biosolids land application tanks with the dewatering, thickening, and digestion processes. The primary goal of this project is to provide sufficient storage facilities, basic feed piping, and a temporary digested liquid biosolids load-out facility by March 21, 2016; thereby, reducing the need to incinerate. A second construction phase is envisioned to complete the construction of facilities to permanently eliminate incineration via expanded and enhanced land application programs.

Initial Professional Engineering Services that are being requested are for preliminary design, detail design, and bidding services. These services shall include, but are not limited to, the following tasks: inspections and evaluations of existing conditions, gathering and evaluating process information and refining project goals, an evaluation of locations, size, and number of biosolids tanks and load-out facilities, business case evaluation services, preparation of a preliminary design report, surveying and geotechnical investigations for plan development, preparation of detailed design drawings and specifications, preparation of documents and drawings for permit approval, preparation of bid documents, and bidding assistance. Upon future request, the Design Professional will be tasked with engineering services during construction and preparation of record plan drawings.

**2. Project timeline:** Black & Veatch will begin after the issuance of the Notice to Proceed (NTP). A Business Case Evaluation and Preliminary Design Report will be prepared for the project's Preliminary Design stage. It is estimated completion will be four (4) months from the date of the NTP. The Detailed Design will commence after the Preliminary Design work is approved. At the conclusion of the Detailed Design, the initial phase construction contract(s) will be bid and awarded. Black & Veatch will perform Services During Construction that include Technical Project Representation (TPR) to interpret contract requirements and to verify the construction Contractor's compliance with the project's technical requirements, start-up and commissioning assistance, and record documentation preparation assistance. Construction Management, Administrative Services, Field Project Representation (FPR) and Materials Testing and Evaluation Services will be performed by others.

The overall contract duration, from initiation of Preliminary Design services to completion of Services During Construction, is estimated to be three years.

The contract shall be funded by incremental appropriation, through the use of modifications. This original award will provide funding for the Preliminary and Detailed Design. The future needs for

Services During Construction is anticipated to begin in 2015.

2014	Original Contract (current)	\$3,221,708.00
2015	Future Modification #1	\$1,759,000.00
2016	Future Modification #2	<u>\$TBD</u>
	Estimated Total	\$4,980,708.00

**3. PROCUREMENT:** The Division advertised for request for proposals (RFP) on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage opened the responding proposals on June 13, 2014 from the following companies:

<u>Name</u>	<u>C.C. No. /Exp. Date</u>	<u>City/State</u>	<u>Status</u>
Black & Veatch Corporation	43-1833073 / 9/30/2015	Columbus, OH	MAJ
CH2M Hill Engineers, Inc.	32-0100027 / 1/7/2015	Columbus, OH	MAJ

Two companies submitted proposals. These proposals were reviewed and ranked utilizing an evaluation committee and evaluation process. After careful consideration, the committee recommended that Black & Veatch Corporation be awarded the engineering agreement for the SWWTP Biosolids Land Application Facility project.

**4. EMERGENCY DESIGNATION:** Emergency legislation **is being requested at this time** in order to comply with required Maximum Achievable Control Technology compliance date.

**5. CONTRACT COMPLIANCE NO:** 43-1833073 | MAJ | 9/30/2015

**6. ECONOMIC IMPACT:** With the planned increase in re-use of biosolids materials created by this project, the SWWTP will have the necessary infrastructure to maximize its land applications use. With the elimination of the incineration process at SWWTP, there will be a corresponding improvement in air quality. Land application processes are currently the lowest cost methods of biosolids utilization. The combined increase reuse of biosolids and the reduction in incineration processing provides environmental advantages for the City of Columbus's Green Action Plan. Additionally, these benefits present an economic advantage to the City. No community outreach impact is considered for this project.

**7. FISCAL IMPACT:** This legislation authorizes the transfer within and the expenditure of \$3,221,708.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 664, for the SWWTP Biosolids Land Application Facility project, CIP 650356-100002, and an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Black & Veatch Corporation for the Division of Sewerage and Drainage for the Southerly Wastewater Treatment Plant Biosolids Land Application Facility project; to expend up to \$3,221,708.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2014 Capital Improvements Budget; and to declare an emergency. (\$3,221,708.00)

**WHEREAS,** In accordance with the provisions of Section 329.14 of the Columbus City Codes, there were two

respondents to the advertised RFP that were received and opened on June 13, 2014 at the office of the Division of Sewerage and Drainage; and

**WHEREAS**, the Department of Public Utilities review committee after careful review and consideration recommended that the agreement for the SWWTP Biosolids Land Application Facility project be awarded to Black & Veatch Corporation; and

**WHEREAS**, it is necessary to authorize the transfer within and an expenditure of \$3,221,708.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for purposes of providing authority and sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvement Budget for purposes of creating and providing sufficient budget authority for the aforementioned expenditure; and

**WHEREAS**, an emergency exists in the usual daily operations of the Divisions of Sewerage and Drainage, Department of Public Utilities, and it is hereby requested that City Council authorize the Director of Public Utilities to enter into a professional engineering services agreement with Black & Veatch Corporation for the Southerly Wastewater Treatment Plant (SWWTP) Biosolids Land Application Facility project in order to comply with required Maximum Achievable Control Technology compliance date, at the earliest practical date for the preservation of the public health, peace, property, safety, and; **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 enter into a professional engineering services agreement with Black & Veatch Corporation 4016 Townsfair Way, Columbus, Ohio, 43219 for the Southerly Wastewater Treatment Plant (SWWTP) Biosolids Land Application Facility project, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor be and hereby is authorized and directed to transfer within a total of \$3,221,708.00 from within the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Obj. Lvl 3 6678:

**From:**

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650323-100000 | Land Acquisition | 664323 | -\$3,221,708.00

**To:**

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650356-100002 | SWWTP Biosolids Land Application | 643562 | +\$3,221,708.00

**SECTION 3.** That the 2014 Capital Improvements budget Ordinance No. 0683-2014 is hereby amended as follows, to provide sufficient budget authority for the project expenditure stated in the ordinance herein.

**Fund No. | Project No. | Proj. Name | Current | Revised | (Change)**

664 | 650323-100000 | Land Acquisition | \$3,800,000 (NEW) | \$578,292 | (-\$3,221,708)

664 | 650356-100002 | SWWTP Biosolids Land Application | \$0 | \$3,221,708 | (+\$3,221,708)

**SECTION 4.** That the Director of Public Utilities be and hereby is authorized to expend up to a maximum of \$3,221,708.00 from the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Div. 60-05 | Obj. Lvl

3: 6678:

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650356-100002 | SWWTP Biosolids Land Application | 643562 | \$3,221,708.00

**SECTION 5.** That the said firm, Black and Veatch Corporation, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That for reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1609-2014

**Drafting Date:** 6/26/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The Collective Bargaining Agreement between the City of Columbus and the Columbus Municipal Association of Government Employees (CMAGE)/CWA Local 4502, requires that any modifications to the contract be agreed between the parties. Memorandum of Understanding #2014-02 has been executed by the parties to amend Appendix B (classification listing) as shown in the attached Memorandum of Understanding #2014-02. The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2014-02, a copy of which is attached hereto.

Emergency action is recommended in order to implement the terms of the Memorandum of Understanding in a timely manner.

Any cost associated with an adjustment in pay will be absorbed by the Department of Public Utilities. To accept Memorandum of Understanding #2014-02 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE)/CWA Local 4502, which amends the Collective Bargaining Agreement, April 24, 2011 through April 23, 2014; and to declare an emergency.

**WHEREAS**, representatives of the City and Columbus Municipal Association of Government Employees (CMAGE)/CWA Local 4502 entered into Memorandum of Understanding #2014-02, a copy of which is attached hereto, which amends Appendix B of the Collective Bargaining Agreement between the City and CMAGE/CWA Local 4502, April 24, 2011 through April 23, 2014; and

**WHEREAS**, any cost associated with an adjustment in pay will be absorbed by the Department of Public Utilities; and,

**WHEREAS**, emergency action is recommended in order to implement the terms of the Memorandum of Understanding in a timely manner; and,

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Agreement between the City and CMAGE/CWA Local 4502, by accepting Memorandum of Understanding #2014-02; thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

**SECTION 1.** That Memorandum of Understanding #2014-02 amends the Collective Bargaining Agreement between the City and CMAGE/CWA Local 4502, April 24, 2011 through April 23, 2014.

**SECTION 2.** That City Council, in the best interests of the City, hereby recognizes and accepts Memorandum of Understanding #2014-02, a copy of which is attached hereto, executed between representatives of the City and CMAGE/CWA Local 4502 to be effective with the beginning of the first pay period following passage by City Council.

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

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**Legislation Number:** 1612-2014

**Drafting Date:** 6/26/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-010**

**APPLICANT:** Homeport; c/o Dave Perry; David Perry Company, Inc.; 145 E. Rich Street, Floor 3; Columbus, Ohio 43215; and Donald Plank, Attorney; Plank Law Firm; 145 E. Rich Street, Floor 3; Columbus, Ohio 43215.

**PROPOSED USE:** To conform an existing 34-unit residential development and an adjacent off-street parking lot with reduced development standards.

**UNIVERSITY AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is zoned C-4, Commercial District and P-1, Private Parking District and contains two adjacent parcels, 1379 North High Street and 32 King Avenue. 1379 North High Street contains a multi-unit dwelling and was established in 1959. At that time, dwellings were permitted in commercial zoning districts. Therefore, the multi-unit dwelling is a non-conforming use. The applicant proposes a building addition to the west side of the building to provide ADA accessibility, an elevator and west stairwell. 32 King Avenue contains a parking lot which provides off-site parking for 1379 North High Street. The requested Council Variance will conform the multi-unit dwelling of 1379 North High Street. Other variances include reductions of the width of parking spaces, number of parking spaces, and to maintain a dumpster in the parking lot. A Council variance is necessary because the C-4, Commercial District no longer allows multi-unit residential development. Because the variance will not alter the actual use of the site, or the number of dwelling units in the building, the use variance will not adversely affect the surrounding property or surrounding neighborhood. The site is located within the planning area of the *University Neighborhoods Revitalization Plan* (1996), which recommends Community Commercial for this location.

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted uses; 3312.29, Parking space; 3312.49, Minimum numbers of parking spaces required; and 3371.01, P-1, Private Parking District of the Columbus City Codes; for the property located at **1379 NORTH HIGH STREET & 32 KING AVENUE (43201)**, to conform a 34-unit apartment building and adjacent parking lot with reduced development standards in the C-4, Commercial and P-1, Private Parking Districts **and to declare an emergency** (Council Variance # CV14-010).

**WHEREAS**, by application No. CV14-010, the owner of property at **1379 NORTH HIGH STREET & 32 KING AVENUE (43201)**, is requesting a Council Variance to conform a 34-unit apartment building and an adjacent parking lot with reduced development standards in the C-4, Commercial and P-1, Private Parking Districts; and

**WHEREAS**, Section 3356.03, C-4, Permitted Uses, prohibits multi-unit dwellings, while the applicant proposes to maintain and conform an existing 34-unit apartment building at 1379 North High Street;

**WHEREAS**, Section 3312.29, Parking space, requires the width of all parking spaces on the P-1, Private parking lot to be nine (9) feet wide, while the applicant proposes to reduce two (2) parking spaces on the parking lot to 8.5 feet wide for 32 King Avenue;

**WHEREAS**, Section 3312.49, Minimum numbers of parking spaces required, requires one and a half (1.5) parking spaces per dwelling unit, totaling fifty-one (51) required spaces, while the applicant proposes to reduce the existing nonconforming parking spaces from eight (8) to four (4) for 1379 North High Street;

**WHEREAS**, Section 3371.01, Private Parking District, does not permit the placement of dumpsters for adjacent residential developments, while the applicant proposes to permit the continued placement of the dumpster(s) for the apartment building at 1379 North High Street located on the east side of a twenty (20) foot alley, adjacent to the parking lot as has occurred for many years at 32 King Avenue; and

**WHEREAS**, the University Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because this request will not add a new or incompatible use to this area. This request will conform an existing 34-unit residential building and adjacent parking lot in the C-4, Commercial and P-1, Private Parking Districts, respectively. The multi-unit dwelling and parking lot have been long established on these lots and is consistent with the existing development in the area; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed uses; 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 **1379 NORTH HIGH STREET & 32 KING AVENUE (43201)**, in using said property as desired; and

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

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

**SECTION 1.** That a variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3312.29, Parking space; 3312.49, Minimum numbers of parking spaces required; and 3371.01, P-1, Private Parking District, of the Columbus City Codes, is hereby granted for the property located at **1379 NORTH HIGH STREET & 32 KING AVENUE (43201)**, insofar as said sections prohibit thirty-four (34) multi-unit dwellings for 1379 North High Street, two (2) 8.5 feet wide parking spaces for 32 King Avenue, four (4) parking spaces for 1379 North High Street and a dumpster on a parking lot for 32 King Avenue; said property being more particularly described as follows:

**1379 NORTH HIGH STREET & 32 KING AVENUE (43201)**, being 0.45± acres located on the west side of North High Street, 50± feet north of East Seventh Avenue, and being more particularly described as follows:

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

Being Lots Number Two (2) and Three (3) of ELIZABETH J. MCMILLEN'S SUBDIVISION (also sometimes referred to as E. J. and W. J. McMillen's Subdivision), as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 3, page 29, Recorder's Office, Franklin County, Ohio.

Parcel Number: 010-026539

Commonly known as 1379 North High Street, Columbus, OH 43201

Being Lot Number Six (6) and Seven (7) feet off the East side of Lot Number Seven (7), of ELIZABETH J. MCMILLEN'S FIRST SUBDIVISION, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 3, page 29, Recorder's Office, Franklin County, Ohio.

Parcel Number: 010-055180

Commonly known as 32 King Avenue, Columbus, OH 43201

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a 34-unit residential dwelling and parking lot, or those uses permitted in the C-4, Commercial and P-1, Private Parking Districts.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled "**ZONING VARIANCE SITE PLAN Z1**," drawn by Moody Nolan, dated June 16, 2014, and signed by Donald Plank, Attorney for the Applicant. The 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 Plans shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

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

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

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**Legislation Number:** 1614-2014

**Drafting Date:** 6/26/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

“Danny” is a police horse that has been in service with the Division of Police’s Mounted Unit for almost 15 years and needs to be retired.

Dr. William M. Gesel, D.V.M., the Mounted Unit's veterinarian, has recommended that Danny be retired from duty as a Mounted Unit horse. Danny has been treated for significant joint related problems. Danny is not fully capable of performing the patrol related duties required of a Police Mount. The Division of Police concurs with the recommendation of Doctor William Gesel that Danny be retired from duty as a Police Mounted Unit Horse.

It is recommended that Danny be sold to Officer James Gravett who is Danny’s last rider.

Additionally, the Division of Police Legal Bureau has developed a general release document that relinquishes the City of Columbus from any liability as it relates to the post retirement care and control of “Danny”, and assigns that liability to Officer James Gravett.

**FISCAL IMPACT:**

At this time there are no plans to replace this horse.

To authorize and direct the Finance and Management Director to sell to Officer James Gravett, for the sum of \$1.00, a police horse with the registered name of “Danny” which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.



**WHEREAS**, “Danny” has been a Mounted Unit horse with the Division of Police for almost fifteen years; and

**WHEREAS**, Mounted Unit's Veterinarian Dr. William M. Gesel, D.V.M., has recommended this horse be retired due to significant joint related problems.

**WHEREAS**, it is in the best interest of the City to allow this horse to be purchased by Officer James Gravett for the sum of \$1.00; 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 sell a police horse with the registered name of “Danny” to Officer James Gravett for the sum of \$1.00.

**Section 2.** That the Council of the City of Columbus finds it is in the best interests of the City that City Code 329.26 - Sale of City-owned personal property, be and is hereby waived to permit the sale of this specific horse to Officer James Gravett.

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

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**Legislation Number:** 1615-2014

**Drafting Date:** 6/26/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** “Tucker” a police horse that has been in service with the Division of Police’s Mounted Unit since September of 2013 needs to be retired.

Tucker was accepted as a donation and appeared to be street worthy. He has not responded to training and has become unpredictable when deployed on the street. This has created a risk of injury to the officer riding Tucker and to citizens as well, which could create a liability for the Division and the City. It would be in the best interest of the Division to take Tucker out of service and retire him.

It is recommended that Tucker be sold to Officer Ron Zaleski, who is Tucker’s last rider.

Additionally, the Division of Police Legal Bureau has developed a general release document that relinquishes the City of Columbus from any liability as it relates to the post retirement care and control of “Tucker”, and assigns that liability to Officer Ron Zaleski.

**FISCAL IMPACT:**

At this time there are no plans to replace this donated horse.

To authorize and direct the Finance and Management Director to sell to Officer Ron Zaleski, for the sum of \$1.00, a police horse with the registered name of “Tucker” which has no further value to the Division of Police and to waive the provisions of City Code-Sale of City-owned personal property.

**WHEREAS**, “Tucker” has been a Mounted Unit horse with the Division of Police since September of 2013; and

**WHEREAS**, Tucker was accepted as a donation and appeared to be street worthy; and

**WHEREAS**, "Tucker" has not responded to training and has become unpredictable when deployed on the street; and

**WHEREAS**, This has created a risk of injury to the officer riding Tucker and to citizens as well, which could create a liability for the Division and the City.

**WHEREAS**, it is in the best interest of the City to allow this horse to be purchased by Officer Ron Zaleski for the sum of \$1.00; 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 sell a police horse with the registered name of “Tucker” to Officer Ron Zaleski for the sum of \$1.00.

**Section 2.** That the Council of the City of Columbus finds it is in the best interests of the City that City Code 329.26 - Sale of City-owned personal property, be and is hereby waived to permit the sale of this specific horse to Officer Ron Zaleski.

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

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**Legislation Number:** 1619-2014

**Drafting Date:** 6/27/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:**

This ordinance authorizes the Director of the Department of Technology to renew an agreement with SHI International Corp, for Business Objects software maintenance and support. This agreement will provide for technical support services and software updates from SAP, the software manufacturer. The City uses Business Objects to deliver reports from its Performance Series financial system and Accela permitting system. The original agreement was authorized by Ord. No. 1507-2013 (SA004986) passed on September 9, 2013 with a term period of September 29, 2013 to September 28, 2014, at a cost of \$25,397.00. The agreement included options to renew for two additional one year terms, subject to mutual agreement and approval of proper City authorities. The total cost for the second year of the agreement is \$25,397.00 with a term period coverage from September 29, 2014 to September 28, 2015.

**EMERGENCY:**

Emergency action is requested to expedite authorization of this contract in order to facilitate and maintain compliance with the software manufacturer’s terms of use.

**FISCAL IMPACT:**

In 2013, the Department of Technology legislated \$25,397.20 (Ord. No. 1507-2013) for Business Objects

software maintenance and support. The 2014 cost for the Business Objects software maintenance and support is \$25,397.00. Funds have been identified and are budgeted within the Department of Technology, Information Services Division, Internal Service Fund. Including this request, the aggregate total contract agreement amount is \$50,794.20.

**CONTRACT COMPLIANCE:**

Vendor Name: SHI International Corp.                      CC# : 22-3009648                      Expiration Date: 10/29/2015

To authorize the Director of the Department of Technology to renew an agreement with SHI International Corp, for Business Objects software maintenance and support to provide for technical support services and software updates from SAP, the software manufacturer; and to authorize the expenditure of \$25,397.00 from the Department of Technology, Information Services Division, Internal Services Fund; and to declare an emergency. (\$25,397.00)

**WHEREAS**, this legislation authorizes the Director of the Department of Technology, to renew an agreement with SHI International Corp, for Business Objects software maintenance and support to provide for technical support services and software updates from SAP, the software manufacturer at a cost of \$25,397.00 with a term period coverage from September 29, 2014 to September 28, 2015 ; and

**WHEREAS**, the original agreement was authorized by Ord. No. 1507-2013 (SA004986) and included options to renew for two additional one year terms, subject to mutual agreement and approval of proper City authorities. This ordinance authorizes the second year of the agreement; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary to authorize the Director of the Department of Technology to renew an agreement with SHI International Corp, for Business Objects software maintenance and support to provide for technical support services and software updates from SAP, the software manufacturer, for the immediate preservation of the public health, peace, property and safety.

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

**SECTION 1:** That the Director of the Department of Technology be and is hereby authorized to renew an agreement with SHI International Corp, for Business Objects software maintenance and support to provide for technical support services and software updates from SAP, the software manufacturer. The term of this agreement is from September 29, 2014 to September 28, 2015. SHI International Corp will deliver the services at a cost not to exceed \$25,397.00.

**SECTION 2:** That the expenditure of \$25,397.00 or so much thereof as may be necessary is hereby authorized to be expended from:

**3369 - {Maintenance & support services}**

Division: 47-02| Fund: 514| Subfund: 001| OCA Code: 470202| OBJ Level 1: 03| OBJ Level 03: 3369| Amount: \$25,397.00|

**SECTION 3:** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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**Legislation Number:** 1620-2014

**Drafting Date:** 6/27/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **1. BACKGROUND**

This legislation authorizes the Director of Public Service to modify and increase the construction contract with Strawser Paving Company for the Resurfacing - Resurfacing 2013 Project 2 project in the amount of up to \$600,000.00 and to provide for additional construction administration. Total legislated amount is \$600,000.00. These improvements will take place in the Downtown and Far East Community Planning Areas.

The contractor has completed all work included in the original contract.

Work to be performed as part of this modification includes, but not limited to, milling the existing pavement, overlaying with new asphalt concrete, minor curb replacement, and replacing curb and sidewalk associated with installing ADA wheelchair ramps on the following streets: Fifth Street from Broad Street to Gay Street, Birkdale Court from Birkdale Drive to the east terminus, Hardwick Road from Bairsford Drive to Dirkdale Drive, Lynn Street from 4th Street to Young Street, Main Street from Grant Avenue to Washington Avenue, Pearl Street from Gay Street to Spring Street, Washington Avenue from Main Street to Broad Street, and Young Street from Broad Street to Gay Street.

Original contract amount: \$7,815,105.71 (Ordinance 1098-2013, City contract number EL014458).

Modification no. 1 amount: \$600,000.00

Total contract amount, including this contract modification: \$8,415,105.71

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Strawser Paving Company.

### **2. CONTRACT COMPLIANCE**

The contract compliance number for Strawser Paving Company is 314412354 and expires 1/25/15.

### **3. FISCAL IMPACT**

Funds in the amount of \$600,000.00 are available for this project in the Streets and Highways Bonds Fund, No.704. An amendment to the 2014 Capital Improvements fund is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### **4. EMERGENCY DESIGNATION.**

An emergency exists in the usual daily operation of the Department of Public Service in order to maintain the project schedule and provide the improvements planned in this project allowing for the provision of the highest level of vehicular and pedestrian safety possible, thereby preserving the public health, peace, property, safety and welfare.

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to modify and increase a contract with Strawser Paving Company and to provide for the payment of construction administration in connection with the Resurfacing - Resurfacing 2013 Project 2 project contract modification; to authorize the expenditure of up to \$600,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$600,000.00)

**WHEREAS**, Department of Public Service is responsible for the construction and rehabilitation of roadways curbs within the City of Columbus; and

**WHEREAS**, ordinance 1098-2013 authorized the Director or Public Service to enter into contract with Strawser Paving Company for the Resurfacing - Resurfacing 2013 Project 2 project; and

**WHEREAS**, this ordinance authorizes additional funding in the amount of \$600,000.00 for, but not limited to, milling the existing pavement, overlaying with new asphalt concrete, minor curb replacement, and replacing curb and sidewalk associated with installing ADA wheelchair ramps on the following streets: Fifth Street, Birkdale Court, Hardwick Road, Lynn Street, Main Street, Pearl Street, Washington Avenue, and Young Street; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in order to maintain the project schedule and provide the improvements planned in this project to provide the highest level of vehicular and pedestrian safety possible, 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 2014 Capital Improvements Budget authorized by ordinance 0638-2014 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / Current C.I.B. / Change / C.I.B. as amended  
704 / 530282-100052 / Resurfacing - Urban Resurfacing - East Broad/Whitehall Corp. Line - Licking County Line (Voted Carryover) / \$665,760.00 / (\$600,000.00) / \$65,760.00  
704 / 530282-100091 / Resurfacing - Downtown (Voted Carryover) / \$1.00 / \$450,000.00 / \$450,001.00  
704 / 530282-100094 / Resurfacing - Far East (Voted Carryover) / \$1.00 / \$150,000.00 / \$150,001.00

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund, No. 704, as follows:

Transfer from:  
Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
704 / 530282-100052 / Resurfacing - Urban Resurfacing - East Broad/Whitehall Corp. Line - Licking County Line / 06-6600 / 748252 / \$600,000.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100091 / Resurfacing - Downtown / 06-6600 / 748291 / \$450,000.00

704 / 530282-100094 / Resurfacing - Far East / 06-6600 / 748294 / \$150,000.00

**SECTION 3.** That the Director of Public Service be and is hereby authorized to modify and increase the contract with Strawser Paving Company, 1595 Frank Road, Columbus, Ohio, 43223, for the Resurfacing - 2013 Resurfacing Package 2 project in the amount of \$600,000.00 or so much thereof as may be needed.

**SECTION 4.** That for the purpose of paying the cost of the contract the sum of \$600,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bond Funds, No. 704 for the Division of Design and Construction, Dept.-Div. 59-12, as follows:

Construction:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100091 / Resurfacing - Downtown / 06-6631 / 748291 / \$450,000.00

704 / 530282-100094 / Resurfacing - Far East / 06-6631 / 748294 / \$150,000.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1624-2014

**Drafting Date:** 6/27/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application: Z14-018**

**APPLICANT:** SND Partners, LLC; c/o Dave Perry, Agent; David Perry Company, Inc.; and Donald Plank, Attorney; Plank Law Firm; 145 East Rich Street, Third Floor; Columbus, Ohio 43215.

**PROPOSED USE:** Multi-unit residential and office development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (6-0) on June 12, 2014.

**VICTORIAN VILLAGE COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is currently developed with an office building and parking lot and zoned in the I, Institutional District. The proposed AR-O, Apartment Office District will allow the construction of a multi-family residential and office development. Companion CV14-019 (Ord. No. -2014) is also requested to vary the height, side yard, rear yard, aisle, driveway, maneuvering, the number of parking spaces and the size of parking space requirements. The request is compatible with the established zoning and development patterns in the area.

To rezone **40 WEST THIRD AVENUE (43201)**, being 0.38± acres located on the north side of West Third Avenue, 270± feet west of North High Street, **From:** I, Institutional District, **To:** AR-O, Apartment Office District **and to declare an emergency** (Rezoning # Z14-018).

**WHEREAS**, application #Z14-018 is on file with the Department of Building and Zoning Services requesting rezoning of 0.38± acres from I, Institutional District, to the AR-O, Apartment Office District; and

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

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested AR-O, Apartment Office District will allow a multi-unit residential and office development, which is compatible with 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 to begin construction as soon as possible 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:

**40 WEST THIRD AVENUE (43201)**, being 0.38± acres located on the north side of West Third Avenue, 270± feet west of North High Street, and being more particularly described as follows:

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

Being Lots Numbered Fifteen (15) and Thirty Three (33) in HERSHISER'S CORRECTED AND SECOND AMENDED PLAT OF LOTS 11, 12, 13, 14 AND 15 of HERSHISER AND ASTON'S ADDITION to the said City, as the same is numbered and delineated upon the recorded plat thereof, or record in Plat Book No. 4, page 9, Recorder's Office, Franklin County, Ohio.

**To Rezone From:** I, Institutional District,

**To:** AR-O, Apartment Office District

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the AR-O, Apartment

Office 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.

**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.**

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**Legislation Number:** 1625-2014

**Drafting Date:** 6/27/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### 1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract with Shelly and Sands, Inc., for the construction of the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project and to provide payment for construction administration and inspection services. This improvement will be performed in the Eastmoor/Walnut Ridge and Eastland/Brice City Planning Areas.

The Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) work consists of repairing and resurfacing 3.07 miles of Hamilton Road (S.R.-317) as indicated on the plans by means of planing, resurfacing, curb repair, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents. The work will start at the intersection of South Hamilton Road and Williams Road proceeding north to just south of Eastland Square Drive, resuming just south of Turo Station Road north to just south of East Mound Street.

The estimated Notice to Proceed date is July 23, 2014. The project was let by the Office of Support Services through Vendor Services and Bid Express. Three bids were received on May 29, 2014, (three majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Shelly and Sands, Inc.	\$2,428,890.91	Columbus, OH	Majority
The Shelly Company	\$2,979,385.63	Columbus, OH	Majority
Kokosing Construction Co.	\$3,070,247.07	Columbus, OH	Majority

Award is to be made to Shelly and Sands, Inc., as the lowest, responsive, responsible and best bidder for their bid of \$2,428,890.91. The amount of construction administration and inspection services will be \$242,889.09. The total legislated amount is \$2,671,780.00.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Shelly and Sands, Inc.

### 2. CONTRACT COMPLIANCE

The contract compliance number for Shelly and Sands, Inc., is 314351261 and expires 1/6/16.

### 3. FISCAL IMPACT



Grants from the Ohio Department of Transportation in the amount of \$2,098,301.61 in Federal-State Highway Engineering Funds (Fund 765) and \$125,093.09 in General Government Grants Funds (Fund 220) will be utilized for construction and inspection services associated with this project, along with \$448,385.30 from the Streets and Highways Bonds Fund (Fund 704).

**4. EMERGENCY DESIGNATION**

Emergency action is requested in order for the project to proceed immediately to ensure the safety of the traveling public, thereby preserving the public health, peace, property, safety and welfare.

To authorize and direct the City Auditor to transfer funds and appropriation within the Streets and Highways Bonds Fund, to authorize and direct the City Auditor to transfer funds between the Streets and Highways Bonds Fund and the Federal-State Highway Engineering Fund; to appropriate funds within the Federal-State Highway Engineering Fund and the General Government Grants Fund; to authorize the Director of Public Service to enter into a contract with Shelly & Sands, Inc., for the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project; to expend up to \$2,671,780.00 from the Streets and Highways Bonds Fund, the Federal-State Highway Engineering Fund, and the General Government Grants Fund for contract and construction administration and inspection services in connection with the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project; and to declare an emergency. (\$2,671,780.00)

**WHEREAS**, the City of Columbus Department of Public Service is engaged in the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project; and

**WHEREAS**, work on this project consists of repairing and resurfacing 3.07 miles of Hamilton Road (S.R. -317); and

**WHEREAS**, bids were received on May 29, 2014, and tabulated on May 30, 2014, for the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project, and a satisfactory bid has been received; and

**WHEREAS**, Shelly and Sands, Inc. will be awarded the contract for the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project; and

**WHEREAS**, it is necessary to enter into contract with Shelly and Sands, Inc.; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, grant money will be used to pay for a portion of this project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Design and Construction in order for the project to proceed immediately to ensure the safety of the traveling public, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the City Auditor is hereby authorized to transfer funds within the Streets and Highways G.O. Bonds Fund, No. 704, as follows:

**Transfer from:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530282-100071 / Resurfacing - Hamilton Road / 06-6600 / 748271 / \$394,555.80

**Transfer to:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530282-100071 / Resurfacing - Hamilton Road / 10-5501 / 748271 / \$394,555.80

**SECTION 2.** That the City Auditor is hereby authorized to transfer funds between the Streets and Highways G.O. Bonds Fund, No. 704, and the Federal-State Highway Engineering Fund, No. 765, as follows:

**Transfer from:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530282-100071 / Resurfacing - Hamilton Road / 10-5501 / 748271 / \$394,555.80

**Transfer to:**

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 591401-100000 / SR 317 Hamilton Rd 92345 Fed / 80-0886 / 591401 / \$394,555.80

**SECTION 3.** That from the unappropriated monies in the Federal-State Highway Engineering Fund, No. 765, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the period ending December 31, 2014, the sum of \$2,492,857.40 is appropriated for the Department of Public Service as follows:

**Dept-Div / Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

59-12 / 765 / 591401-100000 / SR 317 Hamilton Rd 92345 Fed / 06-6600 / 591401 / \$2,492,857.40

**SECTION 4.** That from the unappropriated monies in the General Government Grants Fund, No. 220, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the period ending December 31, 2014, the sum of \$125,093.09 is appropriated for the Department of Public Service as follows:

**Dept-Div / Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

59-12 / 220 / 591402-100000 / SR 317 Hamilton Rd 92345 State / 06-6600 / 591402 / \$125,093.09

**SECTION 5.** That the Director of Public Service be and is hereby authorized to enter into contract with Shelly and Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio, 43223, and to expend up to \$2,671,780.00 or so much thereof as may be needed, for the purpose of paying the cost of the Resurfacing - Urban Paving - SR 317-Hamilton Rd (PID 92345) project construction and inspection costs for the Division of Design and Construction, Dept.-Div. 59-12, from the Street and Highways G. O. Bonds Fund, Fund 704, the Federal-State Highway Engineering Fund, No. 765, and the General Government Grants Fund, No. 220, as follows:

**Contract (\$2,428,890.91)**

**Fund / Project/Grant / Project/Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 591401-100000 / SR 317 Hamilton Rd 92345 Fed / 06-6631 / 591401 / \$2,266,234.00

220 / 591402-100000 / SR 317 Hamilton Rd 92345 State / 06-6631 / 591402 / \$113,720.99

704 / 530282-100071 / Resurfacing - Hamilton Road / 06-6631 / 748271 / \$48,935.92

**Inspection (\$242,889.09)**

**Fund / Project/Grant / Project/Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 591401-100000 / SR 317 Hamilton Rd 92345 Fed / 06-6687 / 591401 / \$226,623.40

220 / 591402-100000 / SR 317 Hamilton Rd 92345 State / 06-6687 / 591402 / \$11,372.10

704 / 530282-100071 / Resurfacing - Hamilton Road / 06-6687 / 748271 / \$4,893.59

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1626-2014

**Drafting Date:** 6/28/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## 1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Roadway Improvements - Tussing Road Turn Lane at Daifuku project and to provide payment for construction administration and inspection services. These improvements will be performed in the Far East Community Planning Area.

The Roadway Improvements - Tussing Road Turn Lane at Daifuku project consists of the widening of Tussing Road on the north side of the road in order to add a left turn lane and adding an access drive for ingress and egress.

The estimated Notice to Proceed date is August 6, 2014. The project was let by the Office of Support Services through Vendor Services and Bid Express. Four bids (all majority companies) were received on June 19, 2014, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
The Shelly Company	\$369,060.12	Columbus, OH	Majority
Shelly and Sands, Inc.	\$391,984.89	Columbus, OH	Majority
Complete General Construction Co.	\$420,764.25	Columbus, OH	Majority
Columbus Asphalt Paving Inc.	\$448,793.55	Columbus, OH	Majority

Award is to be made to The Shelly Company as the lowest, responsive, responsible and best bidder. The contract amount will be \$369,060.12. The amount for construction administration and inspection services will be \$36,906.01. The total legislated amount is \$405,966.13.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against The Shelly Company.

## 2. CONTRACT COMPLIANCE

The contract compliance number for The Shelly Company is 311279704 and expires 3/13/15.

**3. FISCAL IMPACT**

Department of Development Funds in the amount of \$107,766.13 are budgeted for this project in the Streets and Highways Bonds Fund within the Department of Public Service. A grant from the Ohio Department of Transportation in the amount of \$148,200.00 and a grant from the Ohio Department of Development in the amount of \$150,000.00 will also be used for this project.

**4. EMERGENCY DESIGNATION**

Emergency action is requested in order to allow this project to begin at the earliest possible time this construction season in order to maintain the project schedule and provide the improvements planned in this project, to deliver the highest level of vehicular and pedestrian safety possible, thereby preserving the public health, peace, property, safety and welfare.

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bonds Fund; to appropriate funds within the General Government Grants Fund; to authorize the Director of Public Service to enter into contract with The Shelly Company for the Roadway Improvements - Tussing Road Turn Lane at Daifuku project; to authorize the expenditure of up to \$405,966.13 from the Streets and Highways Bonds Fund and the General Government Grants Fund for contract and construction administration and inspection services in connection with the Roadway Improvements - Tussing Road Turn Lane at Daifuku project; and to declare an emergency. (\$405,966.13)

**WHEREAS**, the City of Columbus Department of Public Service is engaged in the Roadway Improvements - Tussing Road Turn Lane at Daifuku project; and

**WHEREAS**, this project consists of widening Tussing Road on the north side of the road in order to add a left turn lane and adding an access drive for ingress and egress; and

**WHEREAS**, The Shelly Company will be awarded the contract for the Roadway Improvements - Tussing Road Turn Lane at Daifuku project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, funds in the amount of \$405,966.13 are available for this project in the Streets and Highways Bonds Fund and the General Government Grants Fund within the Department of Public Service; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that to maintain the project schedule and provide the improvements planned in this project, to deliver the highest level of vehicular and pedestrian safety possible, this project should proceed immediately, 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 2014 Capital Improvement Budget authorized by ordinance 0683-2014 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / Current / Change / Amended**

704/ 590415 - 100012/ Public Private Partnership (3P) Projects (Voted 2013 Debt SIT Supported) / \$3,551,034.00 / (\$107,767.00) / \$3,443,267.00

704/ 530161 - 100162/ Roadway Improvements -- Tussing Road Turn Lane-Daifuku (Voted 2013 Debt SIT Supported) / \$0.00 / \$107,767.00 / \$107,767.00

**SECTION 2.** That the City Auditor be and is hereby authorized to appropriate and transfer funds between the

Streets and Highways Bond Fund, Number 704, as follows:

**From:**

**Fund / Project / Project Name / O.L. 01-03 Codes / CPA / OCA / Amount**

704 / 590415-100012 / Public Private Partnership (3P) Projects / 06-6600 / 741512 / \$107,766.13

**To:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530161 - 100162 / Roadway Improvements -- Tussing Road Turn Lane-Daifuku / 06-6600 / 746162 / \$107,766.13

**SECTION 3.** That from the unappropriated monies in the General Government Grants Fund, No. 220, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the period ending December 31, 2014, the sum of \$298,200.00 is appropriated for the Department of Public Service as follows:

**Dept-Div / Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

59-12 / 220 / 591405 - 100000 / Tussing Rd - Daifuku Dev Service / 06-6600 / 591405 / \$150,000.00

59-12 / 220 / 591406 - 100000 / Tussing Rd - Daifuku ODOT / 06-6600 / 591406 / \$148,200.00

**SECTION 4.** That the Director of Public Service be and is hereby authorized to enter into contract with The Shelly Company, 1771 Harmon Avenue, Columbus, Ohio, 43223, for the construction of the Roadway Improvements - Tussing Road Turn Lane at Daifuku project in an amount up to \$369,060.12 and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$36,906.01.

**SECTION 5.** That for the purpose of paying the cost of this contract the sum of up to \$405,966.13 or so much thereof as may be needed in accordance with the specifications and plans on file in the Office of Support Services, is hereby authorized to be expended from the General Government Grants Fund, No. 220, and the Streets and Highways Bonds Fund, No. 704, for the Division of Design and Construction, Dept.- Div. 59-12, as follows:

**Contract: \$369,060.12**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

220 / 591405 - 100000 / Tussing Road - Daifuku Dev Service / 06-6631 / 591405 / \$136,363.64

220 / 591406 - 100000 / Tussing Road - Daifuku ODOT / 06-6631 / 591406 / \$134,727.27

704 / 530161 - 100162 / Roadway Improvements - Tussing Road Turn Lane - Daifuku / 06-6631 / 746162 / \$97,969.21

**Inspection: \$36,906.01**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

220 / 591405 - 100000 / Tussing Road -- Daifuku Dev Service / 06-6687 / 591405 / \$13,636.36

220 / 591406 - 100000 / Tussing Road - Daifuku ODOT / 06-6687 / 591406 / \$13,472.73

704 / 530161 - 100162 / Roadway Improvements - Tussing Road Turn Lane - Daifuku / 06-6687 / 746162 / \$9,796.92

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1627-2014

**Drafting Date:** 6/28/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **1. BACKGROUND**

This legislation authorizes the City Attorney's Office, Real Estate Division, to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project. This project is located within the Far Northwest community planning area.

The City of Columbus, Department of Public Service, is engaged in the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project. Improvements include: widening Hard Road from two lanes to five lanes, adding turn lanes, new pavement, curb, sidewalk, street lighting, storm sewer, traffic signals, signs, and pavement markings.

The project limits are Hard Road from Sawmill Road to 387 feet west of Smoky Row Road. The length of the project is approximately 1.2 miles.

Initial acquisition funding for this project, in the amount of \$1,650,000.00, was authorized pursuant to Ordinance No. 1996-2012, passed September 24, 2012. The initial acquisition legislation authorized the City Attorney to contract for professional services and to acquire fee simple title and lesser interests in and to real property necessary to the project, with the understanding that more funding may be required in the future. It is now necessary that the City Attorney's Office be authorized to expend an additional \$350,000.00 in order to pay for costs relative to the acquisition of right-of-way necessary to the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project.

### **2. FISCAL IMPACT**

Funds in the amount of \$280,000.00 are available for this project in Fund 765, the Federal-State Highway Engineering Fund, through a grant from the Mid-Ohio Regional Planning Commission (MORPC). The remaining funds in the amount of \$70,000.00 are available in Fund 704, the Streets and Highways G.O. Bonds Fund.

### **3. EMERGENCY DESIGNATION**

Emergency action is requested to provide necessary right-of-way acquisition funding and prevent unnecessary delays in the Departments of Public Service's Capital Improvement Program.

To authorize the City Auditor to transfer cash between the Streets and Highways Bonds Fund and the

Federal-State Highway Engineering Fund; to authorize the City Auditor to appropriate \$350,000.00 within the Federal-State Highway Engineering Fund; to authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project; to authorize the City Attorney's Office, Real Estate Division to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$350,000.00 from the Federal-State Highway Engineering Fund; and to declare an emergency. (\$350,000.00)

**WHEREAS**, the City of Columbus, Department of Public Service, is engaged in the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project: and

**WHEREAS**, this project will construct five lanes, turn lanes, new pavement, curb, sidewalk, street lighting, storm sewer, traffic signals, signs and pavement markings: and

**WHEREAS**, this ordinance authorizes the City Attorney's Office Real Estate Division to expend \$350,000.00 or so much thereof as may be necessary to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project; and

**WHEREAS**, initial acquisition funding for this project, in the amount of \$1,650,000.00, was authorized pursuant to Ordinance No. 1996-2012, passed September 24, 2012; and

**WHEREAS**, this legislation authorized the City Attorney to contract for professional services and to acquire fee simple title and lesser interests in and to real property necessary to the project, with the understanding that more funding may be required in the future; and

**WHEREAS**, a Mid-Ohio Regional Planning Commission (MORPC) grant will be used to fund part of the project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that this ordinance should be authorized immediately so that funding can be made available for the necessary right-of-way acquisition for the project to prevent unnecessary delays in the Department of Public Service's Capital Improvement Program, 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 be and is hereby authorized to transfer cash and appropriation within the Streets and Highways Bond Fund, Number 704, as follows:

**From:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530161-100095 / Roadway Improvements - Stygler Road / 06-6600 / 746195 / \$70,000.00

**To:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530161-100095 / Roadway Improvements - Stygler Road / 10-5501 / 746195 / \$70,000.00

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer funds between the Streets and

Highways Bonds Fund, Number 704, and the Federal-State Highway Engineering Fund, No. 765, as follows:

**From:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530161-100095 / Roadway Improvements - Stygler Road / 10-5501 / 746195 / \$70,000.00

**To:**

**Fund / Grant Number / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A (PID 17585) / 80-0886 / 598095 / \$70,000.00

**SECTION 3.** The City Auditor be and is hereby authorized to appropriate a sum of up to \$350,000.00 from the unappropriated balance of the Federal-State Highway Engineering Fund, Fund 765, 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, 2014, for Dept.-Div. 59-12, Division of Design and Construction, as follows:

**Fund / Grant Number / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A (PID 17585) / 06-6600 / 598095 / \$350,000.00

**SECTION 4.** That the City Attorney's Office, Real Estate Division, be and hereby is authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate, to contract for professional services, and to negotiate with property owners to acquire the additional rights of way needed to complete the Arterial Street Rehabilitation - Hard Road Phase A - Sawmill Road to Smoky Row Road project.

**SECTION 5.** That for the purpose of paying the cost of this contract the sum of up to \$350,000.00 or so much as thereof may be needed, is hereby authorized to be expended from the Federal-State Highway Engineering Fund, No. 765 as follows:

**Fund / Grant Number / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A (PID 17585) / 06-6601 / 598095 / \$350,000.00

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1630-2014

**Drafting Date:** 6/30/2014

**Current Status:** Passed



**BACKGROUND:** The Columbus Department of Development is proposing to enter into a Columbus Downtown Office Incentive with Jeni's Splendid Ice Creams, LLC.

Jeni's Splendid Ice Creams, LLC (Jeni's) is a family owned artisan ice-cream company with national distribution. It is known for its creative flavors and its high-quality ingredients. The company was founded by Jeni Britton Bauer and her husband Charley Bauer. Tom Bauer, Charley's brother, became a partner in 2003, and CEO John Lowe joined the company in 2009. In 1996, the first prototype store opened in the North Market area of Columbus called Scream Ice Creams. While Scream Ice Creams closed soon after it opened, it taught Jeni a lot about running a business. She then put herself through Penn State's renowned Ice Cream Short Course, where Jeni learned the science of ice cream. She opened Jeni's Splendid Ice Creams in 2002, again in the North Market. Drawing on the practices of a traditional pastry kitchen, Jeni created her own techniques to make American ice creams that are less sweet and more flavorful. The company has received renowned recognition and numerous awards for its flavored ice creams, i.e. Gold Award for Outstanding Product Line, Gold Award for Outstanding Dessert. Currently, there are 16 "Scoop Shop" locations in 5 states: Georgia, Illinois, Ohio, South Carolina and Tennessee. Jeni's is also distributed in high-end groceries and markets nationwide.

Jeni's Splendid Ice Creams, LLC is proposing to relocate its corporate headquarters from Clinton Township to Columbus by investing approximately \$200,000 in leasehold improvements, which includes machinery, equipment, furniture and fixtures. The company will enter into a long-term lease agreement on a vacant office space consisting of approximately 17,000 square feet, relocate 40 full-time jobs (which will be new to Columbus) with an estimated annual payroll of approximately \$2.43 million and create 15 new full-time permanent positions with annual payroll of approximately \$1.5 million into the Downtown Business District. Jeni's Splendid Ice Creams, LLC would qualify for the Columbus Downtown Office Incentive in an amount equal to fifty percent (50%) of the payroll taxes paid on the relocated positions and new positions, or approximately \$245,812 over a term up to five (5) years. The Development Department recommends granting the Columbus Downtown Office Incentive program to Jeni's Splendid Ice Creams, LLC.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Agreement with Jeni's Splendid Ice Creams, LLC as provided in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007.

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

**WHEREAS,** Resolution 0088X-2007, adopted June 4, 2007, authorized the Department of Development to establish the Columbus Downtown Office Incentive program as amended; and

**WHEREAS,** the Department of Development has received a completed application for the Columbus Downtown Office Incentive program from Jeni's Splendid Ice Creams, LLC; and

**WHEREAS,** Jeni's Splendid Ice Creams, LLC is proposing to relocate its corporate headquarters from Clinton Township to Columbus by entering into a long-term lease agreement on a vacant office space consisting of

approximately 17,000 square feet; and

**WHEREAS**, Jeni’s Splendid Ice Creams, LLC plans to moved its corporate headquarters by investing approximately \$200,000 in leasehold improvements, which includes machinery, equipment, furniture and fixtures, relocate 40 full-time jobs (which will be new to Columbus) from Clinton Township and create 15 new full-time permanent positions in Columbus Downtown Business District; more specifically, 401 N. Front Street Columbus, Ohio 43215, generating approximately \$98,325 annually in new City of Columbus income tax revenue; **NOW, THEREFORE**,

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

**SECTION 1.** Columbus City Council authorizes the Director of Development to enter into a Columbus Downtown Office Incentive Agreement with Jeni’s Splendid Ice Creams, LLC pursuant to Columbus City Council Resolution 0088X-2007, for an annual cash payment equal to fifty percent (50%) of the amount of City withholding tax withheld on new employees for a term up to five (5) years on the estimated job creation and relocation of 55 full-time permanent positions located at 401 N. Front Street, Columbus, Ohio 43215.

**SECTION 2.** Each year of the term of the agreement with Jeni’s Splendid Ice Creams, LLC that a payment is due, the City’s obligation to pay the incentive is expressly contingent upon the passing of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

**SECTION 3.** That the City of Columbus Downtown Office Incentive Agreement is signed by Jeni’s Splendid Ice Creams, LLC within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**SECTION 4.** The City Council hereby extends authority to the Director of the Department of Development to amend the Jeni’s Splendid Ice Creams, LLC City of Columbus Downtown Office Incentive Agreement for non-substantive modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these non-substantive modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to this incentive. All other requested amendments must be approved by City Council.

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

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**Legislation Number:** 1631-2014

**Drafting Date:** 6/30/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Columbus Department of Development is proposing to enter into a Jobs Growth Incentive Agreement with ComResource, Inc. (ComResource) equal to twenty-five percent (25%) of the amount of personal income tax withheld on new employees for a term of five (5) years for the purposes of job creation and retention of an emerging business located in the Northwest business corridor.

ComResource founded in 1991, is a privately-owned and operated company headquartered in Columbus, Ohio. ComResource is a business technology solutions provider that focuses on helping its' clients understand how technology can be used to improve their business processes. The company is a unique IT Services company that not only offer its' clients services which supplement or enhance their own staff, they also offer solutions which will enhance their current business systems. ComResource provides professional services and infrastructure support to help their clients plan, design, implement, manage, and operate IT solutions. The company's Integration Services Division delivers EDI, B2B, EAI and SOA consulting services to Fortune 500 companies in the United States and around the world. On multiple occasions, ComResource has been recognized by Business First as being one of the fastest growing private companies in Central Ohio. In 2010 and 2011, ComResource was nominated for TechColumbus Innovation Awards in the category of Outstanding Services and in 2012 and 2013 they were a finalist for the Corporate Caring Award.

ComResource is proposing to invest approximately \$50,000 which includes leasehold improvements, machinery, equipment, furniture and fixtures to expand its corporate headquarters by another 2,400 square feet at 1159 Dublin Road, Suite 200. The expansion will allow the company to create 50 new full-time permanent positions with an estimated annual payroll of approximately \$2.5 million and retain 125 full-time jobs with an annual payroll of approximately \$10.6 million, to meet its increased growth and consumer demand.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with ComResource, Inc. equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years in consideration of the company's proposed investment of \$50,000.00 and the creation of 50 new full-time permanent positions.

**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 Jobs Growth Incentive Application from ComResource, Inc.; and

**WHEREAS**, ComResource, Inc. is proposing to invest approximately \$50,000 to expand and increase its corporate headquarters by adding another 2,400 square feet at 1159 Dublin Road, Suite 200; and

**WHEREAS**, the company will create 50 new full-time permanent positions with an estimated annual payroll of approximately \$2.5 million and retain 125 full-time jobs; and

**WHEREAS**, ComResource, Inc. has indicated that a Jobs Growth Incentive is crucial to its decision to expand the aforementioned operation in Columbus; and

**WHEREAS**, the City of Columbus desires to facilitate ComResource, Inc.'s future growth at the project site; and **NOW THEREFORE**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to enter into a Jobs Growth Incentive Agreement with ComResource, Inc. equal to twenty-five percent (25%) of the amount of new income tax withheld on employees for a term of five (5) years.

**SECTION 2.** Each year of the term of the agreement with ComResource, Inc., 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 ComResource, Inc. within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**SECTION 4.** The City Council hereby extends authority to the Director of the Department of Development to amend ComResource, Inc.'s City of Columbus Jobs Growth Incentive Agreement for certain modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to this incentive. All other requested amendments must be approved by City Council.

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

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**Legislation Number:** 1632-2014

**Drafting Date:** 6/30/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Columbus Department of Development is proposing to enter into a Columbus Downtown Office Incentive with CoverMyMeds LLC.

Founded in 2008 by Matt Scantland and Sam Rajan, CoverMyMeds assists physicians, pharmacists and other medical professionals with completing Prior Authorization (PAs) and other insurance coverage determination forms for any drug, and almost all drug plans. Utilization of the company's software applications permits providers to quickly process the necessary forms electronically, thus reducing excess paperwork and accelerating patient access to vital medications. CoverMyMeds provides a 100% free service to pharmacies and physicians bringing the paper-based workflow into a 21st century electronic process. CoverMyMeds has created a PA model that improves efficiency and results in lower prescription abandonment.

CoverMyMeds LLC is proposing to relocate and expand its corporate headquarters by investing approximately \$1.52 million in leasehold improvements, which includes construction of new signage, stand-alone computers, furniture and fixtures. The company will enter into a long-term lease agreement on a vacant office space consisting of approximately 64,059 square feet at Two Miranova, Floors 10th - 12th, retain and relocate 69 full-time jobs from E. Chestnut Street and create 111 new full-time permanent positions with an estimated annual payroll of approximately \$9.16 million in the Downtown Business District. CoverMyMeds LLC would qualify for the Columbus Downtown Office Incentive in an amount equal to fifty percent (50%) of the payroll taxes paid on the new employees or approximately \$572,937.50 over a term of five (5) years. The Development Department recommends granting the Columbus Downtown Office Incentive program to CoverMyMeds LLC.

**FISCAL IMPACT:** No funding is required for this legislation.

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

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

**WHEREAS**, Resolution 0088X-2007, adopted June 4, 2007, authorized the Department of Development to establish the Columbus Downtown Office Incentive program as amended; and

**WHEREAS**, the Department of Development has received a completed application for the Columbus Downtown Office Incentive program from CoverMyMeds LLC; and

**WHEREAS**, CoverMyMeds LLC is proposing to relocate and expand its corporate headquarters in the Downtown Business District by entering into a long-term lease agreement on a vacant office space at Two Miranova Place, Floors 10th - 12th consisting of approximately 64,059 square feet; and

**WHEREAS**, CoverMyMeds LLC plans to invest approximately \$1.52 million in leasehold improvements, which includes construction of new signage, stand-alone computers, furniture and fixtures, retain 69 full-time jobs and create 111 new full-time permanent positions with an estimated annual payroll of approximately \$9.16 million to expand and relocate its corporate headquarters, generating approximately \$229,175 annually in new City of Columbus income tax revenue; **NOW, THEREFORE**,

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

**SECTION 1.** That Columbus City Council hereby authorizes the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Agreement with CoverMyMeds LLC, pursuant to Columbus City Council Resolution 0088X-2007, for an annual cash payment equal to fifty percent (50%) of the amount of City withholding tax withheld on new employees for a term up to five (5) years on the estimated job creation of 111 new full-time permanent positions to be located at Two Miranova Place, Floors 10th - 12th Columbus, Ohio 43215.

**SECTION 2.** Each year of the term of the agreement with CoverMyMeds LLC that a payment is due, the City's obligation to pay the incentive is expressly contingent upon the passing of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

**SECTION 3.** That the City of Columbus Downtown Office Incentive Agreement is signed by CoverMyMeds LLC within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**SECTION 4.** The City Council hereby extends authority to the Director of the Department of Development to amend the CoverMyMeds LLC City of Columbus Downtown Office Incentive Agreement for certain modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to this incentive. All other requested amendments must be approved by City

Council.

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

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**Legislation Number:** 1642-2014

**Drafting Date:** 6/30/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Board of Health has been awarded grant funds from the Ohio Department of Health to fund the Child and Family Health Services (CFHS) Perinatal Program for the period July 1, 2014 through December 31, 2014. Columbus Public Health has a need to make \$37,894.00 in funds available for the CFHS program to provide for Medical Director services from Columbus Neighborhood Health Center, Inc.

This contract will provide physician services for the Women’s Health and Family Planning Clinic (WHFPC) at Columbus Public Health. Services to be provided include oversight for the medical functions of the clinic, clinical services for women seeking prenatal and postpartum care, gynecologic exams, contraceptive services, and screening and treatment of STDs; and after clinic hours on call services provided by a physician, certified nurse midwife or certified nurse practitioner seven days per week for patients of the WHFPC. Formal bids were not solicited; therefore, this ordinance waives competitive bidding provisions.

This ordinance is contingent on the passage of Ordinance 1473-2014 which accepts and appropriates grant fees, from the Ohio Department of Health, and anticipated revenues which fund the Child and family Health Services grant fund.

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

**FISCAL IMPACT:** Funding for this expenditure is budgeted in the Health Department Grants Fund (\$20,000.00) and the Health Special Revenue Fund (\$17,894.00).

To authorize and direct the Board of Health to enter into a contract with Columbus Neighborhood Health Center, Inc. for the provision of medical director services; to authorize the expenditure of \$37,894.00 from the Health Department Grants Fund and the Health Special Revenue Fund; to waive provisions of competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$37,894.00)

**WHEREAS,** the Board of Health has a need for Columbus Neighborhood Health Center, Inc. to provide medical director services for the Child and Family Health Services Perinatal Program for the period of July 1, 2014 through December 31, 2014, and,

**WHEREAS,** Columbus Neighborhood Health Center, Inc. has the expertise to provide medical director services to patients in the Child and Family Health Services Perinatal Program, and,

**WHEREAS,** this ordinance is contingent on the passage of grant funds awarded in Ordinance 1473-2014; and,

**WHEREAS,** the competitive bidding provisions of Chapter 329 of the Columbus Code are hereby waived; and,

**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract to avoid any delays in providing program services, all for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing services; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to enter into a contract with Columbus Neighborhood Health Center, Inc. to provide medical director services for the period of July 1, 2014 through December 31, 2014, in an amount not to exceed \$37,894.00.

**SECTION 2.** That to pay the cost of said contract, the expenditure of \$20,000.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, Grant No. 501235, OCA Code 511235.

**SECTION 3.** That to pay the cost of said contract, the expenditure of \$17,894.00 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, OCA Code 502047.

**SECTION 4.** That the competitive bidding provisions of Chapter 329 of the Columbus City Codes are hereby waived.

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

**SECTION 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.

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**Legislation Number:** 1644-2014

**Drafting Date:** 6/30/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-020**

**APPLICANT:** Royal Tallow Holdings, LTD; c/o Donald Plank, Atty.; Plank Law Firm; 145 East Rich Street, 3rd Floor; Columbus, OH 43215.

**PROPOSED USE:** Multi-unit or attached single-unit residential development.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. Part of the undeveloped site was platted (Harrison Park, Plat Book 106, Page 56) and was rezoned to the AR-2, Apartment Residential District (Z04-026), and is subject to companion Council Variance Ordinance No. 2760-2012 (CV04-009).

Approximately 0.137± acres of the site is zoned M, Manufacturing District, and due to a proposed land swap with the City of Columbus Recreation and Parks Department to enable reorganization of Harrison Park facilities, the development site will have a different boundary than anticipated with the subdivision plat, the AR-2 District and the companion Council Variance. The proposed development will consist of eight (8) three-unit dwellings, which may be subdivided into attached dwellings, which is less than the thirty-six units permitted on the 0.751± acre AR-2 area described in Z04-026/CV04-009. The request includes variances for vision clearance, area requirements, lot coverage, fronting, setbacks, and yard standards which are supported because they are consistent with the development standards approved with CV04-009. The site falls within the boundaries of the *Harrison West Plan* (2005), which calls for mixed density residential development on the site.

To grant a Variance from the provisions of Sections 3333.025, AR-2, apartment residential district use; 3363.01, M-manufacturing districts; 3321.05(A), Vision clearance; Section 3333.09, Area requirements; 3333.15, Basis of computing area; 3333.16, Fronting on a public street; 3333.18, Building lines; 3333.22, Maximum side yard required; 3333.23(a), Minimum side yard permitted; 3333.24, Rear yard; 3333.255, Perimeter yard; and 3363.27(b)(1)(2), Height and area regulations, of the Columbus City Codes; for the property located at **575 WEST SECOND AVENUE (43201)**, to permit a twenty-four unit residential development comprised of eight (8) three-unit dwellings or attached single-unit dwellings with reduced development standards in the AR-2, Apartment Residential and M, Manufacturing Districts **and to declare an emergency** (Council Variance # CV14-020).

**WHEREAS**, by application No. CV14-020, the owner of property at **575 WEST SECOND AVENUE (43201)**, is requesting a Council Variance to permit a twenty-four unit residential development comprised of eight (8) three-unit dwellings with reduced development standards in the AR-2, Apartment Residential and M, Manufacturing Districts; and

**WHEREAS**, Section 3333.025, AR-2, apartment residential district use, permits the proposed development as a multiple dwelling development (eight (8) three-unit dwellings), but doesn't permit attached single-unit dwellings if the site is platted to establish lots for the sale of individual dwelling units and the applicant may plat the dwelling units for individual sale; and

**WHEREAS**, Section 3363.01, M-manufacturing districts, prohibits multi-unit residential development, while 0.137± acre of the site is zoned M, Manufacturing District due to a land swap with Recreation and Parks Department, and portions of certain dwelling units will be located in the area zoned M; and

**WHEREAS**, Section 3321.05(A), Vision clearance, requires a ten (10) foot clear vision triangle at the intersection of a driveway and the right-of-way, while applicant proposes a seven (7) foot clear vision triangle along West Second Avenue, as shown on the site plan; and

**WHEREAS**, Section 3333.09, Area requirements, requires a minimum lot width of fifty (50) feet in the AR-2, Apartment Residential District, while the parcel complies with the 50 foot minimum lot width if developed as a multiple dwelling development, but if platted as attached dwelling units, the individual unit lot width may be reduced to a minimum width of eighteen (18) feet; and

**WHEREAS**, Section 3333.15, Basis of computing area, requires a maximum lot coverage of fifty (50) percent, while the applicant proposes a maximum lot coverage of sixty (60) percent as a multiple dwelling development and of one hundred (100) percent if the development is platted as attached dwelling units; and

**WHEREAS**, Section 3333.16, Fronting on a public street, requires a dwelling unit to have frontage on a public



street, and the proposed development meets this requirement as a multiple dwelling development, but the applicant may plat individual dwelling units to be on separate lots and the west dwelling units would not have street frontage; and

**WHEREAS**, Section 3333.18, Building lines, requires the building line to be twenty-five (25) feet from West Second Avenue and Harrison Park Place, while the applicant proposes building lines of five (5) feet along West Second Avenue, and two (2) feet along Harrison Park Place; and

**WHEREAS**, Section 3333.22, Maximum side yard required, requires the sum of the widths of each side yard to equal 20% of the lot width, subject to a maximum of sixteen (16) feet, while the applicant proposes reduced maximum side yards of between zero (0) feet and 3.5 feet if the development is platted as attached dwelling units; and

**WHEREAS**, Section 3333.23(a), Minimum side yard permitted, requires a side yard of no less than five (5) feet, while the applicant proposes reduced minimum side yards of between zero (0) feet and 3.5 feet if the development is platted as attached dwelling units; and

**WHEREAS**, Section 3333.24, Rear yard, requires that each dwelling, apartment house, or other principal building shall be erected so as to provide a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes reduced rear yards of zero (0) percent if the development is platted as attached dwelling units; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a 25-foot wide perimeter yard for a multiple dwelling development, while the applicant proposes perimeter yard of two (2) feet along the south and west property lines; and

**WHEREAS**, Section 3363.27(b)(1)(2), Height and area regulations, requires the building line to be twenty-five (25) feet from public streets and residentially-zoned property, while the applicant proposes a building line of five (5) feet along West Second Avenue; and

**WHEREAS**, City Departments recommend approval because the request is consistent with the land use recommendations of the *Harrison West Plan* (2005), and the established development pattern in the neighborhood. In addition, the proposal allows twelve less units than what was anticipated for this site, and will allow the Recreation and Parks Department to reorganize the facilities at Harrison Park; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed uses; 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 **575 WEST SECOND AVENUE (43201)**, in using said property as desired; and

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

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

**SECTION 1.** That a variance from the provisions of 3333.025, AR-2, apartment residential district use; 3363.01, M-manufacturing districts; 3321.05(A), Vision clearance; Section 3333.09, Area requirements; 3333.15, Basis of computing area; 3333.16, Fronting on a public street; 3333.18, Building lines; 3333.22, Maximum side yard required; 3333.23(a), Minimum side yard permitted; 3333.24, Rear yard; 3333.255, Perimeter yard; and 3363.27(b)(1)(2), Height and area regulations, of the Columbus City Codes, is hereby granted for the property located at **575 WEST SECOND AVENUE (43201)**, insofar as said sections prohibit attached single-unit dwellings in the AR-2 District; with portions of dwelling units in the M District; a reduced clear vision triangle along West Second Avenue of seven (7) feet; an increased maximum lot coverage of sixty (60) percent as a multiple dwelling development and of one hundred (100) percent if the development is platted as attached dwelling units; no frontage on a public street for the west dwelling units if the development is platted as attached dwelling units; building lines of five (5) feet along West Second Avenue, and two (2) feet along Harrison Park Place; reduced maximum and minimum side yards of between zero (0) feet and 3.5 feet if the development is platted as attached dwelling units; no rear yards if the development is platted as attached dwelling units; and a reduced perimeter yard of two (2) feet along the south and west property lines; said property being more particularly described as follows:

**575 WEST SECOND AVENUE (43201)**, being 0.80± acres located at the southwest corner of West Second Avenue and Harrison Park Place, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, in Section 6, Township 5, Range 22, Refugee Lands, being part of a 0.647 acre tract conveyed to Royal Tallow Holdings, Ltd as described in Instrument Number 201106270079568, part a 1.048 acre tract conveyed to City of Columbus as described in Instrument Number 200712270220304, part of Reserve “B” and Reserve “C of Harrison Park as recorded in Plat Book 108 Page 56 conveyed to City of Columbus as described in Instrument Number 200712310221600, all of a 0.0002 acre tract conveyed to City of Columbus, Ohio as described in Instrument Number 201007120087258, and all of a 0.104 acre tract conveyed to Royal Tallow Holdings, Ltd. as described in Instrument Number 201007120087257, all references being those of record in the Franklin County, Ohio Recorder’s Office and being more particularly described as follows:

Commencing at a 1” rebar at the intersection of the centerline of Second Avenue (60’) and Harrison Park Place (60’);

thence westerly, along the centerline of Second Avenue, North 86° 35’ 35” West, 30.00 feet;

thence southerly, leaving the centerline of Second Avenue, South 02° 43’ 27” West, 30.00 feet to the intersection of the southerly right-of-way line of Second Avenue and the westerly right-of-way line of Harrison Park Place, being the northeast corner of said 0.647 acre tract, and being the **TRUE POINT OF BEGINNING;**

thence southerly, with the westerly right-of-way line of Harrison Park Place and the east line of said 0.647 acre tract, South 02° 43’ 27” West, 266.6 feet;

thence westerly, crossing said 0.647 acre tract and said Reserve “B” and Reserve “C”, North 87° 16’ 33” West,

122.5 feet;

thence northerly, crossing said Reserve "B" and said 1.048 acre tract, North 02° 43' 27" East, 268.1 feet to the north line of said 1.048 acre tract and being in the southerly right-of-way line of Second Avenue;

thence easterly, with the southerly right-of-way line of Second Avenue, the north line of said 1.048 acre tract, the north line of said 0.104 acre tract, and the north line of said 0.647 acre tract, South 86° 35' 35" East, 122.5 feet to the **TRUE POINT OF BEGINNING**, containing approximately 0.8 acres and encompasses parcel numbers: 010-289375, 010-279407, 010-053575, 010-279411, 010-279412

Subject to all legal rights-of-way and/or easements, if any, of previous record.

This description was prepared by Matthew E. Ferris, Registered Surveyor No. 8230, of E.P. Ferris & Associates, Inc. on March 31, 2014.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a twenty-four unit residential development in accordance with the submitted Site Plan, comprised of either eight (8) three-unit dwellings as a multiple dwelling development or as attached single-unit dwellings, or those uses permitted in the underlying AR-2, Apartment Residential and M, Manufacturing Districts, respectively.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled "**HARRISON PARK PLACE DEVELOPMENT**," drawn by E.P. Ferris & Associates, Inc., dated June 18, 2014, and signed by Donald Plank, Attorney for the Applicant. The 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 Plan shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

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

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

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**Legislation Number:** 1645-2014

**Drafting Date:** 6/30/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. BACKGROUND**

This legislation authorizes the Director of Public Service to enter into contract with PRIME AE Group, Inc., in the amount of up to \$230,000.00 for the Roadway Improvements - 18th Street - I-70 to Main Street Contract. The work for this project will be in the Near East community planning area.

The Department of Public Service is initiating a procurement effort that will result in the award and execution of a professional services contract related to the development of improvements to Roadway Improvements -

18th Street - I-70 to Main Street Contract. The intent of this project is to provide the City of Columbus, Division of Design and Construction, additional resources to produce construction plans and associated deliverables for improvements to South 18th Street from the bridge over I-70 to East Main Street. Improvements will generally consist of pavement reconstruction with curb line relocations, wider sidewalks, new street trees, new street lighting, the relocation of all overhead utilities to underground systems, new water line, and new storm water facilities.

The Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway Improvements - 18th Street - I-70 to Main Street Contract. The project was formally advertised on the Vendor Services web site from May 22, 2014, to June 12, 2014. The city received six (6) responses. All of the proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on June 19, 2014. The responsive firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/FBE/ASN /PHC</u>
Prime AE Group	Columbus, OH	ASN
Columbus Engineering Consultants, Inc.	Columbus, OH	ASN
ADR & Associates, Ltd.	Columbus, OH	MAJ
Resource International, Inc.	Columbus, OH	FBE
CT Consultants	Columbus, OH	MAJ
ms consultants, Inc.	Columbus, OH	MAJ

PRIME AE Group, Inc. received the highest score by the evaluation committee and will be awarded the Roadway Improvements - 18th Street - I-70 to Main Street Contract.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against PRIME AE Group, Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for PRIME AE Group, Inc. is 260546656 and expires 2/5/16.

**3. FISCAL IMPACT**

Funds in the amount of \$230,000.00 are available for this project in the Streets and Highways Bonds Fund within the Department of Public Service. Amendment to the 2014 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project.

**4. EMERGENCY DESIGNATION**

Emergency action is requested in that this contract should be authorized immediately so that funding can be made available for necessary engineering and design services for capital improvement projects, thereby preserving the public health, peace, property, safety and welfare.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bonds Fund; to authorize the Director of Public Service to enter into contract with PRIME AE Group, Inc. for engineering, technical, and surveying services in connection with the Roadway Improvements - 18th Street - I-70 to Main Street Contract; to authorize the expenditure of up to \$230,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$230,000.00)

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvement Budget and a transfer of cash within the Streets and Highway Bonds Fund for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, the Director of Public Service has identified the need to enter into a professional service contract to provide for engineering and design services for improvements for the Roadway Improvements - 18th Street -

I-70 to Main Street Contract; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into contract with PRIME AE Group, Inc. for the provision of engineering and design services described above in the amount of up to \$230,000.00; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that this contract should be authorized immediately so that funding can be made available for necessary engineering and design services for capital improvement projects, 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 2014 Capital Improvement Budget authorized by ordinance 0683-2014 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change / Amended  
704 / 440104-100008 / Roadway Improvements 18th Street (Voted 2013 Debt SIT Supported) / \$2,730,000.00 / (\$230,000.00) / \$2,500,000.00  
704 / 530161-100161 / Roadway Improvements - 18th Street - I-70 to Main Street Contract (Voted 2013 Debt SIT Supported) / \$0.00 / \$230,000.00 / \$230,000.00

**SECTION 2.** That the City Auditor is hereby authorized to transfer cash and appropriate between projects within the Streets and Highways G.O. Bonds Fund, Fund 704 as follows:

From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
704 / 440104-100008 / Roadway Improvements 18th Street / 06-6600 / 741048 / \$230,000.00

To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
704 / 530161-100161 / Roadway Improvements - 18th Street - I-70 to Main Street Contract / 06-6600 / 716161 / \$230,000.00

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into contract with PRIME AE Group, Inc. for the Roadway Improvements - 18th Street - I-70 to Main Street Contract for engineering and design services in an amount of up to \$230,000.00.

**SECTION 4.** That for the purpose of paying the cost of this contract the sum of up to \$230,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bonds Fund as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
704 / 530161-100161 / Roadway Improvements - 18th Street - I-70 to Main Street Contract / 06-6682 / 716161 / \$230,000.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1647-2014

**Drafting Date:** 7/1/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **AN14-005**

**BACKGROUND:** This ordinance approves the acceptance of certain territory (AN14-005) by the City. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days (but not more than 180) from the receipt by the City Clerk of the approval notice from the county. Should City Council not take such action within this timeframe, the annexation will not take place. This petition was filed with Delaware County on April 7, 2014. City Council approved a service ordinance addressing the site on April 21, 2014. Delaware County approved the annexation on May 5, 2014 and the City Clerk received notice on May 9, 2014.

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

To accept the application (AN14-005) of William B. & Marcella J. Boggs, et al. for the annexation of certain territory containing 4.3 ± acres in Orange Township.

**WHEREAS,** a petition for the annexation of certain territory in Orange Township was filed on behalf of William B. & Marcella J. Boggs, et al. on April 7, 2014; and

**WHEREAS,** the petition was considered and approved by the Delaware County Board of Commissioners at a hearing on May 5, 2014; and

**WHEREAS,** on May 9, 2014, the City Clerk received from Delaware County a certified copy of the resolution addressing the petition; and

**WHEREAS,** sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

**WHEREAS**, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; **now, therefore**,

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

**SECTION 1.** That the annexation proposed by William B. & Marcella J. Boggs, et al. in a petition filed with the Delaware County Board of Commissioners on April 7, 2014 and subsequently approved by the Board on May 5, 2014 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Delaware, Township of Orange, Farm Lot 8, Quarter Township 3, Township 3, Range 18, U.S.M.D., and being: all of Parcel 1 (Lot 47 of O.W. Roll Subdivision of record in Plat Book 4, Page 303) and all of Parcel 2 (a 0.869 acre tract) as conveyed to Paolo & Marilena Cugini of record in Official Record 20, Page 2560 (APN 31834301017000 and APN 31834301016000), all of that 0.990 acre tract conveyed to Sidney D. and Patrice L. Price of record in Official Record 752, Page 1193 (APN 31834301015000), part of that 4.038 acre tract as conveyed to Donald E. and Barbara J. Craven of record in Deed Book 461, Page 761 (APN 31834301013001), all of a 0.009 acre tract as conveyed to Columbia Gas of Ohio Inc. of record in Deed Book 336, Page 648 (APN 31834301014000), a residue of an Original 1.5343 tract as conveyed to William B. and Marcella J. Boggs of record in Official Record 10, Page 1549 (APN 31834301016001), all of Lot 54 of said Subdivision as conveyed to William B. and Marcella J. Boggs of record in Deed Book 424, Page 496 (APN 31834301022000) and all of Lots 56 and 58 of said Subdivision as conveyed to William B. and Marcella J. Boggs of record in Deed Book 400, Page 178 (APN 31834301023000 and APN 31834301024000) and described as follows:

Beginning at the southeast corner of said Parcel 1 (Lot 47 of said Subdivision), in the centerline of Lazelle Road and in the common line of Franklin and Delaware Counties;

Thence along the south line of said Parcel 1 (Lot 47 of said Subdivision) and 2, the south line of said 0.990 acre tract and the south line of said 4.03 acre tract, the same being the centerline of said Lazelle Road and being the common line of said Franklin and Delaware Counties, the following courses;

N 85° 44' 26" W, 172.67 feet to an angle point in said centerline;

N 87° 24' 05" W, 223.88 feet to the southwest corner of said 4.038 acre tract, the same being the southeast corner of Tract II (a 6.815 acre tract) as conveyed to Remington Woods LLC of record in Deed Book 1217, Page 746 and the same being a southeast corner of an existing City of Columbus Corporation Line (Ord. No. 0386-2012);

Thence N 07° 40' 58" E, along the common line of said Tract II and said 4.038 acre tract, the same being said existing Corporation Line, 20.07 feet to the north right-of-way line of said Lazelle Road, being a southwest corner of a City of Columbus Corporation Line (Ord. No. 0681-07);

Thence S 87° 24' 05" E, across said 4.038 acre tract, the same being the north right-of-way of said Lazelle Road and along said existing Corporation Line, 121.60 feet to an east line of said 4.038 acre tract, the same being the west line of said 0.990 acre tract and being in said north right-of-way line;

Thence N 01° 09' 55" E, along the west line of said 0.990 acre tract, the west line of said 0.009 acre tract, the same being the east line of said 4.038 acre tract and being and along said existing Corporation Line, 416.90 feet to a common corner of said 4.038 acre and 0.990 acre tracts and being a corner of said existing

Corporation Line;

Thence S 87° 24' 05" E, along the common line of said 4.308 acre and said 0.990 acre tracts and along said existing Corporation Line, 100.03 feet to a common corner thereof , the same being in the west line of said 1.5343 acre tract and being a corner of said existing Corporation Line;

Thence N 01° 10' 32" E, along a portion the common line of said 4.038 acre and 1.5343 acre tracts and being along said existing Corporation Line, 380.01 feet;

Thence S 86° 57' 24" E, along the south line of a 0.243 acre tract conveyed to Jeffrey Carpenter of record in Official Record 13, Page 1227, the south line of Lot 60 of said Subdivision as conveyed to Jeffrey Carpenter of record in Deed Book 524, Page 643, the same being the north line of said 1.5343 acre tract and the north line of said Lot 58, leaving said existing Corporation Line, 229.95 feet to the southeast corner of said Lot 60, the same being the northeast corner of said Lot 58 and being in the west right-of-way line of Arnold Place of said Subdivision;

Thence S 01° 09' 52" W, along the east line of said Lots 58, 56 and 54, being the west right-of-way line for said Arnold Place, 300.00 feet to the southeast corner of said Lot 54, being the northeast corner of Lot 52 of said Subdivision as conveyed to Daniel R. Green of record in Deed Book 400, Page 178 and being the west right-of-way line of said Arnold Place, being the west right-of-way line of said Arnold Place;

Thence N 86° 56' 03" W, along the common line of said Lots 54 and 52, 115.00 feet to a common corner thereof, being in the east line of said 1.5343 acre tract;

Thence S 01° 09' 52" W, along the west line of Lots 52 and 50 of said Daniel R. Green deed, along the west line of Lot 49 of said Subdivision as conveyed to William B. and Katherine Miller of record in Deed Book 596, Page 485, the same being a portion of the east lines of said 1.291 acre tract and said Parcel 2, 300.00 feet to the southwest corner of said Lot 49, the same being the northwest corner of said Lot 47 and being in the east line of said Parcel 2;

Thence S 86° 56' 03" E, along a portion of the south line of said Lot 49, the same being the north line of said Lot 47, 57.45 feet to the northeast corner of said Lot 47, being in the south line of said Lot 49;

Thence S 01° 09' 52" W, along the east line of said Lot 47, the same being the west line of Lot 46 of said Subdivision as conveyed in said Miller deed 220.60 feet to the Point of Beginning. Containing approximately 4.3 acres of land, more or less. The above description was prepared by Advanced Civil Design Inc. on September 30, 2013. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is 2658 feet, of which 1435 feet are contiguous with existing City of Columbus Corporation Lines, being 39% contiguous. This annexation does not create any islands of township property.

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

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



by law.

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**Legislation Number:** 1649-2014

**Drafting Date:** 7/1/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **BACKGROUND:**

The City's Department of Public Utilities, Division of Water, is undertaking the Mound Street Water Booster Station (CIP 690459-100000) Public Project to replace and upgrade the water booster station located at 1547 West Mound Street, Columbus, Ohio 43223 (the "Public Project"). The City is required to acquire certain fee simple title and lesser real property interests in the vicinity of the City's real property located at 1547 West Mound Street, Columbus, Ohio 43223 in order to complete the Public Project.

The City previously passed Ordinance Number 2772-2012, which authorized the City Attorney to spend City funds for costs to acquire fee simple title and lesser real property interests at 1625 West Mound Street, Columbus, Ohio 43223 (*i.e.* "Property" identified in Ordinance Number 2772-2012). However, the City Attorney needs additional City funding in the amount of Fifty-four Thousand, Nine Hundred, and 00/100 U.S. Dollars (\$54,900.00), because the Property is not a viable option to complete the Public Project. Instead, the City is now required to acquire certain new, replacement fee simple title and lesser real property interests at 1600 West Mound St Columbus, OH 43223 (the "New Property") in order to complete the Public Project. Therefore, this ordinance authorizes the City Attorney to spend the additional funds of this ordinance and the funds identified and authorized in Ordinance Number 2772-2012 to acquire the New Property.

**FISCAL IMPACT:** The City determined the Public Project's additional funding will come from the Water Works Enlargement Voted Bond Fund, in which a transfer of funds and an amendment to the 2014 Capital Improvements Budget will be necessary.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order for the City to immediately acquire the Public Project's New Property, which preserves the public health, peace, property, and safety.

To authorize the City Attorney to spend the City funds identified in Ordinance Number 2772-2012 and spend additional City funds from the Water Works Enlargement Voted Bond Funds to acquire certain new fee simple title and lesser real property interests for the Department of Public Utilities, Division of Water, Mound Street Water Booster Station Public Project; to authorize a transfer and expenditure within the Water Works Enlargement Voted Bond Funds; to amend the 2014 Capital Improvements Budget; and to declare an emergency. (\$54,900.00)

**WHEREAS**, the City's Department of Public Utilities, Division of Water, is undertaking the Mound Street Water Booster Station (CIP 690459-100000) Public Project to replace and upgrade the water booster station located at 1547 West Mound Street, Columbus, Ohio 43223 (the "Public Project");

**WHEREAS**, the City is required to acquire certain fee simple title and lesser real property interests in the vicinity of the City's real property located at 1547 West Mound Street, Columbus, Ohio 43223 in order to complete the Public Project;

**WHEREAS**, the City previously passed Ordinance Number 2772-2012, which authorized the City Attorney to spend City funds for costs to acquire fee simple title and lesser real property interests at 1625 West Mound

Street, Columbus, Ohio 43223 (*i.e.* “Property” identified in Ordinance Number 2772-2012);

**WHEREAS**, the City Attorney needs additional City funding in the amount of Fifty-four Thousand, Nine Hundred, and 00/100 U.S. Dollars (\$54,900.00), because the Property is not a viable option to complete the Public Project;

**WHEREAS**, the City is now required to acquire certain new, replacement fee simple title and lesser real property interests at 1600 West Mound St Columbus, OH 43223 (the “New Property”) in order to complete the Public Project;

**WHEREAS**, an emergency exists in the City’s usual daily operations, because it is immediately necessary to authorize the City Attorney to continue with the acquisition of the Public Project’s New Property, which will preserve the public health, peace, property, and safety; and, **NOW, THEREFORE**,

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

**SECTION 1.** The City Attorney is authorized to spend all the City funds identified in Ordinance Number 2772-2012 for the acquisition of certain fee simple title and lesser real property interests at 1600 West Mound Street, Columbus, Ohio 43223 (the “New Property”) for the City’s Department of Public Utilities’ Mound Street Water Booster Station (CIP 690459-100000) Public Project (the “Public Project”).

**SECTION 2.** The City Auditor is authorized to transfer Fifty-four Thousand, Nine Hundred, and 00/100 U.S. Dollars (\$54,900.00) within the Department of Public Utilities, Division of Water, Dept/Div. Number 60-09, Water Works Enlargement Voted Bonds Fund, Fund Number 606, Object Level Three 6601, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690510-100002 (carryover) | HCWP-Field Locate/ARV) | 665102 | -\$50,000  
606 | 690533-100000 (carryover) | PAWP Well Pump Repl. | 606533 | -\$4,900  
606 | 690459-100000 (carryover) | Mound Distr. Booster Sta. | 606459 | +\$54,900

**SECTION 3.** That the 2014 Capital Improvements Budget is amended as follows, to provide sufficient budget authority for this project:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690510-100002 (carryover) | HCWP-Field Locate/ARV) | \$50,000 | \$0 | -\$50,000  
606 | 690533-100000 (carryover) | PAWP Well Pump Repl. | \$13,568 | \$8,668 | -\$4,900  
606 | 690459-100000 (carryover) | Mound Distr. Booster Sta. | \$0 | \$54,900 | +\$54,900

**SECTION 4.** The City Attorney is authorized to spend up to an additional Fifty-four Thousand, Nine Hundred, and 00/100 U.S. Dollars (\$54,900.00) to acquire the Public Project’s New Property from the Water Works Enlargement Voted Bonds Fund | Fund Number 606 | Div./Dept. Number 60-09 | CIP 690459-100000 (carryover) | OCA 606459 | Obj. Lvl Three 6601.

**SECTION 5.** The funds necessary to carry out the purpose of this ordinance to acquire the Public Project’s New Property are deemed appropriated, and the City Auditor is directed to establish any appropriate accounting codes.

**SECTION 6.** The City Auditor is authorized and directed to transfer any unencumbered balance in the Public Project’s account to the unallocated balance within the same fund upon receipt of certification by the

director of the department administering the Public Project that the Public Project is complete and the monies are no longer required for the Public Project, except that no transfer can be made from a project account by monies from more than one source.

**SECTION 7.** The City Auditor is authorized to establish any proper and appropriate project accounting numbers.

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

**SECTION 9.** For the reasons stated in the preamble of this ordinance, which are fully incorporated into this ordinance, this ordinance is declared to be an emergency measure and is required take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after its passage if the Mayor neither approves nor vetoes this ordinance.

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**Legislation Number:** 1650-2014

**Drafting Date:** 7/1/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **BA14-001**

**BACKGROUND:** A boundary adjustment between the City of Columbus and the City of Grandview Heights (Grandview Heights) has been proposed. The subject area consists of a long narrow (approximately six feet wide) north-south strip of property currently in Columbus on the eastern edge of Grandview Yard. The proposed adjustment moves the corporate boundary slightly eastward to sync up with the western right-of-way of Rail Street (to be within Columbus). A plat for the new Rail Street was approved by Columbus City Council on June 9. This legislation is being filed in response to the provisions of the Ohio Revised Code - section 709.37 regarding municipal boundary adjustments. Parallel legislation has been submitted to Grandview Heights Council. Columbus approval will allow the adjustment proposal to be submitted to Franklin County for finalization.

**FISCAL IMPACT:** None. No funding is required for this legislation.

To agree to an adjustment to the City's boundaries by consenting to transfer approximately 0.5+/- acres from the City of Columbus to the City of Grandview Heights.

**WHEREAS,** a narrow strip of property along the west side of Rail Street to the south of Third Avenue is located in the City of Columbus but is adjacent to a larger tract of land located in the City of Grandview Heights; and

**WHEREAS,** it is in the best interest of all parties if the west right-of-way of Rail Street is coterminous with the boundaries of the two communities; and

**WHEREAS,** it is the desire of the City of Columbus to transfer the subject area, comprised of two portions of right-of-way, to the City of Grandview Heights which desires to accept said transfer; and

**WHEREAS**, the proposed transfer does not involve the transfer of territory inhabited by more than five voters;  
**now, therefore,**

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

**SECTION 1.** That in accordance with Section 709.37 of the Ohio Revised Code, the City of Columbus hereby agrees to transfer to the City of Grandview Heights the land described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, Sections 6 and 7, Township 5, Range 22, Refugee Lands, being all of Baldwin Drive and all of Reserve "C" as shown on the subdivision plat entitled "Rail Street Section 1", of record in Plat Book 117, Pages 68 and 69, and all of Burr Avenue, Williams Avenue and Reserves "D", "E" and "F" of the subdivision entitled "Rail Street Section 2", of record in Plat Book 117, Pages 79 and 80 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) being more particularly described as follows:

Beginning at the northerly corner of Reserve "B" of the subdivision entitled "Grandview Yard Southeast", of record in Plat Book 116, Pages 77 and 78, the southerly corner of said Reserve "C", being in the common corporation line of the City of Columbus (Ordinance Number 32274-1921) and the City of Grandview Heights;

Thence with the easterly line of said Grandview Yard Southeast and the easterly lines of those tracts conveyed to NRI Equity Land Investments, LLC by deeds of record in Instrument Numbers 200605260102773, 200609050176555, 200607310149597 and 201101110006281, the following courses and distances:

Northerly, a distance of approximately 1602 feet to a point;

Northerly, a distance of approximately 270 feet to a point;

Northerly, a distance of approximately 271 feet to a point;

Northerly, a distance of approximately 813 feet to a point in the westerly right of way line of Rail Street;

Thence with said westerly right of way line the following courses and distances:

Southerly, a distance of approximately 279 feet to a point;

Southerly, a distance of approximately 2609 feet to a point of curvature to the right; and

With said curve, having a radius of approximately 320 feet, an arc of approximately 68 feet and a chord distance of approximately 68 feet to the POINT OF BEGINNING, containing approximately 0.5 acres of land, more or less. The above description is from record information only and is not to be used for transfer. EVANS, MECHWART, HAMBLETON & TILTON, INC.

**SECTION 2.** That the City Clerk certify this ordinance to the County Commissioners of Franklin County, Ohio, for further proceedings in accordance with the law.

**SECTION 3.** That the City of Columbus agrees to the transfer of the territory described in Section 1 to the City of Grandview Heights upon approval of the petition by the Board of Franklin County Commissioners and

take any necessary steps to record such acceptance.

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

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**Legislation Number:** 1651-2014

**Drafting Date:** 7/1/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** The purpose of this ordinance is to authorize the Director of Finance and Management to enter into a contract with Master Meter, Inc. for the purchase of 2-, 3-, 4-, 6-, and 8-inch Ultrasonic Transit Type Fire Rated Water Meters for the Division of Water. 2-, 3-, 4-, 6-, and 8-inch Ultrasonic Transit Type Fire Rated Water Meters are used for installation and replacement of these sized meters for large consumer accounts. The sole bidder is Master Meter, Inc. at \$185,741.06.

**2. CONTRACT AWARD:** The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005460). Fifty-five (55) vendors (53 MAJ, 2 MBR) were solicited and one (1) bid (1 MAJ) was received and opened on June 19, 2014. A tabulation of that bid is attached.

**SUPPLIER:** Master Meter, Inc., CC# 75-1739575, expiration date: 1/15/2016, Majority

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Master Meter, Inc.

**3. EMERGENCY DESIGNATION:** Emergency legislation is being requested for these meters so that there will not be any delay in the change out schedule and to replenish inventory levels. Bids were originally taken in 2013 however due to various non-responsive bidders, the contract was not established. These meters are used primarily for commercial and industrial customers and are needed for change out programs.

**4. FISCAL IMPACT:** This Ordinance is contingent upon a cash transfer from Ordinance No. 1407-2014 within the Water Works Enlargement Voted Bonds Fund. An additional transfer of funds within the Water Works Enlargement Voted Bonds Fund will also be necessary, as well as an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Finance and Management to enter into a contract with Master Meter, Inc. for the purchase of Various Size Ultrasonic Transit Type Fire Rated Water Meters for the Division of Water; to authorize a transfer and expenditure up to \$185,741.06 within the Water Works Enlargement Voted Bonds Fund; to amend the 2014 Capital Improvements Budget; and to declare an emergency. (\$185,741.06)

**WHEREAS,** bids were originally taken in 2013, however bids were non-responsive for various reasons and the Department of Public Utilities decided to re-bid the items, and

**WHEREAS,** the Purchasing Office opened formal bids on June 19, 2014 for the purchase of 2-, 3-, 4-, 6-, and 8-inch Ultrasonic Transit Type Fire Rated Water Meters for the Division of Water; and

**WHEREAS**, the Division of Water recommends an award to be made to the lowest, responsive, and responsible bidder Master Meter, Inc.; and

**WHEREAS**, 2-, 3-, 4-, 6-, and 8-inch Ultrasonic Transit Type Fire Rated Water Meters are used for large consumer accounts; and

**WHEREAS**, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Water, in that it is immediately necessary to authorize the Purchasing Office to establish a contract in accordance with the terms, conditions, and specifications of Solicitation Number SA005460 on file in the Purchasing Office, in an emergency manner so that there is no delay in change out schedules and to replenish inventory levels, 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 Finance and Management be and is hereby authorized to establish a contract with Master Meter, Inc. 101 Regency Parkway, Mansfield TX 76013 for the purchase of 2-, 3-, 4-, 6-, and 8-inch Ultrasonic Transit Type Fire Rated Water Meters for the Division of Water, in the amount of \$185,741.06, in accordance with specifications on file in the Purchasing Office.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$45,741.26 within the Department of Public Utilities, Division of Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6670, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690498-100000 (carryover) | HCWP & DRWP Coating Projects | 606498 | -\$45,741.26

606 | 690394-100000 (carryover) | Water Meter Renewal | 606394 | +\$45,741.26

**SECTION 3.** That the 2014 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690498-100000 (carryover) | HCWP & DRWP Coating Projects | \$139,547 | \$93,805 | -\$45,742

606 | 690394-100000 (carryover) | Water Meter Renewal | \$1,773,417 | \$1,819,159 | +\$45,742

**SECTION 4.** That an expenditure up to \$185,741.06 is hereby authorized the purchase of 2-, 3-, 4-, 6-, and 8-inch Ultrasonic Transit Type Fire Rated Water Meters, within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept.-Div. 60-09, Project No. 690394-100000, OCA 606394, OL3 6670, as follows:

**Project No.**

**Amount**

690394-100000 (New Funding) \$139,999.80 (contingent on transfer from Ord No. 1407-2014)

690394-100000 (carryover) \$ 45,741.26

\$185,741.06

**SECTION 5.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

**SECTION 9.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1652-2014

**Drafting Date:** 7/1/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This legislation authorizes the Director of Development to enter into contract with The Central Ohio Workforce Investment Corporation (COWIC) for the purpose of administering workforce development programs and services. COWIC is a one stop employment service provider. The mission is to meet the employment needs of businesses and job seekers to support economic development in Central Ohio. The mission will be achieved by focusing on four key areas. These four areas include people, program, processes and performance. The organization is responsible for determining policy on a variety of workforce issues, recommending certification of training programs for providers and ensuring that the Central Ohio's labor supply is prepared to meet the needs of local employers now and in the future.

**Fiscal Impact:** \$50,000 in the 2014 General Fund budget has been allocated for support of the Central Ohio Workforce Investment Corporation.

To authorize the Director of Development to enter into contract with the Central Ohio Workforce Investment Corporation for the administration of workforce development programs and services; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

**WHEREAS,** the Central Ohio Workforce Investment Corporation (COWIC) is responsible for determining policy on a variety of workforce issues, recommending certification of training programs for providers and

ensuring that the Central Ohio's labor force supply is prepared to meet the needs of local employers now and in the future; and

**WHEREAS**, the mission of COWIC is to meet employment needs of businesses and job seekers to support economic development in Central Ohio; and

**WHEREAS**, COWIC will focus on four key areas to achieve the mission; and

**WHEREAS**, the four key areas of focus are: people, programs, processes and performance; and

**WHEREAS**, COWIC has provided great employment services to job seekers and businesses in the Columbus and surrounding communities; and

**WHEREAS**, the City, the Department of Development, and the Economic Development Division wishes to assist COWIC and is desirous of entering into contract for the purpose of continuing to provide workforce development programs and services; and

**WHEREAS**, emergency action is requested to allow COWIC to continue to administer the workforce development programs and services without interruption; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into contract with The Central Ohio Workforce Investment Corporation; 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 Development Director is hereby authorized and directed to enter into contract with The Central Ohio Workforce Investment Corporation for the administration of workforce development programs and services.

**SECTION 2.** That for the purpose stated in Section 1, the expenditure of \$50,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Development Department, Economic Development Division, Division 44-02, General Fund, Fund 010, Object Level One- 03, Object Level Three-3337, OCA Code 440314.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 4.** That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

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



**Drafting Date:** 7/1/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** In 2007, Mayor Michael B. Coleman and Columbus City Council established the Create Columbus Commission, an organization of over 30 young professionals dedicated to identifying and implementing selected strategies and tactics that will help Columbus attract and retain young and talented individuals. Next Generation Consulting (NGC) was hired to study the current trends of young people in Columbus. As part of the contract they also provided an action plan to retain and attract young professionals to the area. To date, the research has been completed, the recommendations have been presented and approved, and successful program implementation is ongoing.

In order to continue the implementation of said action plan, the City of Columbus will contract with the United Way of Central Ohio to administer the Create Columbus Young Professionals Grants Program. The mission of the Create Columbus grants program is to support initiatives by and for young professionals that make Columbus the best place to live, work, and raise a family. Each applicant can request any amount up to \$10,000, keeping in mind the goal of the program is to provide strategic funding for innovative efforts with broad reach.

There are three goals of the YP Grants Program:

1. Encourage and support residents to launch innovative, community based initiatives with a specific young professionals component;
2. Provide strategic financial support for one-time costs for events, initiatives or programs that impact young professionals, and/or
3. Improve the young professional experience in the following areas: (1) Careers, (2) Culture, Arts, Sports, and Entertainment, (3) Neighborhoods, and (4) Transportation.

This legislation authorizes the Director of the Department of Development to enter into an agreement with the United Way of Central Ohio for \$100,000 as funding to support the Create Columbus Young Professionals Grants Program, a component of the attraction and retention initiative. The United Way will provide fiscal oversight of the grants program.

Emergency action is requested to allow the United Way to maintain this grant opportunity.

**FISCAL IMPACT:** Funds for this contract are provided from the FY 2014 General Fund budget.

To authorize the Director of the Department of Development to enter into an agreement with the United Way of Central Ohio to support the Create Columbus Young Professionals Grants Program; to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

**WHEREAS,** Next Generation Consulting (NGC) was hired to pursue an economic development strategy to attract and retain young professionals in the Columbus area; and

**WHEREAS,** to date, NGC completed the attraction and retention research, the recommendations have been presented and approved, and implementation needs to continue; and

**WHEREAS**, the Young Professionals initiative has been very successful; and

**WHEREAS**, the United Way of Central Ohio and the City of Columbus desire to continue the Create Columbus Young Professionals Grants Program; and

**WHEREAS**, the City of Columbus will provide up to \$100,000 to fund grants to qualified Young Professional initiatives; and

**WHEREAS**, the United Way of Central Ohio will provide Fiscal Management of the Young Professionals Grants Program; and

**WHEREAS**, emergency action is necessary to allow the United Way of Central Ohio to continue the Create Columbus Young Professionals Grants Program without interruption; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department to enter into an agreement with the United Way of Central Ohio to support the Create Columbus Young Professionals Grants Program, thereby preserving the public health, peace, property, safety and welfare; **NOW THEREFORE**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to enter an agreement with the United Way of Central Ohio to support the Create Columbus Young Professionals Grants Program.

**SECTION 2.** That the expenditure of \$100,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Development Department, Economic Development Division, Division 44-02, General Fund, Fund 010, Object Level One 03, Object Level Three 3337, OCA 440314.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 4.** That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

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

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**Legislation Number:** 1655-2014

**Drafting Date:** 7/1/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**AMENDMENT: CV14-007A**

Ordinance #1059-2014, passed on June 2, 2014 (CV14-007), allowed the conversion of a single-unit dwelling into a community center in the SR, Suburban Residential District. The proposed use was listed incorrectly in Section 3 as a boarding house instead of a community center. This ordinance will correct Section 3 to reflect that the variance granted was to permit a community center in the SR, Suburban Residential District. No other provisions of the ordinance will change.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval.

To amend Ordinance #1059-2014, passed on June 2, 2014 (CV14-007), for the property located **1635 SOUTH HAMILTON ROAD (43227)**, by amending Section 3 to reflect the correct the proposed use (CV14-007A).

**WHEREAS**, Ordinance #1059-2014, passed on June 2, 2014 (CV14-007), allowed the conversion of a single-unit dwelling into a community center at **1635 SOUTH HAMILTON ROAD (43227)**, in the SR, Suburban Residential District, but a boarding house was incorrectly listed in Section 3 as the proposed use; and

**WHEREAS**, this ordinance will amend Ordinance #1059-2014 by correcting the proposed use from boarding house to community center in Section 3; and

**WHEREAS**, all other provisions contained in Ordinance #1059-2014 are unchanged by this ordinance and will remain in effect, now, therefore:

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

**SECTION 1.** That the existing Section 3 of Ordinance #1059-2014, passed on June 2, 2014 (CV14-07), be hereby repealed and replaced with a new Section 3 reading as follows:

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

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

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**Legislation Number:** 1656-2014

**Drafting Date:** 7/1/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. BACKGROUND**

This ordinance authorizes the Director of Public Service to waive competitive bidding requirements of Columbus City Code Section 329 and enter into a design agreement with Evans, Mechwart, Hambleton and Tilton (EMH&T) for an amount up to \$1,000,000.00 for detailed design of the Roadway Improvements - Cannon Drive Relocation project.

Ordinance 2511-2011 authorized the Director of Public Service to enter into a design reimbursement agreement with Ohio State University (OSU) for the Roadway Improvements - Cannon Drive Relocation

project. Under this agreement, the city reimbursed OSU for the preliminary engineering for the Roadway Improvements - Cannon Drive Relocation project. OSU had followed their competitive bidding process and chose EMH&T as the engineering consultant for the project.

The proposed relocation of Cannon Drive will improve the north-south transportation corridor between King Avenue and Lane Avenue, providing better access to the University including critical care facilities within the Medical Campus, and opening up approximately 12 acres for development. The project will extend between King Avenue and John Herrick Drive, a total roadway length of approximately 2,820 feet, with improvements including a landscaped median for access management along Cannon Drive. Roadway extensions of Medical Center Drive, 10th Avenue, 12th Avenue, and John Herrick Drive will be required to connect to the realigned Cannon Drive. A realigned access roadway will be developed to connect the new Cannon Drive with Battelle Drive accessing the medical campus.

The relocation of Cannon Drive includes the realignment of the existing Franklin Main sanitary sewer north of King Avenue, as well as the consolidation of other public and private utilities within the new roadway corridor. These improvements facilitate future operation and maintenance. The realignment of Cannon Drive will create development parcels along the east side of Cannon Drive providing a significant economic benefit to the community. In addition, an open space corridor adjacent to the Olentangy River will provide connectivity to the bikepath along the river. Other tangible benefits of the project include flood protection and stormwater management.

## **2. WAIVER OF COMPETATIVE BIDDING**

Preliminary engineering is complete and the next phase is detailed design. Because EMH&T was competitively selected to perform the preliminary engineering and it was determined that the Department of Public Service would hold the detailed design agreement, the Department is seeking approval under Columbus City Code Section 329.27 to waive competitive bidding for the selection of engineering services for this project and enter into contract directly with EMH&T.

## **3. PLANNED MODIFICATION**

The Department of Public Service anticipates doing a planned contract modification to the design agreement as the project progresses. At such time, the Director shall seek Council approval.

## **4. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for Evans, Mechwart, Hambleton and Tilton (EMH&T) is 31-0685594. The expiration date is 8/2/15.

## **5. FISCAL IMPACT**

Funds in the amount of \$1,000,000.00 are available for this project in the Streets and Highways G.O. Bonds Fund within the Department of Public Service. An amendment to the 2014 Capital Improvements fund is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

## **6. EMERGENCY DESIGNATION**

Emergency action is requested to provide necessary construction funding and prevent unnecessary delays in the Departments of Public Service's Capital Improvement Program.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bonds Fund; to waive competitive bidding requirements of Columbus City Code Section 329; to authorize the Director of Public Service to enter into a design agreement with Evans, Mechwart, Hambleton and Tilton for the Roadway Improvements - Cannon

Drive Relocation project; to authorize the expenditure of \$1,000,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$1,000,000.00)

**WHEREAS**, Ordinance 2511-2011 authorized the Director of Public Service to enter into a design reimbursement agreement with Ohio State University (OSU) for the Roadway Improvements - Cannon Drive Relocation project. Under this agreement, the city shall reimburse OSU for the preliminary engineering for the Roadway Improvements - Cannon Drive Relocation project. OSU had followed their competitive bidding process and chose EMH&T as the engineering consultant for the project; and

**WHEREAS**, preliminary engineering is complete and the next phase is detailed design. Because EMH&T was competitively selected to perform the preliminary engineering and it was determined that the Department of Public Service would hold the detailed design agreement, the Department is seeking approval under Columbus City Code Section 329.27 to waive competitive bidding for the selection of engineering services for this project and enter into contract directly with EMH&T.

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to waive competitive bidding and enter into a design agreement with EMH&T, in an amount up to \$1,000,000.00, for the design of public infrastructure improvements in connection with the Roadway Improvements - Cannon Drive Relocation project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize said design agreement and the expenditure of such funds to maintain the project schedule and meet community commitments; 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 2014 Capital Improvements Budget authorized by ordinance 0683-2014 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended

704 / 590910-100002 / SciTech - SciTech Corridor Improvements (Voted 2008) / \$4,165,000.00 / (\$1,000,000.00) / \$3,165,000.00  
704 / 530161-100105 / Roadway Improvements - Cannon Drive Relocation (Voted 2008) / \$0.00 / \$1,000,000.00 / \$1,000,000.00

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund, No. 704, as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 590910-100002 / SciTech - SciTech Corridor Improvements / 749102 / 06-6600 / \$1,000,000.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100105 / Roadway Improvements - Cannon Drive Relocation / 746105 / 06-6600 / \$1,000,000.00

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into a design agreement with Evans, Mechwart, Hambleton and Tilton (EMH&T) for design of public infrastructure improvements to be constructed in connection with the Roadway Improvements - Cannon Drive Relocation project at a cost up to \$1,000,000.00.

**SECTION 4.** That City Council has determined that it is in the best interest of the City of Columbus to waive the competitive bidding provisions of Chapter 329 of the Columbus City Code.

**SECTION 5.** That for the purpose of paying the cost of this contract the sum of up to \$1,000,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

Dept-Div / Project / Project Name / OCA / O.L. 01-03 Codes / Amount  
704 / 530161-100105 / Roadway Improvements - Cannon Drive Relocation / 746105 / 06-6682 / \$1,000,000.00

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1657-2014

**Drafting Date:** 7/1/2014

**Version:** 3

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-019**

**APPLICANT:** SND Partners LLC; c/o Dave Perry, Agent; David Perry Co. Inc.; 145 East Rich St., 3rd Floor; Columbus, OH 43215; and Donald Plank, Attorney.; Plank Law Firm; 145 East Rich St., 3rd Floor; Columbus, OH 43215.

**PROPOSED USE:** Sixteen unit apartment and office building.

**VICTORIAN VILLAGE COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant has received a recommendation of approval from Staff and the Development Commission for a concurrent rezoning (Ord. No. 1624-2014; Z14-018) to the AR-O, Apartment Office District. The applicant proposes to develop the property by removing the one story addition to the original structure and convert it to an office building. The applicant also proposes to build a new sixteen-unit apartment building, as depicted on the site plan. In order to develop the site consistent with the established development pattern, variances for height districts, aisle, driveway, maneuvering, parking space, minimum number of parking spaces required, minimum side yard permitted, and rear yard and height district are requested. Staff finds this request to be compatible and consistent with the zoning and development patterns in the area.

To grant a Variance from the provisions of Sections 3309.14(A), Height Districts; 3312.09, Aisle; 3312.13, Driveway; 3312.25, Maneuvering; 3312.29, Parking Space; 3312.49, Minimum Number of Parking Spaces Required; 3333.23(d), Minimum Side Yard Permitted; 3333.24, Rear Yard; and 3333.26(a), Height District, of the Columbus City Codes; for the property located at **40 WEST THIRD AVENUE (43201)**, to permit reduced development standards in the AR-O, Apartment Office District for a sixteen unit apartment and office building **and to declare an emergency** (Council Variance # CV14-019).

**WHEREAS**, by application No. CV14-019, the owner of property at **40 WEST THIRD AVENUE (43201)**, is requesting a Council Variance to permit reduced development standards in the AR-O, Apartment Office District for a sixteen unit apartment and office building; and

**WHEREAS**, Section 3309.14(A), Height Districts, requires any portion of the building to be no taller than thirty-five (35) feet in height in the thirty-five (35) foot height district, while the applicant proposes to permit a building height of ~~thirty-nine (39)~~ **forty-one (41)** feet; and

**WHEREAS**, Section 3312.09, Aisle, requires aisle width and maneuvering to be twenty (20) feet for garage spaces and 90 degree parking spaces, while the applicant proposes an aisle width and maneuvering spaces of eighteen (18) feet for both the garage spaces (1-6, inclusive) and the 90 degree parking spaces; and

**WHEREAS**, Section 3312.13, Driveway, requires a driveway width of twenty (20) feet from the driveway from the north alley to the surface parking lot, while the applicant proposes the driveway width to be eighteen (18) feet; and

**WHEREAS**, Section 3312.25, Maneuvering, requires the maneuvering area for 90 degree garage and surface parking spaces to be twenty (20) feet, while the applicant proposes an eighteen (18) foot maneuvering area for both the 90 degree garage and surface parking spaces; and

**WHEREAS**, Section 3312.29, Parking Space, requires the width of parking spaces to be no less than nine (9) feet wide, while the applicant proposes certain spaces to be eight (8) feet wide, as depicted on the site plan; and

**WHEREAS**, Section 3312.49, Minimum Numbers of Parking Spaces Required, requires ~~thirty-six (36)~~ **twelve (12)** spaces for the use of the original structure for office use and twenty-four (24) spaces for the residential uses for a total of ~~sixty (60)~~ **thirty-six (36)** spaces, while the applicant proposes ~~twelve (12) spaces for the office use and a total of~~ twenty-two (22) spaces for the **office and** residential uses ~~for a total of thirty-four (34) parking spaces provided~~; and

**WHEREAS**, Section 3333.23(d), Minimum side yard permitted, requires the minimum side yard to be no less than one-sixth of the height of the building (~~6.58~~ feet), while the applicant proposes a minimum side yard of

0.5 feet for the new apartment building along the east property line, along the east alley; and

**WHEREAS**, Section 3333.24, Rear yard, requires a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes a rear yard totaling 0.8 percent of the total lot area; and

**WHEREAS**, Section 3333.26(a), Height District, requires any portion of a building in the AR-12, ARLD and AR-3, Apartment Residential Districts and AR-O, Apartment Office District to be in the thirty-five (35) foot height district and no taller than thirty-five (35) feet, while the applicant proposes to permit a building height of ~~thirty-nine (39)~~ **forty-one (41)** feet; and

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

**WHEREAS**, City Departments recommend approval because the requested variances will allow development that is consistent with the established development pattern; 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 variances 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 **40 WEST THIRD AVENUE (43201)**, in using said property as desired; and

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

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

**SECTION 1.** That a variance from the provisions of Sections 3309.14(A), Height Districts; 3312.09, Aisle; 3312.13, Driveway; 3312.25, Maneuvering; 3312.29, Parking Space; 3312.49, Minimum Numbers of Parking Spaces Required; 3333.23(d), Minimum side yard permitted; 3333.24, Rear yard; and 3333.26(a), Height District, of the Columbus City Codes, is hereby granted for the property located at **40 WEST THIRD AVENUE (43201)**, insofar as said sections prohibit a building height of ~~thirty-nine (39)~~ **forty-one (41)** feet, an aisle and driveway width of eighteen (18) feet, an eighteen (18) foot maneuvering area, eight (8) foot wide parking spaces, a parking space reduction of ~~twenty-six (26)~~ **twelve (12)** required spaces, with ~~thirty-four (34)~~ **twenty-two (22)** provided, a minimum side yard of 0.5 feet, a minimum rear yard of 0.8 percent of the total lot area, and a ~~thirty-nine (39)~~ **forty-one (41)** foot building in the AR-O, Apartment Office District for a sixteen unit apartment and office building in the AR-O, Apartment Office District; said property being more particularly described as follows:

~~**1131 DUBLIN ROAD (43215)**~~ **40 WEST THIRD AVENUE (43201)**, being 0.38± acres located on the north side of West Third Avenue, 270± feet west of North High Street, and being more particularly described as



follows:

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

Being Lots Numbered Fifteen (15) and Thirty Three (33) in HERSHISER'S CORRECTED AND SECOND AMENDED PLAT OF LOTS 11, 12, 13, 14 AND 15 of HERSHISER AND ASTON'S ADDITION to the said City, as the same is numbered and delineated upon the recorded plat thereof, or record in Plat Book No. 4, page 9, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a sixteen unit apartment and office building.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the Plan titled, "**VARIANCE SITE PLAN FOR 40-42 WEST THIRD AVENUE,**" dated ~~June 26~~ **July 11**, 2014, and signed by Donald Plank, Attorney for the Applicant. The 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 plans shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

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

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

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**Legislation Number:** 1662-2014

**Drafting Date:** 7/2/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. BACKGROUND**

This legislation authorizes the Director of Public Service to enter into contract with Glaus, Pyle, Schomer, Burns and DeHaven, dba GPD Associates, in the amount of up to \$1,000,000.00 for the Roadway Improvements - Livingston Avenue - Front to Fourth project.

This project involves the preparation of detailed design plans which will include the following improvements: the roadway will be reconstructed, widened, and converted to two-way traffic; bike lanes will be added; curb extensions and new sidewalk will be installed; there will be intersection upgrades, streetscape improvements, new storm sewer installation, new street lighting, and new water line installation; and all aerial utilities will be relocated underground. These improvements will be performed in the Near South Community Planning Area.

A bidding waiver is requested for this contract. GPD is under contract with ODOT providing consultant and design work on Phase 4A of the I70/I71 - Livingston Avenue project which will modify traffic on Livingston Avenue. The city desires to use this opportunity to convert Livingston Avenue to two-way traffic from Front Street to Fourth Street and provide complete street features and the aforementioned improvements. The

project design must be coordinated with ODOT's design. GPD's knowledge of the ODOT project and how that project will impact this City project saves the time and expense of a knowledge transfer between consultants and allows the project to be completed within the timeframe available to do the design.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against GPD Associates.

## **2. CONTRACT COMPLIANCE**

The contract compliance number for GPD Associates is 341134715 and expires 3/25/15.

## **3. FISCAL IMPACT**

Funding in the amount of \$1,000,000.00 is available for the project as follows: \$950,000.00 from the Streets and Highways Bonds Fund, Fund 704, within the Department of Public Service; \$50,000.00 from the Water Works Enlargement Voted Bonds Fund, Fund 606, within the Department of Public Utilities. Amendment to the 2014 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project.

## **4. EMERGENCY DESIGNATION**

Emergency action is requested to provide necessary engineering and design funding and prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation within the Water Works Enlargement Voted Bonds Fund; to waive the competitive bidding provisions of Columbus City Code for this project; to authorize the Director of Public Service to enter into contract with GPD Associates for engineering, technical, and surveying services in connection with the Roadway Improvements - Livingston Avenue - Front to Fourth project; to authorize the expenditure of up to \$950,000.00 from the Streets and Highways Bonds Fund and up to \$50,000.00 from the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$1,000,000.00)

**WHEREAS**, the Director of Public Service has identified the need to enter into a professional service contract to provide for engineering and design services for improvements for the Roadway Improvements - Livingston Avenue - Front to Fourth project; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into contract with GPD Associates for the provision of engineering and design services described above in the amount of up to \$1,000,000.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvement Budget and a transfer of cash within the Water Works Enlargement Voted Bonds Fund, for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to waive the competitive bidding requirements of Chapter 329 in order to contract with GPD Associates; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in order to provide necessary engineering and design funding to prevent unnecessary delays in the department's Capital Improvement Program 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 2014 Capital Improvement Budget authorized by ordinance 0683-2014 be amended as

follows to establish sufficient authority for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

606 / 690236-100052 (New Funding) / Regina Ave. WL Imp's / \$2,698,010 / \$2,648,010 / -\$50,000

606 / 690236-100085 (New Funding) / Livingston Ave. 12" WL Imp's / \$0 / \$50,000 / +\$50,000

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer \$50,000.00 and appropriate within the Department of Public Utilities, Division of Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level Three 6677, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 / 690236-100052 (New Funding) / Regina Ave. WL Imp's / 663652 / -\$50,000

606 / 690236-100085 (New Funding) / Livingston Ave. 12" WL Imp's / 623685 / +\$50,000

**SECTION 3.** That, in accordance with Section 329.27 of the Columbus City Code, City Council finds it to be in the best interest of the City to waive the competitive bidding requirements of Chapter 329.

**SECTION 4.** That the Director of Public Service be and is hereby authorized to enter into contract with GPD Associates for the Roadway Improvements - Livingston Avenue - Front to Fourth project for engineering and design services in an amount up to \$1,000,000.00.

**SECTION 5.** That for the purpose of paying the cost of this contract the sum of up to \$1,000,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bonds Fund and the Water Works Enlargement Voted Bonds Fund as follows:

**Department of Public Service:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

704 / 530161-100158 / Roadway Improvements - Livingston Avenue - Front to Fourth / 06-6682 / 761158 / \$950,000.00

**Division of Water:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

606 / 690236-100085 (New Funding) / Livingston Ave. Area 12" WL Imp's / 6677 / 623685 / \$50,000.00

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 9.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1664-2014

**Drafting Date:** 7/2/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Director of the Department of Development (director) to enter into a contract with DiSalvo Development Advisors, LLC (Contract Compliance #272469212, expiration: June 6, 2015) to prepare the Brice-Tussing Real Estate Market Study. The consultant was recommended to the director by a review committee representing the department's Economic Development and Planning divisions.

The Brice-Tussing area is in a transitional economic phase, experiencing disinvestment, vacancies, traffic concerns, and a lack of identity. A market study is being undertaken due to these conditions and in anticipation of a 2015 update to the current Brice-Tussing Area Plan. The study will document the state of the current commercial market (vacancy rates, commercial rents, etc.) and forecast future absorption. It will include recommendations addressing market constraints and land use. Findings from the study will serve as a foundational piece for the plan update.

Emergency action is requested to immediately begin the Brice-Tussing Real Estate Market Study.

**FISCAL IMPACT:** \$50,000 for this contract is available within the General Fund.

To authorize the Director of the Department of Development to enter into a contract with DiSalvo Development Advisors, LLC to undertake and prepare the Brice - Tussing Real Estate Market Study; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

**WHEREAS,** a real estate market study is needed for the Brice-Tussing area which is in a transitional economic phase as an aging suburban retail corridor; and

**WHEREAS,** a Request for Proposal was posted and circulated per code, four proposals were submitted and three teams were interviewed; and

**WHEREAS,** a review committee representing the Economic Development and Planning divisions of the Department of Development recommended DiSalvo Development Advisors, LLC to undertake and prepare the Brice-Tussing Real Estate Market Study; and

**WHEREAS,** the process and its final report, will provide the basis for the development of the 2015 Brice - Tussing Area Plan; and

**WHEREAS,** emergency action is necessary to allow the Director of Development to enter into contract with DiSalvo Development Advisors, LLC in order to begin the Brice - Tussing Real Estate Market Study immediately; and

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

immediately necessary to enter into contract with DiSalvo Development Advisors, LLC, all for the preservation of the public health, peace, property, safety and welfare; **NOW THEREFORE,**

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to enter into contract with DiSalvo Development Advisors, LLC to undertake and prepare the Brice - Tussing Real Estate Market Study.

**SECTION 2.** That for the purpose stated in Section 1, the expenditure of \$50,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Division 44-02, General Fund, Fund 010, Object Level One 03, Object Level Three 3336, OCA Code 442030.

**SECTION 3.** That this contract is awarded in accordance with Chapter 329 of the Columbus City Codes.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

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

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**Legislation Number:** 1666-2014

**Drafting Date:** 7/2/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation is for the option to establish two (2) Universal Term Contracts for Flocculator Paddle Replacement Parts for the Division of Water, the sole user. These contracts will provide for the purchase of replacement parts used in mixing of chemicals in the water treatment process, primarily at the Hap Cremean Water Treatment Plant. The term of the proposed option contracts would be approximately two years, expiring September 30, 2016, with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on May 29, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA005406). Fifth-four (54) bids were solicited: (M1A-1, F1-0, MBR-0). Four (4) bids were received. A third bidder was low on one of the nine items but the savings in establishing a third contract is estimated at only \$3.00 annually, insufficient to justify. Award is recommended to the next low bidder that is already receiving award for five items.

The Purchasing Office is recommending award to the overall lowest, responsive, responsible and best bidders as follows:

Uni-Facs Steel Works LLC, MAJ, CC# 31-1203781 expires 02/05/2016, Items 1-5 and 7, \$1.00

Motion Industries, MAJ, CC# 63-0251578 expires 06/20/2016, Items 6, 8 and 9, \$1.00

Total Estimated Annual Expenditure: \$150,000, Division of Sewerage and Drainage, the primary user

The companies are not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search. This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

**FISCAL IMPACT:** Funding to establish these option contracts is from the General Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into two (2) contracts for the option to purchase Flocculator Paddle Replacement Parts with Uni-Facs Steel Works LLC and Motion Industries, to authorize the expenditure of \$2.00 to establish the contracts from the General Fund, and to declare an emergency. (\$2.00).

**WHEREAS,** Flocculator Paddle Replacement Parts are used in mixing of chemicals in the water treatment process, primarily at the Hap Cremean Water Treatment Plant; and,

**WHEREAS,** the Purchasing Office advertised and solicited formal bids on May 29, 2014 and selected the overall 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 maintain a supply of Flocculator Paddle Replacement Parts, this is being submitted for consideration as an emergency measure; and

**WHEREAS,** an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into contracts for the option to contract for Flocculator Paddle Replacement Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

**SECTION 1.** That the Finance and Management Director be and is hereby authorized to enter into the following contracts for the option to purchase Flocculator Paddle Replacement Parts in accordance with Solicitation No. SA005406 for a term of approximately two years, expiring September 30, 2016, with the option to renew for one (1) additional year, as follows:

Uni-Facs Steel Works LLC, Items 1-5 and 7, \$1.00  
Motion Industries, Items 6, 8 and 9, \$1.00

**SECTION 2.** That the expenditure of \$2.00 is hereby authorized from the General Fund, Organization Level 1: 45-01, Fund 10, OCA: 450047, Object Level 3: 3349 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.

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**Legislation Number:** 1667-2014

**Drafting Date:** 7/2/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:**

This ordinance establishes an Auditor's certificate from which contracts for up-fitting and the purchase of anti-idling parts can be established for Columbus Division of Police vehicles. The City Code provisions for competitive bidding for both contracts have been initiated via the Division of Purchasing; however, this process cannot be completed prior to Council's August recess. All bids will be obtained and contracts awarded using City Code Chapter 329. This legislation will establish the funding necessary to enter into contracts with the vendors on an as-needed basis.

Competitive bids are currently being solicited under SA005487 & SA005492 and will be opened by the Purchasing Office.

-Police Interceptor Up-Fitting	\$1,000,000.00
-Anti-Idle & Heater Parts	\$300,000.00

The Police Interceptor Up-Fitting portion covers the purchase of parts and up-fitting services for 2015 Ford Utility Interceptors for use by the Division of Police. Up-fitting refers to mounting, wiring, and programming the necessary equipment needed for Police vehicles that are not part of a standard vehicle purchase.

Anti-Idle & Heater Parts are a new technology that will also be up-fitted to the Police vehicles to significantly reduce existing idles times.

**Emergency Justification:** Emergency legislation is required to proceed with the funding for parts and services immediately while the bidding is in process.

**Fiscal Impact:** \$1,300,000.00 is budgeted for this expenditure in the Special Income Tax Fund.

To authorize the Finance and Management Director, on behalf of the Fleet Management Division to enter into various contracts for up-fitting and purchase of anti-idling devices for Division of Police vehicles; to authorize the appropriation and expenditure of \$1,300,000.00 from the Special Income Tax fund; and to declare an emergency. (\$1,300,000.00)

**WHEREAS**, the Purchasing Office is in the process of soliciting competitive bids to acquire parts and services to up-fit fleet vehicles and installation of anti-idling devices; and

**WHEREAS**, City Council previously authorized the establishment of a purchase order for the acquisition of 90 Police vehicles; and

**WHEREAS**, it is also necessary to up-fit the vehicles for their proper use and to install ant-idling devices so as to maximize fuel efficiency and economy; and

**WHEREAS**, funding for these services and parts is budgeted and available within the Special Income Tax fund; and

**WHEREAS**, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to enter into contracts for parts and services in order to properly ready Police vehicles thereby preserving the public health, peace, property, safety, and welfare; **NOW, THEREFORE**

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

**SECTION 1.** That the Finance and Management Director, on behalf of the Fleet Management Division, be and is hereby authorized to enter into contracts to acquire parts & services to up-fit fleet vehicles in accordance

with City Code Chapter 329.

**SECTION 2.** That the City Auditor is authorized to appropriate \$1,300,000.00 within the Special Income Tax Fund as follows:

Fund: 430  
Dept/Div: 45-05  
OCA: 454301  
Object Level 1: 06  
Object Level 3: 6650  
Amount: \$1,300,000.00

**SECTION 3.** That the expenditure of \$1,300,000.00, or so much thereof as may be necessary in regard to the actions authorized in Sections 1 and 2, be and is hereby authorized and approved as follows:

Fund: 430  
Dept/Div: 45-05  
OCA: 454301  
Object Level 1: 06  
Object Level 3: 6650  
Amount: \$1,300,000.00

**SECTION 4.** That the monies in the foregoing Sections 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 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 6.** That this Council hereby recognizes that this ordinance does not identify specific contractors or vendors for the expenditure purposes authorized herein and hereby delegates sole and final contracting decisions relative to the determination of lowest, responsive, responsible and best bidder(s) to the Director of Finance and Management as per the provisions of Columbus City Code Chapter 329.

**SECTION 7.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1669-2014

**Drafting Date:** 7/2/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with RW Setterlin Building Company for the construction of a new compressed natural gas (CNG) fueling station at 2333 Morse Road.

A modification of the contract is necessary to provide funding for the fiber optic infrastructure. The fiber optic infrastructure will allow for high speed connection for security cameras, site access, and network



connectivity. The cost of the fiber infrastructure was included in the overall budget of the project but was not included in the original construction contract. The work has already been performed under the original construction contingency. The remaining contingency needs to be increased to allow for additional changes that may occur at the end of the project.

It is practical and cost effective for coordination and continuity to modify this contract with RW Setterlin. It would not be in the best interests of the City to go with another vendor. Prices already established in the contract were used to determine the cost of this modification.

**Emergency action** is requested so the necessary construction of the compressed natural gas (CNG) fueling facility can occur, thereby expanding the use of alternative fueled vehicles resulting in cost savings to the City.

RW Setterlin Building Company Contract Compliance No. 31-0836188, expiration date November 29, 2014.

**Fiscal Impact:** The cost of this modification is \$60,849.00. Funding is available in the Fleet Capital Improvement Fund.

To authorize the Director of Finance and Management to modify a contract on behalf of the Office of Construction Management with RW Setterlin Building Company for the construction of a new compressed natural gas (CNG) fueling station at 2333 Morse Road; to authorize the expenditure of \$60,849.00 from the Fleet Capital Improvement Fund; and to declare an emergency. (\$60,849.00)

**WHEREAS**, Ordinance No. 1739-2013, passed by City Council on July 18, 2013, authorized the original contract for the construction of a new compressed natural gas (CNG) fueling station at 2333 Morse Road; and

**WHEREAS**, it is necessary to modify said contract to replenish contingency that was used for the fiber optic infrastructure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Finance and Management, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to modify a contract with RW Setterlin Building Company for the construction of a new compressed natural gas (CNG) fueling station at 2333 Morse Road, so the necessary construction of the compressed natural gas (CNG) fueling facility can occur, thereby expanding the use of alternative fueled vehicles resulting in cost savings 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 Finance and Management Director is hereby authorized to modify a contract on behalf of the Office of Construction Management with RW Setterlin Building Company for the construction of a new compressed natural gas (CNG) fueling station at 2333 Morse Road.

**SECTION 2.** That the expenditure of \$60,849.00, 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: 45-05  
Fund: 513-004  
Project: 550006-100000  
OCA Code: 513006  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$60,849.00

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the department administering said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1670-2014

**Drafting Date:** 7/2/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with H & A Mechanical, Inc., in the amount of \$87,700.00 for replacement of the HVAC equipment in the room that stores the computer server equipment for the automated fingerprint identification system (AFIS). This HVAC equipment is located on the fourth floor of Police Headquarters building at 120 Marconi Boulevard.

There are currently two Liebert air conditioning units on the fourth floor of Police HQ the control the cooling for the computer server room that maintains the AFIS computer systems. These two Liebert systems are past their useful life expectancy. This project will remove and replace the existing two units and allow for the installation of new Liebert units of the same size and capacity. The replacement units will have the most current technology to maintain a constant humidity and temperature controlled environment that is essential to allow the computerized AFIS server to function properly.

Formal bids were solicited and the City received three responses on June 25, 2014 (0 FBE, 0 MBE)

H & A Mechanical, Inc.	\$87,700.00
Farber Corporation	\$89,920.00
General Temperature Control	\$119,000.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, H & A Mechanical, Inc.

**Emergency action** is requested due to the critical need for the temperature controlled environment for the AFIS computer equipment.

H & A Mechanical, Inc. Contract Compliance No. 20-2218376, expiration date October 2, 2015.

**Fiscal Impact:** This ordinance authorizes an expenditure of \$87,700.00 from the Public Safety Voted Bond Fund. Funding is available in the Safety Voted Bond Fund for this expenditure.

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with H & A Mechanical, Inc., for replacement of the Liebert air conditioning units

on the fourth floor of the Central Safety Building; to authorize the expenditure of \$87,700.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$87,700.00)

**WHEREAS**, the Department of Finance and Management, Office of Construction Management requests to enter into contract with H & A Mechanical, Inc., for replacement of the Liebert air conditioning units on the fourth floor of the Police Headquarters at 120 Marconi Boulevard; and

**WHEREAS**, formal bids were solicited and the City received three proposals; and

**WHEREAS**, H & A Mechanical, Inc., 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 enter into a contract with H & A Mechanical, Inc., for replacement of the Liebert air conditioning units on the fourth floor of the Police Headquarters, due to the critical need for the temperature controlled environment for the AFIS 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 is hereby authorized to enter into a contract on behalf of the Office of Construction Management with H & A Mechanical, Inc., for replacement of the Liebert air conditioning units on the fourth floor of the Police Headquarters.

**SECTION 2.** That the expenditure of \$87,700.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03  
Fund: 701  
Project: 330021-100000  
OCA Code: 713321  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$87,700.00

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1675-2014

**Drafting Date:** 7/3/2014

**Current Status:** Passed

**BACKGROUND:** This legislation authorizes the expenditure of \$157,500.00 for a Brownfield grant award pursuant to the Green Columbus Fund, which was established in 2010 by Ordinance 1462-2010 and amended in 2012 by Ordinance 1931-2012.

The Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment. The program will produce economic, environmental and social benefits for Columbus and its residents.

This legislation authorizes the Director of Development to enter into a grant agreement with 1000 Joyce Avenue, LLC for Brownfield assessment and redevelopment of the site at 1000 Joyce Ave., subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement. It also authorizes the expenditure of up to \$157,500.00 for this purpose.

The property consists of approximately 25 acres containing two industrial buildings and exterior equipment storage areas. Historical information indicates the property was previously used for railroad purposes and a scrap yard, and more recently as a container storage and warehousing facility. A Phase I ESA and preliminary Phase II assessment has indicated petroleum underground storage tanks (USTs) and chemicals of concern in soil and ground water at concentrations in excess of Ohio EPA applicable standards are present below the site. Funding is needed for Environmental Site Assessment Phase II work to more fully delineate Brownfield and UST concerns and for Physical Phase II Site Assessment work to remove underground storage tanks and perform closure.

Emergency action is requested so that Brownfield assessment work can proceed immediately.

**FISCAL IMPACT:** Funding is from the Green Columbus Fund portion of the 2014 Capital Improvements Budget.

To authorize the Director of the Department of Development to enter into a grant agreement with 1000 Joyce Avenue, LLC for Brownfield assessment and redevelopment of the site located at 1000 Joyce Ave., pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$157,500.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$157,500.00)

**WHEREAS,** the Department of Development administers from city bond proceeds the Green Columbus Fund, established by Ordinance 1462-2010 and amended by Ordinance 1931-2012; and

**WHEREAS,** the Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment, in order to produce economic, environmental and social benefits for Columbus and its residents; and

**WHEREAS,** the applicant has applied under the Brownfield assessment and redevelopment component of this program, the purpose of which is to encourage proper and productive use of the site, and the application has been approved by the Department of Development; and

**WHEREAS,** this legislation authorizes the Director of Development to enter into a grant agreement with 1000 Joyce Avenue, LLC for Brownfield assessment and redevelopment of the site at 1000 Joyce Ave., subject to

the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement; and

**WHEREAS**, the property consists of approximately 25 acres containing two industrial buildings and exterior equipment storage areas, and was previously used for railroad purposes and a scrap yard, and more recently as a container storage and warehousing facility; and

**WHEREAS**, this Brownfield assessment project consists of Phase II and Physical Phase II Environmental Site Assessments for the site at 1000 Joyce Ave., and this \$157,500.00 Green Columbus Fund Brownfield Grant is required for that purpose; and

**WHEREAS**, funding is available under the Green Columbus Fund in the Northland and Other Acquisitions Fund 735; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the grant agreement with 1000 Joyce Avenue, LLC, so assessment work can proceed immediately, all for the immediate preservation of the public health, peace, safety and welfare;  
**NOW, THEREFORE**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to enter into a grant agreement with 1000 Joyce Avenue, LLC for Brownfield assessment and redevelopment under the Green Columbus Fund Program for the site located at 1000 Joyce Ave.

**SECTION 2.** That for the purpose as stated in Section 1, the expenditure of \$157,500.00 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-01, Northland and Other Acquisitions Fund 735, Project 441749-100001, Object Level One 06, Object Level Three 6617, OCA Code 754151.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**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.

Drafting Date: 7/7/2014

Current Status: Passed

Version: 1

Matter Type: Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 1561 Southfield Drive (010-125425) to SLHF Limited, Co., an Ohio corporation, who will rehabilitate the existing single-family structure to be maintained as a rental unit. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1561 Southfield Dr.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS,** in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to SLHF Limited, Co.:

PARCEL NUMBER: 010-125425  
ADDRESS: 1561 Southfield Drive, Columbus, Ohio 43207  
PRICE: \$13,500 plus a \$100.00 processing fee  
USE: Single-family rental unit

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

Being Lot Number Two Hundred Thirty (230), Southfield Second Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 31, Page 34, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1682-2014

**Drafting Date:** 7/7/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 1059 Say Avenue (010-029838) to Christopher J. Perry, who will rehabilitate the existing single-family structure to be maintained as an owner-occupied unit. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and

disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1059 Say Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS,** in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Christopher J. Perry:

PARCEL NUMBER: 010-029838  
ADDRESS: 1059 Say Avenue, Columbus, Ohio 43201  
PRICE: \$30,000 plus a \$100.00 processing fee  
USE: Single-family, owner-occupied unit



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

1059 Say Ave. Columbus Ohio 43230 as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, page 41, Recorder's Office, Franklin County, Ohio. Being a strip of land off of Lot Number Eight (8) of Sells and Say's Subdivision of Lots Number 32 and 33 of William Phelan's Mt. Pleasant Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Rook 3, page 41, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at the northeast corner of said Lot No. 8; thence South along the east line of said Lot No. 8 being the west line of Say Avenue 46 feet to a point thence west 56 feet to a point in the west line of said Lot No. 8; thence North 39 feet to the northwest corner of said Lot No. 8; thence east 50-83/100 feet to the beginning.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1684-2014

**Drafting Date:** 7/7/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

M/I Homes of Central Ohio, LLC, an Ohio Limited Liability Company, has submitted the plat titled "Sunbury Cove" to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located south of SR 161 and east of Sunbury Road.

**Emergency Justification:** Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

To accept the plat titled "Sunbury Cove", from M/I Homes of Central Ohio, LLC, an Ohio Limited Liability Company; and to declare an emergency.

**WHEREAS**, the plat titled "Sunbury Cove" (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

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

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the acceptance of this plat so development of this subdivision can proceed as currently scheduled 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 plat titled “Sunbury Cove” on file in the office of the City Engineer, Department of Public Service, be and the same is hereby accepted.

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

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**Legislation Number:** 1687-2014

**Drafting Date:** 7/7/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the option to purchase Eight (8) Cubic Yard Front Load Refuse Containers for the Department of Public Service, Division of Refuse Collection and all city agencies. The term of the proposed option contracts will be through September 30, 2016 with the option to extend one additional year, subject to mutual agreement by both parties, in accordance with formal bid SA005412. The Purchasing Office opened formal bids on May 29, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA005412). Forty-four (44) bids were solicited (MAJ: 41, M1A: 1, F1:1, AS1:1) Four (4) bids were received (MAJ: 4).

The low bid was non-responsive due to exceptions taken on pricing language and delivery requirements. All bids were non-responsive due to minor exceptions taken on container dimensions. The Department of Public Service has reviewed all bids and found the container from the second low vendor to be acceptable and suitable for City use. It is recommended that the City waive the competitive bidding procedure to allow for award for the second low bidder, Farmer’s Refuse and Trucking, Inc.

The Purchasing Office is recommending award of one contract to the lowest, responsible and best bidder:

Farmer’s Refuse and Trucking, Inc., CC#311293640, exp. 09/21/2014  
Total Estimated Annual Expenditure: \$35,000.00

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of States database for Findings for Recovery. 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 General Fund. The city agency will be required to obtain approval to expend from its own appropriations.

To authorize the Finance and Management Director to enter into contract with Farmer's Refuse and Trucking, Inc. for the option to purchase eight (8) Cubic Yard Front Load Refuse Containers and to authorize the expenditure of one dollar (\$1.00) to establish this contract from the General Fund; to waive formal competitive bidding requirements; and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 29, 2014 and selected the lowest, responsible and best bid; and

WHEREAS, it is necessary to waive bidding requirements in order to accept a bid because all vendors were non-responsive due to exceptions taken in the specification; and

WHEREAS, this ordinance addresses the Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices 2) encouraging economic development by improving access to City bid opportunities and 3) providing an effective option contracts for the Department of Public Service, and other city agencies and to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to maintain a supply of eight (8) Cubic Yard Front Load Refuse Containers, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service/Division of Refuse Collection in that it is immediately necessary to enter into one contract for the option to purchase eight (8) Cubic Yard Front Load Refuse Containers 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 enter into the following contract for the option to purchase eight (8) Cubic Yard Front Load Refuse Containers for the term ending September 30, 2016 with the option to extend for one additional year in accordance with Solicitation No. SA005412 as follows:

Farmers Refuse and Trucking, Inc Items: 1. Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the General Fund, Organization Level 1: 45-01, Fund: 10, Object Level 3: 2270, OCA: 450047, to pay the cost thereof.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive, Section 329.06 (Formal Competitive Bidding) of the Columbus City Code.

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

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**Legislation Number:** 1688-2014

**Drafting Date:** 7/7/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into agreement with and provide funding to the Ohio Department of Transportation (ODOT) to perform the construction of FRA-US40-17.57 (PID 86649) construction project.

Ordinance 1077-2014 authorized the Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for this project and noted that future legislation requesting funds would be forthcoming.

The Ohio Department of Transportation shall be advertising for construction services and holding the construction contract. Construction is estimated to begin in August 2014.

The scope of work includes the repaving of US 40 from SLM 17.57 to 18.63 (Broad St. from Bexley/Columbus corporation line to Columbus/Whitehall corporation line) and from SLM 21.40 to 22.45 (Broad Street from Whitehall/Columbus corporation line to Columbus/Reynoldsburg corporation line). Also included is the reconstruction of curb ramps to be ADA compliant.

## 2. FISCAL IMPACT

The estimated construction cost of the project is \$1,147,600.00 with the City's share being \$351,476.00. Funds in the amount of \$351,476.00 are available for this project in the Streets and Highways Bonds Fund within the Department of Public Service. An amendment to the 2014 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

## 3. EMERGENCY DESIGNATION

Emergency action is requested in order to meet ODOT's construction schedule.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund within the Department of Public Service; to authorize the Director of Public Service to enter into agreement with the Ohio Department of Transportation for FRA-US40-17.57 (PID 86649) project; to authorize the expenditure of \$351,476.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$351,476.00)

**WHEREAS**, the City has partnered with the Ohio Department of Transportation in order to construct improvements on US 40 on the east side of Columbus (FRA-US40-17.57 (PID 86649)); and

**WHEREAS**, the Ohio Department of Transportation shall be advertising for construction services and holding the construction contract; and

**WHEREAS**, it is necessary to enter into agreement and provide this funding to ODOT; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, in that it is necessary to provide funding at the earliest possible time to ODOT to maintain the project schedule 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 2014 Capital Improvements Budget authorized by ordinance 0683-2014 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / Current / Change / Amended

704 / 530282-100069 / Resurfacing - Urban Paving - SR33 Dublin Rd/Spring Street (PID 86651) (Voted Carryover) / \$73,833 / (\$26,476) / \$47,357

704 / 530282 - 100103 / Resurfacing - Urban Paving - FRA 40.17.57-21.40 (PID 86649) (Voted Carryover) / \$325,100 / \$26,476 / \$351,476

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways Bond Fund, No. 704, as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100069 / Resurfacing - Urban Paving - SR33 Dublin Rd/Spring Street (PID 86651) / 06-6600 / 748269/ \$26,476.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282 - 100103 / Resurfacing - Urban Paving - FRA 40.17.57-21.40 (PID 86649) / 06-6600 / 782103 / \$26,476.00

**SECTION 3.** That the Director of Public Service is authorized to enter into agreement with the Ohio Department of Transportation and provide funding in the amount of \$351,476.00 in order to construct improvements on US 40 on the east side of Columbus (FRA-US40-17.57 (PID 86649)).

**SECTION 4.** That for the purpose of providing the local match to ODOT for this project, the sum of \$351,476.00 or so much thereof as may be needed, is hereby authorized to be expended from Streets and Highways Bonds Fund, No. 704 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282 - 100103 / Resurfacing - Urban Paving - FRA 40.17.57-21.40 (PID 86649) / 06-6631 / 782103 / \$351,476.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project

account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1689-2014

**Drafting Date:** 7/7/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** In January 2014, the Central Safety Building, located at 120 Marconi Boulevard, experienced extensive damage due to water infiltration caused by plumbing that lost structural integrity due to inclement weather and historically low temperatures. The repair of resulting damage was addressed through the issuance of Mayor's Emergency Letters dated January 8 and January 27, 2014 respectively. Pursuant to the authority granted by the Mayor's Emergency Letters, the Finance and Management Department contracted with D. J. Bradley Company, Inc. for various replacements of damaged furnishings including systems furniture and work stations, miscellaneous office furniture, and chairs at the Central Safety Building.

During the course of this project it has become obvious that offices adjacent to the water-damaged areas should remain consistent in terms of final appearance, layout, and structure. As such, the Finance and Management Department has determined that one hundred thousand (\$100,000) dollars in capital infrastructure are needed in two office areas at the Central Safety Building for reconditioned replacement systems furniture and work stations, miscellaneous office furniture, and chairs to ensure that the office furnishings, including the systems work stations and fabric coverings and work surfaces, and chairs remain consistent in type, size, configuration, fabric, and color with other furnishings replaced as part of this emergency. The flooring in these two areas is being replaced as part of the overall renovation project to ensure that building materials match on the renovated floors. Since D. J. Bradley Company, Inc. provided the emergency replacement systems furniture and work stations, miscellaneous office furniture, and chairs services damaged by the water infiltration, this ordinance authorizes Finance and Management Department to enter into contract with this same firm for the replacement of systems furniture and chairs in two adjacent office areas, one located on the sixth floor (Room 665) and the other on the fifth floor (Room 575). This will ensure that the office furnishings, including the systems work stations and fabric coverings and work surfaces, and chairs remain consistent on these floors thus ensuring continuity and allowing the overall renovation project to complete on time. This ordinance also waives the competitive bidding provisions of Columbus City Code to ensure that needed replacement systems furniture and work stations, miscellaneous office furniture, and chairs services can be supplied immediately at the Central Safety Building. Funding for this expenditure will come from the Public Safety G.O. Bonds Fund.

**Emergency action** is requested so that the Finance and Management Department can complete the emergency renovations to this critical capital asset in a timely manner.

D. J. Bradley Company, Inc. Contract Compliance No. 31-1325135, expiration date May 12, 2016.

**Fiscal Impact:** Funding is available for this project within the 2014 Capital Improvement Budget, Public Safety G.O. Bonds Fund.

To authorize the Finance and Management Director to enter into contract with D. J. Bradley Company, Inc. to provide capital infrastructure replacement of office furnishings at the Central Safety Building; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$100,000.00 from the Public Safety G.O. Bonds Fund; and to declare an emergency. (\$100,000.00)

**WHEREAS**, additional reconditioned replacement systems furniture and work stations, miscellaneous office furniture, and chairs, capital replacement furnishings, are needed in two office areas adjacent to damaged areas impacted by the January 2014 water infiltration emergency at the Central Safety Building; and

**WHEREAS**, these capital replacements include items such as, but not limited to, labor, reconditioned systems furniture and work stations, miscellaneous office furniture, and chairs; and

**WHEREAS**, pursuant to the authority granted by Mayor's Emergency, the Finance and Management Department contracted with D. J. Bradley Company, Inc. for emergency replacement of damaged systems furniture and work stations, miscellaneous office furniture, and chairs at the Central Safety Building; and

**WHEREAS**, to ensure that the office furnishings, including systems work stations and chairs, are consistent with the other systems furniture and work stations, miscellaneous office furniture, and chairs in type, size, configuration, fabric, and color with the other emergency replacements of furnishings thus ensuring continuity and to allow the overall renovation project timeline to remain on schedule for completion, it is necessary to contract with D. J. Bradley Company, Inc. for additional reconditioned furniture systems furniture and work stations, and chairs for two office areas; and

**WHEREAS**, to ensure that needed renovation services can be supplied immediately at the Central Safety Building and that these services remain consistent with the office furnishings, including systems work stations and chairs, previously installed as part of the emergency repairs and replacements, this ordinance is being submitted for approval as an emergency measure and a request for waiver of competitive bidding provisions of the Columbus City Code; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, in that it is immediately necessary to authorize the Finance and Management Director to enter into contract with D. J. Bradley Company, Inc. to provide capital office furnishings, including systems work stations and chairs at the Central Safety Building, to ensure that needed services can be supplied immediately and to expedite project completion, 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 enter into a contract on behalf of the Office of Construction Management with D. J. Bradley Company, Inc. for capital office furnishings such as reconditioned systems work stations, chairs, miscellaneous office for two adjacent office areas at the Central Safety Building, 120 Marconi Boulevard.

**SECTION 2.** That the expenditure of \$100,000.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03

Fund: 701

Project: 330021-100000

Project Name: Police Facility Renovation  
OCA Code: 713321  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$100,000.00

**SECTION 3.** That City Council has determined that it is in the best interest of the City of Columbus that the formal competitive bidding requirements of the Columbus City Codes be and are hereby waived to allow for the execution of a contract with D. J. Bradley Company, Inc. for capital office furnishings, including systems work stations and chairs.

**SECTION 4.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**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 or vetoes the same.

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**Legislation Number:** 1690-2014

**Drafting Date:** 7/7/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the expenditure of \$10,238.00 for a Brownfield grant award pursuant to the Green Columbus Fund, which was established in 2010 by Ordinance 1462-2010 and amended in 2012 by Ordinance 1931-2012.

The Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment. The program will produce economic, environmental and social benefits for Columbus and its residents.

This legislation authorizes the Director of Development to enter into a grant agreement with Meadowbrook Christian Fellowship for Brownfield assessment and redevelopment of the site at 877 E. 11th Ave., subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement. It also authorizes the expenditure of up to \$10,238.00 for this purpose.

One adjacent property was a gas station, while another was a dry cleaner. This led to the need for funding to perform Phase I and Phase II Environmental Site Assessment work.



Emergency action is requested so that Brownfield assessment work can proceed immediately.

**FISCAL IMPACT:** Funding is from the Green Columbus Fund portion of the 2014 Capital Improvements Budget.

To authorize the Director of the Department of Development to enter into a grant agreement with Meadowbrook Christian Fellowship for Brownfield assessment and redevelopment of the site located at 877 E. 11th Ave., pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$10,238.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$10,238.00)

**WHEREAS,** the Department of Development administers from city bond proceeds the Green Columbus Fund, established by Ordinance 1462-2010 and amended by Ordinance 1931-2012; and

**WHEREAS,** the Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment, in order to produce economic, environmental and social benefits for Columbus and its residents; and

**WHEREAS,** the applicant, Meadowbrook Christian Fellowship, has applied under the Brownfield assessment and redevelopment component of this program, the purpose of which is to encourage proper and productive use of the site, and the application has been approved by the Department of Development; and

**WHEREAS,** this legislation authorizes the Director of Development to enter into a grant agreement with Meadowbrook Christian Fellowship for Brownfield assessment and redevelopment of the site at 877 E. 11th Ave., subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement; and

**WHEREAS,** one adjacent property was previously a gas station and another adjacent property had been a dry cleaner; and

**WHEREAS,** this Brownfield assessment project consists of Phase I and Phase II Environmental Site Assessments for the site at 877 E. 11th Ave., and this \$10,238.00 Green Columbus Fund Brownfield Grant is required for that purpose; and

**WHEREAS,** funding is available under the Green Columbus Fund in the Northland and Other Acquisitions Fund 735; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the grant agreement with Meadowbrook Christian Fellowship, so assessment work can proceed in a timely manner, all for the immediate preservation of the public health, peace, 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 grant agreement with Meadowbrook Christian Fellowship for Brownfield assessment and redevelopment under the

Green Columbus Fund Program for the site located at 877 E. 11th Ave.

**SECTION 2.** That for the purpose as stated in Section 1, the expenditure of \$10,238.00 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-01, Northland and Other Acquisitions Fund 735, Project 441749-100001, Object Level One 06, Object Level Three 6617, OCA Code 754151.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administrating said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1691-2014

**Drafting Date:** 7/7/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the expenditure of \$1,100.00 for a Brownfield grant award pursuant to the Green Columbus Fund, which was established in 2010 by Ordinance 1462-2010 and amended in 2012 by Ordinance 1931-2012.

The Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment. The program will produce economic, environmental and social benefits for Columbus and its residents.

This legislation authorizes the Director of Development to enter into a grant agreement with Three-C Body Shop for Brownfield assessment and redevelopment of the site at 2300 Briggs Road, subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement. It also authorizes the expenditure of up to \$1,100.00 for this purpose.

Funding is needed to reimburse the Grantee for a Limited Phase I Environmental Site Assessment.

Emergency action is requested so that Brownfield assessment reimbursement can proceed promptly.

**FISCAL IMPACT:** Funding is from the Green Columbus Fund portion of the 2014 Capital Improvements Budget.

To authorize the Director of the Department of Development to enter into a grant agreement with Three-C Body Shop for Brownfield assessment and redevelopment of the site located at 2300 Briggs Road, pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$1,100.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$1,100.00)

**WHEREAS**, the Department of Development administers from city bond proceeds the Green Columbus Fund, established by Ordinance 1462-2010 and amended by Ordinance 1931-2012; and

**WHEREAS**, the Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment, in order to produce economic, environmental and social benefits for Columbus and its residents; and

**WHEREAS**, the applicant, Three-C Body Shop, has applied under the Brownfield assessment and redevelopment component of this program, the purpose of which is to encourage proper and productive use of the site, and the application has been approved by the Department of Development; and

**WHEREAS**, this legislation authorizes the Director of Development to enter into a grant agreement with Three-C Body Shop for Brownfield assessment and redevelopment of the site at 2300 Briggs Road, subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement; and

**WHEREAS**, this Brownfield assessment project consists of a Limited Phase I Environmental Site Assessments for the site at 2300 Briggs Road., and this \$1,100.00 Green Columbus Fund Brownfield Grant is required for that purpose; and

**WHEREAS**, funding is available under the Green Columbus Fund in the Northland and Other Acquisitions Fund 735; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the grant agreement with Three-C Body Shop, so reimbursement can proceed in a timely manner, all for the immediate preservation of the public health, peace, 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 grant agreement with Three-C Body Shop for Brownfield assessment and redevelopment under the Green Columbus Fund Program for the site located at 2300 Briggs Road.

**SECTION 2.** That for the purpose as stated in Section 1, the expenditure of \$1,100.00 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-01, Northland and Other Acquisitions Fund 735, Project 441749-100001, Object Level One 06, Object Level Three 6617, OCA Code 754151.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administrating said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1692-2014

**Drafting Date:** 7/7/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the transfer within the Housing Preservation Fund and the expenditure of \$702,941.98 to preserve the local supply of decent, safe, sanitary and affordable housing for low-income families. The Housing Preservation Fund represents the City's commitment to the preservation of housing units affordable to low and moderate income individuals. Funds will be used to provide eligible homeowners with assistance for home repairs through the Roof Repair and Home Safe and Sound programs in order to preserve the housing stock and enable homeowners to remain in their homes.

\$702,941.98 is available for this purpose in the 2014 Capital Improvements Budget, Housing Preservation Fund.

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

**FISCAL IMPACT:** \$702,941.98 will be expended from the Housing Preservation Fund-2014 Capital Improvements Budget.

To amend the 2014 Capital Improvements Budget; to authorize and direct the transfer of \$357,011.54 within the Build America Bond Fund; to authorize and direct the transfer of \$345,930.44 within the Housing Preservation Fund; to authorize the Director of the Department of Development to make financial assistance available through the Roof Repair and Home Safe and Sound programs administered by the Housing Division; to authorize the expenditure of \$357,011.54 from the Build America Bond Fund; to authorize the expenditure of \$345,930.44 from the Housing Preservation Fund; and to declare an emergency. (\$702,941.98)

**WHEREAS,** it is necessary to expend funds from the Housing Preservation Fund and the Build America Bond Fund to preserve the local supply of decent, safe, sanitary and affordable housing for low and moderate income families; and

**WHEREAS,** funds will be used to provide eligible homeowners with assistance for home repairs through the Roof Repair and Home Safe and Sound programs in order to preserve the housing stock and enable

homeowners to remain in their homes; and

**WHEREAS**, emergency action is necessary to avoid interruptions in the delivery of vital program services; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to transfer and expend the aforementioned 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 2014 Capital Improvements Budget authorized by Ordinance 0683-2014 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

746/ 782001-100001/ Rebuilding Lives/ \$357,012/ (357,012)/ \$0  
746/782001-100000/Housing Preservation/\$0/\$357,012/\$357,012  
782/ 782001-100001/ Rebuilding Lives/ \$345,931/ (\$345,931)/ \$0  
782/ 782002-100000/ Home Safe & Sound/ \$60,196/ \$142,989/\$203,185  
782/ 782001-100002/ Roof Program/ \$3,900/ \$202,942/ \$206,842

**SECTION 2.** That the City Auditor be and is hereby authorized and directed to transfer \$357,011.54 within the Build America Bond Fund as follows:

**Transfer from:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

746/ 782001-100001/ Rebuilding Lives/ 06-6617/ 746822/ \$357,011.54

**Transfer to:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

746/ 782001-100000/ Housing Preservation/ 06-6617/ 746821/ \$357,011.54

**SECTION 3.** That the City Auditor be and is hereby authorized and directed to transfer \$345,930.44 within the Housing Preservation Fund as follows:

**Transfer from:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

782/ 782001-100001/ Rebuilding Lives/ 06-6617/ 782101 / \$345,930.44

**Transfer to:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

782/ 782002-100000/ Home Safe & Sound/ 06-6617/ 782002/ \$142,988.46  
782/ 782001-100002/ Roof Program/ 06-6617/ 784402/ \$202,941.98

**SECTION 4.** That the Director of the Department of Development is hereby authorized to make financial assistance available through the Roof Repair and Home Safe and Sound programs administered by the Housing

Division and awarded as grants to homeowners for home repairs.

**SECTION 5.** That for the purpose stated in Section 4, the expenditure of \$345,930.44 or so much thereof as may be necessary, is hereby authorized to be expended from the Housing Preservation Fund as follows:

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

782/ 782002-100000/ Home Safe & Sound/ 06-6617/ 782002 / \$142,988.46

782/ 782001-100002/ Roof Program/ 06-6617/ 784402/ \$202,941.98

**SECTION 6.** That for the purpose stated in Section 4, the expenditure of \$357,011.54 or so much thereof as may be necessary, is hereby authorized to be expended from the Build America Bond Fund as follows:

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

746/ 782001-100000/ Housing Preservation 06-6617/ 746821 / \$357,011.54

**SECTION 7.** Those expenditures of capital improvements budget funds from this authorization will be in accordance with U.S. Department of Housing and Urban Development Regulations 24 CFR Part 570.200-206, CDBG Eligibility, to ensure consistency of housing programs and income eligibility for all programs as administered by the Housing Division.

**SECTION 8.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 10.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 11.** That in the reasons stated in the preamble hereto, which is hereby made a part thereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1693-2014

**Drafting Date:** 7/7/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

As part of the final phase of the construction of the City Hall Campus project, the City is currently in the design process for the construction of a new office building at the corner of Front and Long Streets. This new building will allow the City to centralize its offices Downtown and will house operations of the Department of Building and Zoning, Department of Development, and Department of Public Service. The availability of convenient parking is a key tool for the functioning of the City's core operations, is essential for recruiting and retaining qualified staff to work in downtown City offices, and is necessary to provide the public convenient access to City offices.

Due to the lack of availability of both public and private parking in the surrounding area sufficient to provide the capacity required to serve the needs of the City's operations and the public conducting business with the City, it is necessary that the City builds a parking garage as part of the construction project to address the critical need for parking. The City has reached agreement with the State of Ohio to acquire four parcels at the northwest corner of Front and Long Streets housing a surface parking lot and containing approximately 0.807± acres and identified as Franklin County Tax Parcels 010-037038, 010-037037, 010-057660, and 010-013089.

The approximately 0.807± acres of real property will be transferred to City ownership in exchange for the City's allocation of one hundred thirty (130) parking spaces to serve the needs of the State of Ohio offices located on Spring Street in the City's new parking garage and for the City's provision of ninety-seven (97) temporary replacement parking spaces for the State of Ohio during the construction of the new parking garage. The acquisition of this real property will allow the City to build a convenient, safe and secure parking facility of a sufficient size to support its core operations and will avoid the use of General Fund dollars to pay the cost of leased parking spaces. Due to the State's legislative timing and process, it is necessary for the City and the State of Ohio to initially enter into a fifteen year lease agreement for the parcels that will include a purchase provision that will transfer ownership of the four parcels to the City upon passage of a bill authorizing such transfer by the Ohio General Assembly. It is anticipated that required legislation will be introduced in the Ohio General Assembly by the 2nd Quarter 2015. The cost of the construction of the new parking garage and the temporary parking is unknown at this time. These costs will be incorporated in the funding ordinance that will be submitted to City Council to authorize the actual construction of the parking garage.

The execution of the lease agreement with purchase provision will allow the City to proceed with the preliminary design of the site and parking garage and avoid delays so that the garage construction can be appropriately sequenced with the design and construction of the new office building that will be built at the corner of Front and Long Streets.

**Fiscal Impact:** The construction project for the parking garage is to be funded as part of the 2015 Capital Improvement Budget.

**Emergency Justification:** Emergency action is requested to allow for the immediate execution of the ground lease and purchase agreement by the City so that the design process for the parking garage can begin as soon as possible to keep the total construction project which includes both the building and garage construction on time and in sequence.

To authorize the Director of the Department of Finance and Management to execute those documents necessary to lease and purchase that real property known as Franklin County Tax Parcels 010-037038, 010-037037, 010-057660, and 010-013089 from the State of Ohio; and to declare an emergency. (\$0)

**WHEREAS,** the City, desires to enter into lease and purchase agreements with the State of Ohio, for the lease and purchase of that real property known as Franklin County Tax Parcels 010-037038, 010-037037, 010-057660, and 010-013089; and

**WHEREAS,** the lease and purchase agreements will allow the City to obtain convenient, safe and secure parking to support core city operations to be located in the new Long and Front office building currently under design; and

**WHEREAS,** it is in the City's best interest to proceed with the preliminary design of the site and parking garage to avoid delays so that the garage construction can be appropriately sequenced with the design and

construction of the new office building that will be built at the corner of Front and Long Street; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of Finance and Management, to execute those documents necessary to lease and purchase that real property known as Franklin County Tax Parcels 010-037038, 010-037037, 010-057660, and 010-013089 from the State of Ohio, for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

**SECTION 1.** That the Director of the Department of Finance and Management be, and hereby is, authorized to execute those documents approved by the Department of Law, Division of Real Estate necessary for the lease and purchase of that real property known as Franklin County Tax Parcels 010-037038, 010-037037, 010-057660, and 010-013089.

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

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**Legislation Number:** 1697-2014

**Drafting Date:** 7/8/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The organizations will serve 4 year olds residing in the Columbus City Schools district in conjunction with similar contracts with the State of Ohio. The state contracts are for half day pre-kindergarten services. The City will leverage these funds by entering into contracts to cover the other half day of services for children with participating organizations.

**BID INFORMATION:** In April 2014 the State of Ohio announced awards to participating organizations for successful applications to the state's early childhood education expansion program. Upon review of these organizations, an evaluation of the State's early childhood education expansion program eligibility requirements, and those of the City's Early Start Columbus Initiative, the City made a recommendation that we leverage the state's half day program by funding participating organizations for the other half day of services for children.

The City waives competitive bidding to allow for the award of contracts to organizations for quality pre-kindergarten services based upon their meeting the selection procedures for quality pre-kindergarten services with the State and the alignment of these services and under the terms and conditions deemed necessary to advance the Early Start Columbus Initiative. The City will assure that a condition of the contract will be the participating organization's continued good standing in the State's program as well as meeting the terms and conditions necessary to advance the Early Start Columbus Initiative.

**CONTRACT COMPLIANCE:**

Child Development Council of Franklin - contract compliance # 311138997, expires 04/24/16

Columbus Early Learning Center - contract compliance # 314379619, expires 11/20/2014

Creative Childcare - contract compliance application in process



Gladden Community House - contract compliance # 314379476, expires 04/09/15  
Heavenly Kids Center for Learning - contract compliance #421713021, expires 05/14/16  
Hilltop Preschool - contract compliance application in process  
Little Disciples Learning Center - contract compliance application in process  
Maize Manor Preschool - contract compliance application in process  
Young Men's Christian Association of America - contract compliance #314379594, expires 12/09/15  
Schoenbaum Family Center - contract compliance application in process  
Sonshine Christian Academy - contract compliance application in process  
Southside Learning and Development Center - contract compliance application in process  
Saint Catherine Preschool - contract compliance application in process  
Saint Mary Magdalene Preschool - contract compliance application in process  
Saint Stephen's Christ Childcare Center - contract compliance application in process  
Starting Point Learning Center - contract compliance #20298639, expires 04/15/16

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$700,000 from the general fund. Funding was allocated in the 2014 Department of Education's operating budget in the amount of \$5,000,000 for these services. \$3,400,000 has already been encumbered earlier in the year for the Early Start Columbus initiative.

**EMERGENCY DESIGNATION:** Emergency designation is requested to ensure the funding and contracts are stabiles in time for the start of the program.

To authorize and direct the Director of Education to enter into contracts with various quality pre-kindergarten organizations to provide pre-kindergarten services in conjunction with similar awards between the State of Ohio and these organizations; to waive competitive bidding provisions of the Columbus City Code; to authorize the expenditure of up to \$700,000.00 from the general fund; and to declare an emergency. (\$700,000.00).

**WHEREAS,** the Director of Education desires to enter into contracts with various quality pre-kindergarten organizations; and

**WHEREAS,** funding was budgeted in the general fund within the Department of Education's operating budget for this purpose; and

**WHEREAS,** quality pre-kindergarten organizations will provide pre-kindergarten services to 4 year olds residing within the Columbus City Schools district; and

**WHEREAS,** the State of Ohio has awarded funding for half day quality pre-kindergarten services to several organizations and by aligning our funding we can leverage the state's money and provide the other half day of quality pre-kindergarten services to participating organizations who meet the terms and conditions deemed necessary to advance the Early Start Columbus Initiative; and

**WHEREAS,** in 2013, The Columbus Education Commission recommended that the community support quality pre-kindergarten for every 4 year old in Columbus City Schools (CCS) by the year 2020; and

**WHEREAS,** research shows that quality pre-kindergarten instruction provides meaningful value to children's educational performance and preparation for school; and

**WHEREAS,** a waiver of competitive bidding provisions of Chapter 329 of the Columbus City Code is requested for this service; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Education in that it is immediately necessary to expend said funds in time for the start of the program, all for the preservation of public health, peace, property and safety; now, therefore

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

**SECTION 1.** That the Director of Education be and is hereby authorized to enter into contracts with the following quality pre-kindergarten organizations, under the terms and conditions and in the amounts deemed necessary to advance the Early Start Columbus initiative.

- Child Development Council
- Columbus Early Learning Center
- Creative Childcare
- Gladden Community House
- Heavenly Kids Center for Learning
- Hilltop Preschool
- Little Disciples Learning Center
- Maize Manor Preschool
- Young Men's Christian Association
- Schoenbaum Family Center
- Sonshine Christian Academy
- Southside Learning and Development Center
- Saint Catherine Preschool
- Saint Mary Magdalene Preschool
- Saint Stephen's Christ Childcare Center
- Starting Point Learning Center, LLC

**SECTION 2.** That Council finds it is in the best interest of the City of Columbus to waive the competitive bidding provisions of Chapter 329 of the Columbus City Code.

**SECTION 3.** That the expenditure of \$700,000 be and is hereby authorized as follows:

Dept/Div: 42-01/Fund: 010/OCA Code:420010/Object Level 3336/Amount \$700,000.

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

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

Drafting Date: 7/8/2014

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with Smith Roofing and Sheet Metal, LLC for the removal, replacement and repairs to the roof system at Lazelle Woods Recreation Center, the removal and reinstallation of the roof system at Blackburn Recreation Center and the removal and replacement of new shingles at the Raymond Memorial Golf Course clubhouse.

Bids were advertised through Vendor Services, in accordance with City Code Section 329, on May 30, 2014 and received by the Recreation and Parks Department on June 17, 2014. Bids were received from the following companies:

	<u>Status</u>	<u>Bid Amount</u>
Smith Roofing	MAJ	\$740,450
JB Roofing	MAJ	\$760,880
E. Lee Construction	MAJ	\$777,510

After review the proposals that were submitted, it was determined that Smith Roofing and Sheet Metal was the lowest and most responsive bidder.

**Principal Parties:**

Vendor Name: Smith Roofing and Sheet Metal, LLC  
Vendor Address: 2137 Parkwood Ave, Columbus, OH 43219  
Vendor Contact Name and Phone: Bob Bartels 614-447-8293  
Contract Compliance Number: 270828913  
Contract Compliance Expiration Date: October 7, 2015  
Number of Columbus Based Employees: 10+

**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 so that work may proceed during the current construction season in order to finish as much as possible before next winter.

**Fiscal Impact:**

\$810,000.00 is budgeted and available in the Recreation and Parks Voted Bond Funds 702, 712, and 746 to meet the financial obligations of this contract.

To authorize and direct the Director of Recreation and Parks to enter into contract with Smith Roofing and Sheet Metal, LLC for the Roof Renovations 2014 project; to authorize the expenditure of \$740,450.00 with a contingency of \$69,550.00 for a total of \$810,000.00 from the Recreation and Parks Voted Bond Funds; and to declare an emergency. (\$810,000.00)

**WHEREAS**, bids were received on June 17, 2014 for the Roof Renovations 2014 project and will be awarded to Smith Roofing and Sheet Metal, LLC on the basis of lowest and best responsive bidder; and

**WHEREAS**, funds are being moved to alternate projects within Fund 702 to establish correct funding locations for the Roof Renovations 2014 project; and

**WHEREAS**, 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 so that critical roof renovations can be completed during this construction season prior to winter; and **NOW, THEREFORE**

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

**SECTION 1.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 2.** 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 3.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 4.** That the Director of Recreation and Parks is hereby authorized to enter into contract with Smith Roofing and Sheet Metal, LLC for the Roof Renovations 2014 Project.

**SECTION 5.** That the expenditure of \$810,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Funds 702, 712, and 746 as follows:

**Fund 702:**

<b>Project</b>	<b>OCA Code</b>	<b>O.L. 3</b>	<b>Amount</b>
510429-100017 (Golf - General Facility Improvements)	722917		6621 \$1,844.00
510035-100024 (Roof Improvements)	723524	6621	\$690,000.00

**Fund 712:**

<b>Project</b>	<b>OCA Code</b>	<b>O.L. 3</b>	<b>Amount</b>
510429-100017 (General Golf Facilities)	712917	6621	\$118,062.00

**Fund 746:**

<b>Project</b>	<b>OCA Code</b>	<b>O.L. 3</b>	<b>Amount</b>
510429-100017 (Golf - General Facility Improvements)	742917	6621	\$94.00

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

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**Legislation Number:** 1699-2014

**Drafting Date:** 7/8/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

The Franklin County Convention Facilities Authority (FCCFA) has requested the City's consent pursuant to Section 9.04 of the 1990 Lease and Section 9.03 of the 1990 Sub-Lease between the City and the FCCFA to proceed with the issue of Tax and Lease Revenue Anticipation and Refunding Bonds, Series 2014. The series 2014 bonds, presently estimated not to exceed \$307,750,000, will be issued to finance the renovation and expansion of the Greater Columbus Convention Center and to refund some or all of the FCCFA's outstanding prior bonds in order to achieve interest savings. Principal and interest due on these bonds will be payable

from hotel/motel tax revenue as collected by the FCCFA.

The City's consent will also extend the term of the 1990 Lease and 1990 Sub-lease between the City and the FCCFA through December 31, 2044.

To facilitate the issue of this debt and to extend the terms of the lease agreements, the FCCFA must receive the City's consent for this bond issuance.

This ordinance is submitted as an emergency to allow the FCCFA the opportunity to take advantage of favorable market conditions.

To consent to the issuance of Tax and Lease Revenue Anticipation Bonds by the Franklin County Convention Facilities Authority and to enter into a Supplemental Lease Agreement and Supplemental Sub-Lease Agreement with the Franklin County Convention Facilities Authority, as required; and to declare an emergency.

**WHEREAS**, pursuant to Ordinance 1188-90 passed by this Council on May 7, 1990, the City of Columbus, Ohio (the "City") has entered into a Lease Agreement dated as of June 1, 1990 (as the same has been amended and supplemented from time to time, the "Lease") from The Franklin County Convention Facilities Authority (the "FCCFA"), as lessor, to the County of Franklin, Ohio (the "County") and the City, as lessees and tenants in common, with respect to the convention facility known as "The Greater Columbus Convention Center" (the "Facility"); and

**WHEREAS**, pursuant to Ordinance 1189-90 passed by this Council on May 7, 1990, the City has entered into a Sub-Lease Agreement dated as of June 1, 1990 (as the same has been amended and supplemented from time to time, the "Sub-Lease") from the City and the County, as lessors, to the FCCFA, as lessee, with respect to the Facility, providing for rental payments from the FCCFA which are to be used as a source for the City's "Lessees Rent" payments under the Lease; and

**WHEREAS**, the Facility was financed and refinanced in part with the proceeds of tax and lease revenue anticipation bonds of the FCCFA, including (i) Tax and Lease Revenue Anticipation Refunding Bonds, Series 2005 (the "Series 2005 Bonds"), (ii) Tax and Lease Revenue Anticipation and Refunding Bonds, Series 2007 (the "Series 2007 Bonds"), and (iii) Tax and Lease Revenue Anticipation Refunding Bonds, Series 2012 (the "Series 2012 Bonds" and, together with the Series 2005 Bonds and the Series 2007 Bonds, the "Prior Bonds"), all of which are secured by a Trust Agreement dated as of June 1, 1990, as amended and supplemented to date (the "Indenture"), which Indenture includes a pledge of any "Lessees Rent" paid by the County and the City pursuant to the Lease; and

**WHEREAS**, the FCCFA, the County and the City entered into a First Supplemental Lease Agreement and a First Supplemental Sub-Lease Agreement as supplements to the Lease and the Sub-Lease, respectively, in order to add additional improvements and additional property to the operation of such documents and to extend the terms of the Lease and the Sub-Lease through December 31, 2027; and

**WHEREAS**, the FCCFA proposes to issue presently estimated not to exceed \$307,750,000 of Tax and Lease Revenue Anticipation Bonds in one or more series (the "2014 Bonds") as "Additional Bonds" pursuant to the Indenture to (i) finance a portion of the cost of renovations to and expansion of the Facility (the "2014 Project") and (ii) refund some or all of the outstanding Prior Bonds in order to achieve interest cost savings, which will benefit the FCCFA, the County, the City and their respective citizens and taxpayers; and

**WHEREAS**, Section 9.04 of the Lease and Section 9.03 of the Sub-Lease require the City and the County to consent to the issuance of such "Additional Bonds" so long as the Lease and Sub-Lease are in effect, and this Council desires to authorize such consent and supporting documents with respect to the 2014 Bonds; and

**WHEREAS**, the FCCFA, the County and the City desire to enter into a Supplemental Lease Agreement (the “Supplemental Lease”) and a Supplemental Sub-Lease Agreement (the “Supplemental Sub-Lease”) as additional supplements to the Lease and the Sub-Lease, respectively, in order to add the 2014 Project to the operation of such documents and to extend the terms of the Lease and the Sub-Lease through December 31, 2044; and

**WHEREAS**, an emergency exists in the offices of the Mayor and Department of Finance and Management in that the timely issuance of the 2014 Bonds will allow the 2014 Project to proceed as quickly as possible and allow the FCCFA to take advantage of favorable market conditions in issuing the 2014 Bonds and refund the outstanding Prior Bonds, which will result in savings to the taxpayers; Now, Therefore,

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

**SECTION 1.** That the City hereby gives its consent, as required by Section 9.04 of the Lease and Section 9.03 of the Sub-Lease, to the issuance of the 2014 Bonds by the FCCFA. The Mayor and Director of Finance and Management, and either of them acting singly, are hereby authorized to execute and deliver such documents evidencing such consent and supporting the 2014 Project and the issuance of the 2014 Bonds as shall be approved by the City Attorney and the officer executing the same, such execution to conclusively evidence such approvals.

**SECTION 2.** That the Mayor and the Director of Finance and Management, and either of them acting singly, are hereby authorized to execute and deliver the Supplemental Lease and the Supplemental Sub-Lease in such forms as shall be approved by the City Attorney and the officer executing the same; such officer’s execution and delivery to conclusively evidence such authorization and approval.

**SECTION 3.** That in order to comply with Rule 15c2-12 of the Securities and Exchange Commission, the Director of Finance and Management is hereby authorized to execute and deliver a continuing disclosure agreement (the “Continuing Disclosure Agreement”) in connection with the issuance of the 2014 Bonds in such form as such officer may approve; such officer’s execution and delivery shall be conclusive evidence of such authorization and approval. This Council hereby covenants that the City will comply with the provisions of the Continuing Disclosure Agreement, provided that failure to comply shall not constitute a default on the 2014 Bonds. Any holder of the 2014 Bonds may take such action as may be necessary and appropriate, including seeking such specific performance, to cause the City to comply with its obligations under this section and the Continuing Disclosure Agreement.

**SECTION 4.** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were passed 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 the law, including Section 121.22 of the Ohio Revised 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.

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**Legislation Number:** 1700-2014

**Drafting Date:** 7/8/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$81,665,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$81,665,000.00).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$81,665,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$81,665,000.00). Section 55(b) of the City Charter

See attached file: City of Columbus - Series 2014-5 Refunding Bonds - UT Bond Ordinance

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**Legislation Number:** 1701-2014  
**Drafting Date:** 7/8/2014  
**Version:** 1  
**Current Status:** Passed  
**Matter Type:** Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$40,700,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$40,700,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$40,700,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$40,700,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014-6 Refunding Bonds - LT Ordinance

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**Legislation Number:** 1702-2014  
**Drafting Date:** 7/8/2014  
**Version:** 1  
**Current Status:** Passed  
**Matter Type:** Ordinance

This ordinance authorizes the issuance of unlimited tax bonds (federally taxable) in an amount not to exceed \$9,795,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$9,795,000).

To authorize the issuance of unlimited tax bonds (federally taxable) in an amount not to exceed \$9,795,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$9,795,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014-7 Refunding Bonds - UT Bond Ordinance (Taxable)

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**Legislation Number:** 1703-2014  
**Drafting Date:** 7/8/2014  
**Version:** 1  
**Current Status:** Passed  
**Matter Type:** Ordinance

This ordinance authorizes the issuance of limited tax bonds (federally taxable) in an amount not to exceed \$1,175,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$1,175,000).

To authorize the issuance of limited tax bonds (federally taxable) in an amount not to exceed \$1,175,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City

(\$1,175,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014-8 Refunding Bonds - LT Bond Ordinance (Taxable)

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**Legislation Number:** 1706-2014

**Drafting Date:** 7/8/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Auditor to set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material and equipment in conjunction with Recreation and Parks existing golf course improvements. These are unanticipated expenditures that may include, but are not limited to, items such as landscaping, surveys, design, administrative fees, concrete, asphalt, equipment improvements, etc. Contracts will be entered into in compliance with the procurement provisions of Columbus City Code Chapter 329 and will not exceed \$20,000.00 per job.

**Emergency Justification:**

Emergency action is requested to ensure that needed improvements are not delayed, keeping the impact on golf course customers to a minimum and allowing safety issues that arise to be addressed in a timely manner.

**Fiscal Impact:**

\$50,000.00 is budgeted and available in the Recreation and Parks Voted Bond Fund to meet the financial obligations of these various expenditures.

To authorize and direct the City Auditor to set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material, and equipment in conjunction with Recreation and Parks golf course improvements; to authorize the expenditure of \$50,000.00 from the Recreation and Parks Voted Bond Fund; to amend the 2014 Capital Improvement Budget; and to declare an emergency. (\$50,000.00)

**WHEREAS**, it is necessary that the City Auditor set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material, and equipment in conjunction with Recreation and Parks golf course improvements; and

**WHEREAS**, funds are being moved to alternate projects within Fund 702 to establish correct funding locations for the various expenditures for labor, material, and equipment in conjunction with Recreation and Parks golf course improvements; and

**WHEREAS**, the 2014 Capital Improvement Budget will be amended to reflect the fund transfer from projects within Fund 702; and

**WHEREAS**, contracts will be entered into in compliance with the procurement provisions of Columbus City Code Chapter 329 and will not exceed \$20,000.00 per job; and

**WHEREAS**, an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to establish this auditor certificate so that needed improvements are not delayed, keeping the impact on golf course customers to a minimum and allowing safety issues to be addressed; and,

**NOW, THEREFORE**

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



**SECTION 1.** That the purchase of labor, materials and equipment is necessary for various unanticipated golf course improvements within the Recreation and Parks Department.

**SECTION 2.** That the 2014 Capital Improvements Budget Ordinance 0683-2014 is hereby amended as follows in order to provide sufficient budget authority for this legislation.

**CURRENT:**

- Fund 702; 510429-100001; Golf - Equipment Replacements; \$0 (SIT Supported)
- Fund 702; 510429-100004; Golf - Hard Surface Improvements; \$0 (SIT Supported)
- Fund 702; 510429-100016; Golf - Misc. Grounds Improvements; \$0 (SIT Supported)
- Fund 712; 510429-100001; Golf - Equipment Replacements; \$200,000 (SIT Supported)
- Fund 712; 510429-100004; Golf - Hard Surface Improvements; \$70,000 (SIT Supported)
- Fund 712; 510429-100016; Golf - Misc. Grounds Improvements; \$50,000 (SIT Supported)
- Fund 702; 510429-100004; Golf - Hard Surface Improvements; \$1 (Voted Carryover)
- Fund 702; 510429-100017; Golf - General Facility Improvements; \$0 (Voted Carryover)
- Fund 746; 510429-100017; Golf - General Facility Improvements; \$0 (Voted Carryover)

**AMENDED TO:**

- Fund 702; 510429-100001; Golf - Equipment Replacements; \$200,000 (SIT Supported)
- Fund 702; 510429-100004; Golf - Hard Surface Improvements; \$70,000 (SIT Supported)
- Fund 702; 510429-100016; Golf - Misc. Grounds Improvements; \$50,000 (SIT Supported)
- Fund 712; 510429-100001; Golf - Equipment Replacements; \$0 (SIT Supported)
- Fund 712; 510429-100004; Golf - Hard Surface Improvements; \$0 (SIT Supported)
- Fund 712; 510429-100016; Golf - Misc. Grounds Improvements; \$0 (SIT Supported)
- Fund 702; 510429-100004; Golf - Hard Surface Improvements; \$850 (Voted Carryover/Encumbrance Cancellations)
- Fund 702; 510429-100017; Golf - General Facility Improvements; \$1,844 (Voted Carryover/Encumbrance Cancellations)
- Fund 746; 510429-100017; Golf - General Facility Improvements; \$94 (Voted Carryover/Encumbrance Cancellations)

**SECTION 3.** That the expenditure of \$50,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702, as follows:

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510429-100016 (Golf - Misc. Grounds Improvements)	702016	6621	\$50,000.00

**SECTION 4.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

**SECTION 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 legislation.

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 7.** Contracts will be entered into in compliance with the procurement provisions of Columbus City Code Chapter 329 and will not exceed \$20,000.00 per job.

**SECTION 8.** That this Council hereby recognizes that this ordinance does not identify specific contractors or vendors for the expenditure purposes authorized herein and hereby delegates sole and final contracting decisions relative to the determination of lowest, best, most responsive and most responsible vendor(s) to the Director of Recreation and Parks and/or the Director of Finance and Management.

**SECTION 9.** 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.

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**Legislation Number:** 1707-2014

**Drafting Date:** 7/8/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **1. BACKGROUND**

This ordinance authorizes the Department of Public Service to enter into an agreement to participate in and fund a project with the Columbus Regional Airport Authority for the development of the Loop Road Land Use Study. Participants in the study include the City of Columbus, the Columbus Regional Airport Authority, and Franklin County.

In an effort to properly assess Port Columbus area development opportunities, the City of Columbus has identified the need to enter into a contract with the Columbus Regional Airport Authority to fund the supplemental scope of work in the land use study for the Loop Road area. The Director of Public Service shall determine the parameters of the scope of work. The supplemental work will advance the work of the Jobs, Expansion and Transportation (JET) Task Force, announced by the city earlier this year. The Task Force is exploring how to improve air service, to expand economic development, and to make Port Columbus a regional multimodal transportation center. It will submit a report and recommendations by the end of the year to the city and its regional project partners, the Columbus Regional Airport Authority and Franklin County.

## **2. FISCAL IMPACT**

Funding in the amount of \$100,000.00 is available in the Streets and Highways Bonds Fund within the Department of Public Service for this contract.

## **3. CONTRACT COMPLIANCE**

The contract compliance number for the Columbus Regional Airport Authority is 31-1335829.

## **4. EMERGENCY DESIGNATION**

Emergency action is requested to allow for the Department of Public Service to make funding for the design of this project available and allow the project schedule to proceed as planned, thereby preserving the public health, peace, property, safety, and welfare.

To authorize the Director of Public Service to enter into a contract with the Columbus Regional Airport Authority to provide funding for the completion of a supplemental scope of work within the Loop Road Land Use Study; to authorize the expenditure of \$100,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$100,000.00)

**WHEREAS,** the City of Columbus created the JET Task Force to develop an actionable plan for increasing direct flights, expanding economic development and examining the feasibility of making Port Columbus a regional transportation center; and

**WHEREAS,** the City of Columbus and the Columbus Regional Airport Authority have identified the need to

supplement the land use study for the Loop Road area near Columbus International Airport; and  
**WHEREAS**, the City of Columbus wishes to contract with the Columbus Regional Airport Authority to provide funding for the supplemental work to advance the planning and overall efforts of the JET Task Force in the amount of \$100,000; and

**WHEREAS**, funds are available in the Streets and Highways Bonds Fund; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to enter into contract with the Columbus Regional Airport Authority to complete supplemental work relative to the Loop Road Land Use Study, 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 Public Service is authorized to contract with the Columbus Regional Airport Authority to fund the supplemental work of the Loop Road Land Use Study.

**SECTION 2.** That for the purpose of paying the cost of this contract the sum of up to \$100,000.00 or so much as thereof may be needed, is hereby authorized to be expended from the Streets and Highways Bonds Fund as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 440104-100014 / Port Columbus Traffic Study / 06-6682 / 710414 / \$100,000.00

**SECTION 3.** That the funds are necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1708-2014

**Drafting Date:** 7/8/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify an existing contract on behalf of the Facilities Management Division with K & M Kleening to provide for ongoing custodial services at Columbus Public Health and the Columbus Police Academy (James G. Jackson Police Academy). This modification will provide for a two month extension which allows for the needed time to construct an adequate bid specification, a thorough review of the submission and the selection of the most qualified and responsible candidate.

The former custodial contractor for the Columbus Health Department (240 Parsons Avenue) and the James G. Jackson Police Academy (1000 Hague Avenue) was terminated because of falsification of records in September, 2013. As a result of the infraction, the services of K&M Kleening were secured to complete the remaining months on the existing contract for these facilities. K&M Kleening was chosen due to their familiarity with these facilities and the cleaning standards associated with health facilities. They were already

under contract for cleaning the Fire Training Academy and were familiar with their cleaning standards.

The bid process for a new contract for a cleaning service provider(s) requires the Facilities Management Division to conduct a comprehensive review of the cleaning requirements for the Columbus Health Department and the James G. Jackson Police Academy. These specifications will not include the services of a third party cleaning consultant as it has in years past. Therefore, performance cleaning standards require close scrutiny in the development of new bid specifications, especially for Columbus Public Health. In addition, the equipment requirements, chemicals and schedules all requires close review and coordination. A two month extension will allow for the necessary time to construct good and proper bid specifications and will provide for a thorough review of the submission and selection of the most qualified and responsible contractor(s).

K & M Kleening was selected as the vendor, as they already supply custodial services at the Fire Training Academy, the Fire Training Building, and the Practical Skills Building and, as such, have the necessary skills and capacity to provide needed services at Columbus Public Health and the James G. Jackson Police Academy. The same hourly rates and terms within the current contract were used to determine this modification.

**Emergency action** is requested to so that custodial services may continue without interruption, thereby ensuring the safety and cleanliness of the buildings.

K & M Kleening Service, Inc. Contract Compliance No. 02-0553299, expiration date October 25, 2015.

**Fiscal Impact:** The funds necessary for this modification are budgeted within the 2014 Facilities Management Division.

To authorize the Finance and Management Director to modify an existing contract on behalf of the Facilities Management Division with K & M Kleening Service, Inc. to provide ongoing custodial services at Columbus Public Health and the Columbus Police Academy; to authorize the expenditure of \$97,498.39 from the General Fund; and to declare an emergency. (\$97,498.39)

**WHEREAS**, pursuant to ordinance 0180-2013, the Finance & Management Director, on behalf of the Facilities Management Division, entered into a custodial services contract with K&M Kleening Service, Inc. at the Fire Training Academy, 3639 Parsons Avenue; Fire Training Building, 3675 Parsons Avenue; and the Practical Skills Building, 3633 Parsons Avenue; and

**WHEREAS**, Ordinance No. 2625-2013, passed December 5, 2013, authorized a modification of the contract with K & M Kleening to provide ongoing custodial services at Columbus Public Health and the Columbus Police Academy; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to modify an existing contract with K & M Kleening Service, Inc. to provide for custodial services at Columbus Public Health and the Columbus Police Academy, to ensure the cleanliness of the buildings 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 Finance and Management Director, on behalf of the Facilities Management Division, is hereby authorized to modify an existing contract with K & M Kleening Service, Inc. to provide for custodial services at Columbus Public Health and the Columbus Police Academy through November 25, 2014.

**SECTION 2.** That the expenditure of \$97,498.39, 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 Code: 450044

Object Level 1: 03

Object Level 3: 3370  
Amount: \$97,498.39

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

**SECTION 4.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approved by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

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**Legislation Number:** 1709-2014

**Drafting Date:** 7/8/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into agreement with and provide funding to the Ohio Department of Transportation (ODOT) to perform the construction of FRA-Sawmill NB Lane Improvements, (PID 95628) construction project.

Ordinance 0708-2014 authorized the Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for this project and noted that future legislation requesting funds would be forthcoming.

The Ohio Department of Transportation shall be advertising for construction services and holding the construction contract. Construction is estimated to begin in August 2014.

The scope of work includes the construction of a northbound lane from Billingsley Road north to approximately 0.1 mile south of Hard Road. The project also includes the resurfacing of Sawmill Road from the IR270 bridge north to Billingsley Road

## 2. FISCAL IMPACT

The estimated construction cost of the project is \$1,424,500.00 with the city's share being \$95,100.00. Funds in the amount of \$95,100.00 are available for this project in the Streets and Highways Bonds Fund within the Department of Public Service. An amendment to the 2014 Capital Improvements fund is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

## 3. EMERGENCY DESIGNATION

Emergency action is requested in order to meet ODOT's construction schedule.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bonds Fund within the Department of Public Service; to allow the Director of Public Service to enter into agreement with the Ohio Department of Transportation for FRA-Sawmill NB Lane Improvements (PID 95628) project; to authorize the expenditure of \$95,100.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$95,100.00)

**WHEREAS**, the City has partnered with the Ohio Department of Transportation in order to construct improvements on Sawmill Road north of I-270 on the north side of Columbus (FRA-Sawmill NB Lane Improvements, (PID 95628)); and

**WHEREAS**, the Ohio Department of Transportation shall be advertising for construction services and holding the construction contract; and

**WHEREAS**, it is necessary to enter into agreement and provide this funding to ODOT; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, in that it is necessary to provide funding at the earliest possible time to ODOT to maintain the project schedule 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 2014 Capital Improvements Budget authorized by ordinance 0683-2014 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / Current / Change / Amended

704 / 530282-100069 / Resurfacing - Urban Paving - SR33 Dublin Rd/Spring Street (PID 86651) (Voted Carryover) / \$47,357 / (\$47,357) / \$0

704 / 530282 - 100071 Resurfacing - Urban Paving - SR317 - Hamilton Road (PID 92345) (Voted Carryover) / \$398,615 / (\$47,743) / \$350,872

704 / 530282-100109 / Resurfacing - FRA-Sawmill NB Lane Improvements (PID 95628) (Voted Carryover) / \$0.00 / \$95,100.00 / \$95,100.00

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways Bonds Fund, No. 704, as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100069 / Resurfacing - Urban Paving - SR33 Dublin Rd/Spring Street (PID 86651) / 06-6600 / 748269 / \$47,357.00

704 / 530282 - 100071/ Resurfacing - Urban Paving - SR317 - Hamilton Road (PID 92345) / 06-6600 / 748271 / \$47,743.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100109 / Resurfacing - FRA-Sawmill NB Lane Improvements (PID 95628)/ 06-6600 / 741109 / \$95,100.00

**SECTION 3.** That the Director of Public Service is authorized to enter into agreement with the Ohio Department of Transportation and provide funding in the amount of \$95,100.00 in order to construct improvements on Sawmill Road north of I-270 on the north side of Columbus (FRA-Sawmill NB Lane Improvements, (PID 95628)).

**SECTION 4.** That for the purpose of providing the local match to ODOT for this project, the sum of \$95,100.00 or so much thereof as may be needed, is hereby authorized to be expended from Streets and Highways Bonds Fund, No. 704 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100109 / Resurfacing - FRA-Sawmill NB Lane Improvements (PID 95628)/ 06-6631 / 741109 / \$95,100.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1710-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** On December 2, 2013 Council passed Ordinance 2809-2013 to allow the Director of the Department of Development to enter into a contract with two companies to provide services of board to code and secure structures including installation of hasps, locks and hinges on entry doors on City owned property being held in the Land Bank. Egner Construction (cc# 010853960, expiration 1/22/15) and IBAR Home Maintenance & Repair Services (cc# 273673793, expires 11/15/14) were selected from a pool of two

companies that responded to a formal request for bids (2013 SA005161). Due to the large number of properties received by the Land Bank since the beginning of 2014 most of the funds initially encumbered for these services have been used and now it is necessary to add funds to these existing contracts in order to continue to provide uninterrupted property maintenance services.

This legislation authorizes the Director of the Department of Development to modify Contract EL015292 with Egner Construction and Contract EL015293 with IBAR Home Maintenance & Repair Services to add an additional \$120,000 to the contracts. The additional funds will allow the Land Bank to continue to maintain the properties acquired by the Land Bank, as well as continuing maintenance of sites currently held in the Land Bank. Additional funding is provided from the Land Management Fund.

**FISCAL IMPACT:** Funds for these contract modifications are allocated from the Land Management Fund. The unencumbered cash balance of this fund is approximately \$848,000.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order to continue ongoing property maintenance activities for the Columbus Land Bank Program.

To authorize the appropriation of \$210,000 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for the administration of Land Redevelopment Office and related projects; to authorize the Director of the Department of Development to modify contracts with Egner Construction and IBAR Home Maintenance & Repair Services to provide additional services of board to code and secure structures for the Land Redevelopment Office; to authorize the expenditure of \$120,000.00 from the Land Management Fund; and to declare an emergency. (\$210,000.00)

**WHEREAS,** this ordinance authorizes the expenditure of up to \$120,000 from the Land Redevelopment Fund in order to add additional funds to existing contracts with Egner Construction and IBAR Home Maintenance & Repair Services to provide services of board to code and secure structures including installation of hasps, locks and hinges on entry doors for the Land Redevelopment Office; and

**WHEREAS,** Egner Construction and IBAR Home Maintenance & Repair Services were two contractors selected from a pool of two companies that responded to the request for bids (2013 SA 005161); and

**WHEREAS,** Egner Construction and IBAR Home Maintenance & Repair Services were selected based on bid pricing, prior experience, resources and qualifications; and

**WHEREAS,** Egner Construction and IBAR Home Maintenance & Repair Services, are locally owned businesses; and

**WHEREAS,** this legislation also authorizes the appropriation of \$210,000 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for the administration of Land Redevelopment Office and related projects; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to appropriate funds and to enter into contract with these companies to continue to provide uninterrupted property maintenance services, such as boarding to code and securing structures, including installation of hasps, locks and hinges on entry doors, all for the preservation of the public health, peace, property, safety and welfare; and **NOW THEREFORE,**



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

**SECTION 1.** That from the unallocated monies in the Land Management Fund, Fund 206, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31, 2014, the sum of \$210,000 be and hereby is appropriated to the Department of Development, Division 44-01, OCA Code 441206, as follows:

**Object Level One / Object Level Three / Purpose / Amount**

02 / 2000 / Materials and Supplies / \$10,000  
03 / 3370 / Maintenance Service - Bldg. Repairs / \$200,000

**SECTION 2.** That the Director of the Department of Development is hereby authorized to modify Contract EL015292 with Egner Construction and Contract EL015293 with IBAR Home Maintenance & Repair Services by increasing the contract amounts to provide additional services of board to code and secure structures including installation of hasps, locks and hinges on entry doors for the Land Redevelopment Office.

**SECTION 3.** That for the purpose stated in Section 2, the expenditure of \$120,000.00, or so much therefor as may be necessary, is hereby authorized to be expended from the Land Management Fund, Fund 206, Department of Development, Division 44-01, Object Level One 03, Object Level Three 3370, OCA Code 441206.

**SECTION 4.** That these contract modifications are awarded in accordance with Chapter 329.16 of the Columbus City Codes, 1959.

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 1711-2014

**Drafting Date:** 7/9/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** The need exists to amend Ordinance 0721-2014, which was approved by Columbus City Council on April 7, 2014. The ordinance authorized the Director of the Department of Development to enter into a Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest (also referred to as the “Grantee”), equal to fifty percent (50%) of the amount of new employee's city income tax withholdings for a term of five (5) years.

Prior to the execution of the agreement, in a letter from the Grantee dated May 8, 2014, it was discovered that the number of full-time permanent employees to be retained at the project site was inadvertently misidentified in the legislation as the City’s definition for an existing position to be retained as a part of the project conflicts

with the State of Ohio's definition related to the State of Ohio Job Creation Tax Credit. An amendment is now required to change the Grantee's job retention commitment from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000.

This legislation is presented as an emergency measure in order for this amendment to be legislated as quickly as possible so that the subsequent Agreement can be executed allowing Midwest Motor Supply Co., dba Kimball Midwest, to make use of the incentive without undue delay.

**FISCAL IMPACT:** No funding is required for this legislation.

To amend Ordinance 0721-2014, approved by Columbus City Council on April 7, 2014, for the purpose of changing the job retention commitment in the Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest, from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000.00 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000.00; and to declare an emergency.

**WHEREAS**, the need exists to amend Ordinance 0721-2014, which was approved by Columbus City Council on April 7, 2014; and

**WHEREAS**, the ordinance authorized the Director of the Department of Development to enter into a Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest (also referred to as the "Grantee"), equal to fifty percent (50%) of the amount of new employee's city income tax withholdings for a term of five (5) years; and

**WHEREAS**, prior to the execution of the agreement, in a letter from the Grantee dated May 8, 2014, it was discovered that the number of full-time permanent employees to be retained at the project site was inadvertently misidentified in the legislation and an amendment is now required to change the Grantee's job retention commitment from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000; and

**WHEREAS**, this legislation is presented as an emergency measure in order for this amendment to be legislated as quickly as possible so that the subsequent Agreement can be executed allowing Midwest Motor Supply Co., dba Kimball Midwest, to make use of the incentive without undue delay; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to seek an amendment to the Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest, for the purpose of replacing the job retention commitment and associated annual gross payroll; thereby preserving the public health, property, safety and welfare; and **NOW THEREFORE**,

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

**SECTION 1.** That Ordinance 0721-2014 is hereby amended to change the job retention commitment in the

Job Creation Tax Credit Agreement with Midwest Motor Supply Co., dba Kimball Midwest from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000.

**SECTION 2.** That the remaining terms of the Job Creation Tax Credit Agreement not be modified by this amendment to the Ordinance.

**SECTION 3.** That the Job Creation Tax Credit Agreement is signed by Midwest Motor Supply Co., dba Kimball Midwest, within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**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.

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**Legislation Number:** 1712-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the issuance of limited tax notes in the amount not to exceed \$18,100,000, to refund outstanding bond anticipation notes issued for the purpose of financing the costs of the transportation projects (\$18,100,000).

To authorize the issuance of limited tax notes in the amount not to exceed \$18,100,000.00, to refund outstanding bond anticipation notes issued for the purpose of financing the costs of the transportation projects (\$18,100,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014 Notes - LT Note Renewal Ordinance

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**Legislation Number:** 1713-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The need exists to amend Ordinance 0720-2014, which was approved by Columbus City Council on April 7, 2014. The ordinance authorized the Director of the Department of Development to enter into an Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest (also referred to as the “Grantee”), for a tax abatement of seventy-five percent (75%) for a period of ten (10) years.

Prior to the execution of the agreement, in a letter from the Grantee dated May 8, 2014, it was discovered that the number of full-time permanent employees to be retained at the project site was inadvertently misidentified in the legislation as the City’s definition for an existing position to be retained as a part of the project conflicts with the State of Ohio’s definition related to the State of Ohio Job Creation Tax Credit. An amendment is now required to change the Grantee’s job retention commitment from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an

associated annual gross payroll of approximately \$18,881,000.

This legislation is presented as an emergency measure in order for this amendment to be legislated as quickly as possible so that the subsequent Agreement can be executed allowing PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, to make use of the incentive without undue delay.

**FISCAL IMPACT:** No funding is required for this legislation.

To amend Ordinance 0720-2014, approved by Columbus City Council on April 7, 2014, for the purpose of changing the job retention commitment in the Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000.00 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000.00; and to declare an emergency. (\$18,881,000.00)

**WHEREAS**, the need exists to amend Ordinance 0720-2014, which was approved by Columbus City Council on April 7, 2014; and

**WHEREAS**, the ordinance authorized the Director of the Department of Development to enter into an Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest (also referred to as the “Grantee”), for a tax abatement of seventy-five percent (75%) for a period of ten (10) years; and

**WHEREAS**, prior to the execution of the agreement, in a letter from the Grantee dated May 8, 2014, it was discovered that the number of full-time permanent employees to be retained at the project site was inadvertently misidentified in the legislation and an amendment is now required to change the Grantee’s job retention commitment from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000; and

**WHEREAS**, this legislation is presented as an emergency measure in order for this amendment to be legislated as quickly as possible so that the subsequent Agreement can be executed allowing PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, to make use of the incentive without undue delay; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to seek an amendment to the Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, for the purpose of replacing the job retention commitment and associated annual gross payroll; thereby preserving the public health, property, safety and welfare; and **NOW THEREFORE**,

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

**SECTION 1.** That Ordinance 0720-2014 is hereby amended to change the job retention commitment in the Enterprise Zone Agreement with PEDC Property Management, Inc. and Midwest Motor Supply Co., dba

Kimball Midwest from 307 full-time, permanent employees with an associated annual gross payroll of approximately \$18,161,000 to 286 full-time, permanent employees with an associated annual gross payroll of approximately \$18,881,000.

**SECTION 2.** That the remaining terms of the Enterprise Zone Agreement not be modified by this amendment to the Ordinance.

**SECTION 3.** That the Enterprise Zone Agreement is signed by PEDC Property Management, Inc. and Midwest Motor Supply Co., dba Kimball Midwest, within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

**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.

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**Legislation Number:** 1715-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the expenditure of \$23,589 for a Brownfield grant award pursuant to the Green Columbus Fund, a grant program administered by the Department of Development and authorized by Ordinance 1931-2012.

The Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment. The program will produce economic, environmental and social benefits for Columbus and its residents.

This legislation authorizes the Director of Development to enter into a grant agreement with Community Development for All People for Brownfield assessment and redevelopment of the site at 683-691 Parsons Ave., subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement. It also authorizes the expenditure of up to \$23,589 for this purpose.

Funding is needed to reimburse the Grantee for a Phase II Environmental Site Assessment and for asbestos abatement under Physical Phase II.

Emergency action is requested so that Brownfield assessment can proceed promptly.

**FISCAL IMPACT:** Funding is from the Green Columbus Fund portion of the 2014 Capital Improvements Budget.

To authorize the Director of the Department of Development to enter into a grant agreement with Community Development for All People for Brownfield assessment and redevelopment of the site located at 683-691 Parsons Ave., pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$23,589.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$23,589.00)

**WHEREAS**, the Department of Development administers from city bond proceeds the Green Columbus Fund, a grant program authorized by Ordinance 1931-2012; and

**WHEREAS**, the Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment, in order to produce economic, environmental and social benefits for Columbus and its residents; and

**WHEREAS**, the applicant has applied under the Brownfield assessment and redevelopment component of this program, the purpose of which is to encourage proper and productive use of the site, and the application has been approved by the Department of Development; and

**WHEREAS**, this legislation authorizes the Director of Development to enter into a grant agreement with Community Development for All People for Brownfield assessment and redevelopment of the site at 683-691 Parsons Ave., subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement; and

**WHEREAS**, this Brownfield assessment project consists of a Phase II Environmental Site Assessment and asbestos abatement under Physical Phase II for the site at 683-691 Parsons Ave., and this \$23,589 Green Columbus Fund Brownfield Grant is required for that purpose; and

**WHEREAS**, funding is available under the Green Columbus Fund in the Northland and Other Acquisitions Fund 735; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the grant agreement with Community Development for All People, so assessment can proceed in a timely manner, all for the immediate preservation of the public health, peace, 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 grant agreement with Community Development for All People for Brownfield assessment and redevelopment under the Green Columbus Fund Program for the site located at 683-691 Parsons Avenue.

**SECTION 2.** That for the purpose as stated in Section 1, the expenditure of \$23,589 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-01, Northland and Other Acquisitions Fund, Fund 735, Project 441749-100001, Object Level One 06, Object Level Three 6617, OCA Code 754151.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director

of the Department administrating said project that the project has been completed and the monies are no longer required for said project.

**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.

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**Legislation Number:** 1719-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with Gutknecht Construction Company for the removal and replacement of the existing Lincoln Bath House structure located at Lincoln Park 580 Woodrow Avenue (43207). The work also includes a complete pool replacement which will bring this facility up to code with the Americans with Disabilities Act.

The costs for this project will be \$4,168,000.00 with a contingency of \$200,000.00 for a total of \$4,368,000.00.

Bids were advertised through Vendor Services, in accordance with City Code Section 329, on June 6, 2014 and received by the Recreation and Parks Department on June 26, 2014. Bids were received from the following companies:

	<u>Status</u>	<u>Bid Amount</u>
Gutknecht Construction	MAJ	\$4,168,000
RW Setterlin	MAJ	\$4,423,400

After review the proposals that were submitted, it was determined that Gutknecht Construction was the lowest and most responsive bidder.

**Principal Parties:**

Vendor Name: Gutknecht Construction Company  
Vendor Address: 2280 Citygate Drive, Columbus, OH 43219  
Vendor Contact Name and Phone: Jamie Weisent 614-532-5410  
Contract Compliance Number: 310935568  
Contract Compliance Expiration Date: August 7, 2015  
Number of Columbus Based Employees: 25+

**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 so that work may proceed during the current construction season in order for the pool to be open for the 2015 Season.

**Fiscal Impact:**

\$4,368,000.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 702 to meet the financial obligations of this contract.

To authorize and direct the Director of Recreation and Parks to enter into contract with Gutknecht Construction

Company for the Lincoln Park Pool Improvements Project; to authorize the expenditure of \$4,168,000.00 with a contingency of \$200,000.00 for a total of \$4,368,000.00 from the Recreation and Parks Voted Bond Fund; to authorize the City Auditor to transfer \$168,000.00 within the Voted Recreation and Parks Bond Fund; to amend the 2014 Capital Improvement Budget; and to declare an emergency. (\$4,368,000.00)

**WHEREAS**, Bids were received by the Recreation and Parks Department on June 26, 2014 for the Lincoln Park Pool Improvements Project and will be awarded to Gutknect Construction Company on the basis of lowest, best, responsible and most responsive bidder; and

**WHEREAS**, City Auditor will transfer \$168,000.00 within the Voted Recreation and Parks Bond Fund; and

**WHEREAS**, the 2014 Capital Improvements Budget Ordinance 0683-2014 will be amended in order to provide sufficient budget authority for this legislation; and

**WHEREAS**, 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 to allow demolition and new construction to begin the day after the pool closes for the 2014 season so that the project is completed in time for the 2015 outdoor swim season; **NOW THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks is authorized to enter into contract with Gutknect Construction Company for the Lincoln Park Pool Improvements Project.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**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 the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 5.** That the City Auditor is hereby authorized to transfer \$168,000.00 within the Recreation and Parks Voted Bond Fund 702 for the projects listed below:

**FROM:**

<b>Project</b>	<b>OCA Code</b>	<b>O.L. 3</b>	<b>Amount</b>
510112-100000 (Park Acquisition - Misc.)	702112	6621	\$168,000.00

**TO:**

<b>Project</b>	<b>OCA Code</b>	<b>O.L. 3</b>	<b>Amount</b>
510011-100004 (Lincoln Pool Improvements)	721104	6621	\$168,000.00

**SECTION 6.** That the 2014 Capital Improvements Budget Ordinance 0683-2014 is hereby amended as follows in order to provide sufficient budget authority for this legislation.



**CURRENT:**

Fund 702; 510112-100000; Park Acquisition - Misc.; \$547,320 (SIT Supported)  
Fund 702; 510011-100004; Lincoln Pool Improvements; \$4,200,000 (SIT Supported)

**AMENDED TO:**

Fund 702; 510112-100000; Park Acquisition - Misc.; \$379,320 (SIT Supported)  
Fund 702; 510011-100004; Lincoln Pool Improvements; \$4,368,000 (SIT Supported)

**SECTION 7.** That the expenditure of \$4,368,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702, as follows:

<b>Project</b>	<b>OCA Code</b>	<b>O.L. 3</b>	<b>Amount</b>
510011-100004 (Lincoln Pool Improvements)	721104	6621	\$4,368,000.00

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

**Legislation Number:** 1722-2014

**Drafting Date:** 7/9/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with MEC, Inc. for the demolition of the old Pro Shop and Maintenance Buildings and site preparation at the old Walnut Hill Golf Course. This golf course has been closed and the property is being turned into a neighborhood park. This work will complete the initial phase of this transformation. Recreation and Parks staff will meet with community members during the summer of 2014 to gather input for amenities they would like to see in the park. Walnut Hill Park improvements should begin in 2015 if funding allows.

Bids were advertised through Vendor Services, in accordance with City Code Chapter 329, on June 6, 2014 and received by the Recreation and Parks Department on June 24, 2014. Bids were received from the following companies:

	<b>Status</b>	<b>Bid Amount</b>
MEC MAJ		\$74,486
Dore & Assoc MAJ		\$97,200
Tyevco MAJ		\$136,400
Evans Landscaping MAJ		\$172,179
Master Renovations MAJ		\$197,000
Central Ohio Building MAJ		\$250,000
Bezalel Construction MBE		\$373,920

After review the proposals that were submitted, it was determined that MEC, Inc. was the lowest and most responsive bidder.

**Principal Parties:**

Vendor Name: MEC, Inc.  
Vendor Address: 4708 Angola Road, Toledo, OH 43615  
Vendor Contact Name and Phone: David Bruhl 419-382-9200  
Contract Compliance Number: 341404108  
Contract Compliance Expiration Date: June 19, 2016  
Number of Columbus Based Employees: 0

**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 so that work may proceed during the current construction season. Certain aspects of the construction need to be completed before winter in order to allow for seeding to establish prior to future improvement work.

**Fiscal Impact:**

\$81,986.00 is budgeted and available in the Recreation and Parks Permanent Improvement Fund 747 to meet the financial obligations of this contract.  
To authorize and direct the Director of Recreation and Parks to enter into contract with MEC, Inc. for the Walnut Hill Park Facility Demolition Project; to authorize the expenditure of \$74,486.00 with a contingency of \$7,500.00 for a total of \$81,986.00 from the Recreation and Parks Permanent Improvement Fund; and to declare an emergency. (\$81,986.00)

**WHEREAS**, bids were received on June 24, 2014 for the Walnut Hill Park Facility Demolition Project and will be awarded to MEC, Inc. on the basis of lowest, best, responsible and responsive bidder; and

**WHEREAS**, 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 so that certain necessary aspects of construction can be completed before winter to keep project on schedule; and **NOW, THEREFORE**

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

**SECTION 1.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 2.** 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 3.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 4.** That the Director of Recreation and Parks is hereby authorized to enter into contract with MEC, Inc. for the Walnut Hill Park Facility Demolition Project.

**SECTION 5.** That the expenditure of \$81,986.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Permanent Improvement Fund 747, as follows:

<b>Project:</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510025-100005 (Far East Parkland Donations)	510905	6621	\$81,986.00

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

**Legislation Number:** 1723-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for the renovation of the CTV Columbus Government Television Studio at City Hall, 90 West Broad Street.

After the asbestos abatement process was completed, the city building inspector required the existing original skylights be removed and a 1 hour fire rated ceiling be installed throughout the studio, studio control room and all the CTV office suites. The asbestos ceiling plaster, that was removed, originally provided the 1 hour fire rating that was required. The original skylights are constructed with combustible material and cannot be left in-place. A modification of the contract is necessary to provide funding for the removal of the original skylights and installation of a 1 hour rated ceiling structure in the studio and office suites of the CTV Columbus Government Television Studio.

It is practical and cost effective for the coordination and continuity of the project to use Palmetto Construction Group, LLC. for this modification. Selecting another consultant could lead to duplicated work and delays. Therefore it is not in the best interest of the City to select another contractor for these services. Prices already established in the contract were used to determine the cost of this modification.

**Emergency action** is requested to ensure that the necessary purchase order for services is established in a timely manner.

Palmetto Construction Services, LLC. Contract Compliance No. 27-2790089, expiration date February 5, 2015.

**Fiscal Impact:** The cost of this project is \$160,000.00. Funding is available in the Construction Management Capital Improvement Fund.

To authorize the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for the renovation of the CTV Columbus Government Television Studio at City Hall, 90 West Broad Street; to authorize the total expenditure of \$160,000.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$160,000.00)

**WHEREAS,** Ordinance No. 2791-2013, passed by City Council on December 19, 2013, authorized the original contract for the renovation of the CTV Columbus Government Television Studio at City Hall, 90 West Broad Street; and

**WHEREAS,** Ordinance No. 1434-2014, passed by City Council on June 26, 2014, authorized a modification of the contract to replenish contingency that was used for the additional asbestos abatement and unforeseen

existing conditions; and

**WHEREAS**, it is necessary to modify said contract to provide funding for the removal of the original skylights and installation of the ceiling structure in the studio and office suites of CTV Columbus Government Television Studio; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary for the Director of the Finance and Management Department to modify a contract for the renovation of the CTV Columbus Government Television Studio, to ensure that the necessary purchase order for services is established in a timely manner, thereby, preserving the public health, peace, property, safety, and welfare; now therefore:

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

**SECTION 1.** That the Finance and Management Director is hereby authorized and directed to modify a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for the renovation of the CTV Columbus Government Television Studio at City Hall, 90 West Broad Street.

**SECTION 2.** That the expenditure of \$160,000.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1 , be and is hereby authorized and approved as follows:

Division: 45-50

Fund: 733

Project: 570030-100120

OCA Code: 733120

Object Level: 06

Object Level 3: 6683

Amount \$160,000.00

**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 City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 6.** 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 approved by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same

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**Legislation Number:** 1724-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Eight parcels currently held in the Land Bank have been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of eight parcels located at:

1. 1826 Smith Court (010-117344)
2. 1814 Smith Road (010-117343)
3. 1817 Smith Road (010-132189)
4. 1102 Smith Road (010-089600)
5. 1836 Lockbourne Avenue (010-089608)
6. 1824 Lockbourne Avenue (010-089601)
7. 1808-1816 Lockbourne Avenue (010-112203)
8. 1827 Smith Road (010-132190)

Transfer of the eight parcels will be made to William J. Ezzo, or other entity created by William J. Ezzo to own the parcels, who will maintain the vacant parcels as an expansion to his adjacent business facility, the Ezzo Sausage Company. The parcels will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of eight parcels of real property (Lockwood Apartments) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS**, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS**, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land

Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to 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 a contract or option agreement for the sale of the following described property, and to execute a quitclaim deed and any ancillary documents as may be necessary to transfer title thereto in exchange for the payment of \$200,000:

**Parcel 1:**

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

Being an 0/444 Acre tract of land and being part of a tract of land conveyed to Grant Apartments, Inc. by deed recorded in Deed Book 2267, page 294, being the same tract shown as Parcels 5 and 6 on a plat of the "Dedication of Smith Court, Smith Road and utility Easements," recorded in Plat Book 32, page 21, all of record in the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning at a point in the Easterly line of said Grant Apartments, Inc., tract, 157 feet Northerly from the Southeasterly corner thereof, said point also being the Southeasterly corner of Parcel 6; thence North 86 degrees 03' 10" West, with the Southerly line of said Parcel 6, a distance of 132.92 feet to a point in the Southwesterly corner of said Parcel 6, the Easterly line of Smith Court (50 feet. in width) as shown on said dedication plat; thence North 4 degrees 0' East with the Easterly line of said Smith Court, the Westerly line of said parcels 6 and 5, a distance of 145.68 feet to a point in the Northeasterly corner of said Smith Court, the Northwesterly corner of said Parcel 5; thence South 85 degrees 54' 55" East, with the Northerly line of said Parcel 5, a distance of 133.18 feet to a point in the Northeasterly corner of said Parcel 5, the Easterly line of said Grant Apartments, Inc., tract said point being also located South 4 degrees 6' 10" West, a distance of 135.60 feet from the Northeasterly corner of said Grant Apartments, Inc. tract; thence South 4 degrees 6' 10" West with the Easterly line, of said Grant Apartments, Inc. the Easterly lines of said Parcels 5 and 6 a distance of 145.36 feet to the place of beginning, containing 0.444 acre of land more or less, subject to existing easements of record.

**Franklin County Tax Parcel(s):** All of 010-117344;  
**Street Address:** 1826 Smith Ct., Columbus, OH 43207

**Parcel 2:**

Being an 0.683 acre tract of land situated in the State of Ohio, County of Franklin, City of Columbus, being part of a tract of land conveyed to Grant Apartments, Inc., by deed recorded in Deed Book 2267, page 294, being the same tract shown as Parcel 4 on a plat of the "Dedication of Smith Court, Smith Road and Utility Easements," recorded in Plat Book 32, page 21, all of record in the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning at a point in the northeasterly corner of the said Grant Apartments, Inc. tract, the northeasterly corner of said Parcel 4, then South 4 degrees 6' 10" West, with the easterly line of the said Grant Apartments, Inc. tract, the easterly line of said Parcel 4, a distance of 135.60 feet to a point in the southeasterly corner of

said Parcel 4; thence North 85 degrees 54' 55" West, with the southerly line of said Parcel 4, a distance of 219.18 feet to a point in the southwesterly corner of said Parcel 4; thence North 4 degrees 0' East, with the westerly line of said Parcel 4 and with a westerly line of said Grant Apartments, Inc. tract, a distance of 135.60 feet to a point in the northwesterly corner of said Parcel 4, a northwesterly corner of said Grant Apartments, Inc. tract; thence South 85 degrees 54' 55" East, with the northerly line of said Parcel 4, the most northerly line of said Grant Apartments, Inc. tract a distance of 219.40 feet to the place of beginning and containing 0.683 acre of land, more or less.

**Franklin County Tax Parcel(s):** All of 010-117343;  
**Street Address:** 1814 Smith Road, Columbus, OH 43207

**Parcel 3:**

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

Being part of a tract of land conveyed to Grant Apartments, Inc., by deed recorded in Deed Book 2267, page 294, and being that same tract shown as Parcel 3 on a plat of the "Dedication of Smith Court, Smith Road and Utility Easements", recorded in Plat Book 32, page 21, all of record in the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning at a point in the Westerly line of said Grant Apartment, Inc. tract said point also being the Southwesterly corner of said Parcel 3, as shown on said dedication plat;

Thence N. 4 deg. 00' E. with the Westerly line of said Parcel 3, the Westerly line of said Grant Apartments, Inc. tract, a distance of 82.09 feet to the Northwesterly corner of said Parcel 3, the Northwesterly corner of said Grant Apartments, Inc. tract;

Thence S. 85 deg. 54' 55" E. with the Northerly line of said Parcel 3, a Northerly line of the said Grant Apartments, Inc. tract, a distance of 98 feet to a point in the Westerly line of Parcel 4 of said dedication plat;

Thence S. 4 deg. 00' W. with an Easterly line of said Parcel 3, the Westerly line of said Parcel 4, a distance of 8 feet to a point in the Southwesterly corner of said Parcel 4;

Thence S. 85 deg. 54' 55" E. with a Northerly line of said Parcel 3, the Southerly line of said Parcel 4, a distance of 36 feet to a point in the Northeasterly corner of said Parcel 3, the Westerly line of Smith Court (50 feet in width) , as shown on the said dedication plat;

Thence S. 4 deg. 00' W. with the Easterly line of said Parcel 3, the Westerly line of said Smith Court, a distance of 73.80 feet to a point in the Southeasterly corner of said Parcel 3;

Thence N. 86 deg. 03' 10" W. with the Southerly line of said Parcel 3, a distance of 134 feet to the place of beginning and containing 0.245 acres of land, more or less, subject to existing easements of record.

**Franklin County Tax Parcel(s):** All of 010-132189;  
**Street Address:** 1817 Smith Road, Columbus, OH 43207

**Parcel 4:**

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

Being located in Section 39, Township 5, Range 22, Refugee Lands, and bounded and described as follows:

Beginning at a point where the northerly right-of-way line of Smith Road, (50 feet in width), intersects the easterly right-of-way line of Smith Court, (50 feet in width), as dedicated by plat of record in Plat Book 32, page 21, all references being to records of the Recorder's Office, Franklin County, Ohio;

thence along the easterly line of the said Smith Court, North 4 degrees 00' East, 132.0 feet to a point at the southwesterly corner of the Kenneth K. and Stella M. Timmons 0.444 acre tract of record in Deed Book 2422, page 416;

thence along the southerly line of the said Timmons 0.444 acre tract, South 86 degrees 03' 10" East, 132.92 feet to a point at the southeasterly corner of the 0.444 acre tract;

thence south 4 degrees 06' 10" West, 132.0 feet to a point in the northerly line of the said Smith Road;

thence along the northerly line of the said Smith Road, North 86 degrees 03' 10" West, 132.68 feet to the place of beginning.

**Franklin County Tax Parcel(s):** All of 010-089600;

**Street Address:** 1102 Smith Road, Columbus, OH 43207

**Parcel 5:**

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

Being a part of a five (5) acre tract located in Section No. 39, Township 5, Range 22, Refugee Lands, which five (5) acre tract is off the West end of a 7.33 acre tract conveyed to Julius and Henrietta Fischer as the same is shown of record in Deed Book 638, page 115, Recorder's Office, Franklin County, Ohio, said part being more particularly described as follows:

Beginning at a point in the centerline of Lockbourne Road, South 4 degrees 00' West 257.60 feet from the Northwest corner of a certain 5.004 acre tract described in Deed Book 1324, page 131, Recorder's Office, Franklin County, Ohio; thence in an easterly direction South 85 degrees 54' 55" East 180.0 feet (passing an iron pin at 30.0 feet) to an iron pin; thence in a southerly direction south 4 degrees 00' West 181.55 feet more or less to the centerline of Smith Road; thence in a westerly direction along said centerline of Smith Road to the centerline of Lockbourne Road; thence in a northerly direction along said centerline of Lockbourne Road North 4 degrees 00' East 181.55 feet more or less to the place of beginning.

Excepting there from the following:

Beginning at a point in the centerline of Lockbourne Road (60 feet in width) at the northwesterly corner of a tract of land conveyed to Leo Yassenoff by deed recorded in Deed Book 2267, page 300, Franklin County Recorder's Office; thence South 85 degrees 54' 55" East with the northerly line of said Yassenoff tract a distance of 180 feet to a point in the northeasterly corner of said Yassenoff tract; thence South 4 degrees 00' West with the easterly line of said Yassenoff tract a distance of 61.54 feet to a point; thence North 85 degrees 54' 55" West parallel to the northerly line of said Yassenoff tract, a distance of 42 feet to a point; thence South 4 degrees 00' West parallel to the easterly line of said Yassenoff tract: a distance of 3.46 feet to a point; thence North 85 degrees 54' 55" West parallel to the northerly line of said Yassenoff tract a distance of 138 feet to a point in the centerline of said Lockbourne Road; thence North 4 degrees 00' East with the centerline of said Lockbourne Road, the westerly line of said Yassenoff tract a distance of 65 feet to the place of beginning, containing 0.265 acres of land, more or less, subject to the existing road right-of-way and easements of record.



Together with all easements for ingress and egress to and from said property above described, of record in prior deeds, to which Grantor herein is entitled, including specifically, but without limitation, those easements granted to the Grantor by a deed recorded in Deed Book 2267, page 300, Recorder's Office, Franklin County, Ohio.

**Franklin County Tax Parcel(s):** All of 010-089608;  
**Street Address:** 1836 Lockbourne Road, Columbus, OH 43207

**Parcel 6:**

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

Beginning at a point in the centerline of Lockbourne Road (60 feet in width) at the northwesterly corner of a tract of land conveyed to Leo Yassenoff by deed recorded in Deed Book 2267, page 300, Franklin County Recorder's Office; thence South 85 degrees 54' 55" East with the northerly line of said Yassenoff tract a distance of 180 feet to a point in the northeasterly corner of said Yassenoff tract; thence South 4 degrees 00' West with the easterly line of said Yassenoff tract a distance of 61.54 feet to a point; thence North 85 degrees 54' 55" West parallel to the northerly line of said Yassenoff tract, a distance of 42 feet to a point; thence South 4 degrees 00' West parallel to the easterly line of said Yassenoff tract: a distance of 3.46 feet to a point; thence North 85 degrees 54' 55" West parallel to the northerly line of said Yassenoff tract a distance of 138 feet to a point in the centerline of said Lockbourne Road; thence North 4 degrees 00' East with the centerline of said Lockbourne Road, the westerly line of said Yassenoff tract a distance of 65 feet to the place of beginning, containing 0.265 acres of land, more or less, subject to the existing road right-of-way and easements of record.

Together with all easements for ingress and egress to and from said property above described, of record in prior deeds, to which Grantor herein is entitled, including specifically, but without limitation, those easements granted to the Grantor by a deed recorded in Deed Book 2267, page 300, Recorder's Office, Franklin County, Ohio.

**Franklin County Tax Parcel(s):** All of 010-089601;  
**Street Address:** 1824 Lockbourne Road, Columbus, OH 43207

**Parcel 7:**

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

Tract 1:

Being part of Section No. 39, Township 5, Range 22, Refugee Lands and also part of five (5) acres off the West end of a 7.35 acre tract conveyed to Julius and Henrietta Fischer, as the same is shown of record in Deed Book 638, page 115, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the centerline of Lockbourne Road South 4 degrees 00' West 257.60 feet from the Northwest corner of a certain 5.004 acre tract described in Deed book 1324, page 131, Recorder's Office, Franklin County, Ohio; thence in an Easterly direction South 85 degrees 54' 55" East a distance of 180.0 feet (passing an iron pin at 30.0 feet) to a point; thence in a Northerly direction North 4 degrees 00' East 65.0 feet to a point; thence in a Westerly direction North 85 degrees 54' 55" West a distance of 180.0 feet (passing an iron pin at 150.0 feet) to a point in the centerline of Lockbourne Road; thence in a Southerly direction along

said centerline South 4 degrees 00' West a distance of 65.0 feet to the place of beginning.

Tract 2:

Being part of Section No. 39, Township 5, Range 22, Refugee Lands, and also part of five (5) acres off the West end of a 7.35 acre tract conveyed to Julius and Henrietta Fischer, as the same is shown of record in Deed Book 638, page 115, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the centerline of Lockbourne Road South 4 degrees.00' West 192.60 feet from the Northwest corner of a certain 5.004 acre tract described in Deed Book 1324, page 131, Recorder's Office, Franklin County, Ohio; thence in an Easterly direction South 85 degrees 54' 55" East a distance of 180.0 feet (passing an iron pin at 30.0 feet) to a point; thence in a Northerly direction North 4 degrees 00' East 65.0 feet to a point; thence in a westerly direction North 85 degrees 54' 55" West a distance of 180.0 feet (passing an iron pin at 150.0 feet) to a point in the centerline of Lockbourne Road; thence in a Southerly direction along said centerline of Lockbourne Road South 4 degrees 00' West 65.0 feet to the place of beginning.

**Franklin County Tax Parcel(s):** All of 010-112203;  
**Street Address:** 1808-1816 Lockbourne Road, Columbus, OH 43207

**Parcel 8:**

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

Being part of a tract of land conveyed to Grant Apartments, Inc. by deed recorded in Deed Book 2267, page 294, and being that same tract shown as Parcel 2 on a plat of the "Dedication of Smith Court, Smith Road and Utility Easements," recorded in Plat Book 32, page 21, all of record in the Franklin County Recorder's Office and Being more particularly described as follows:

Beginning at a point in the westerly line of said Grant Apartments, Inc. tract, said point also being the southwesterly corner of said Parcel 2, as shown on said dedication plat;

Thence N 4 degrees 00' E, with the westerly line of said Parcel 2, the westerly line of said Grant Apartments, Inc. tract a distance of 72 feet to the northwesterly corner of said Parcel 2;

Thence S 86 degrees 03' 10" E, with the northerly line of said Parcel 2, a distance of 134 feet to the northeasterly corner of said Parcel 2 and the westerly line of Smith Court (50 feet in width) as shown on said dedication plat;

Thence S4 degrees 00' W, with the easterly line of said Parcel 2, the westerly line of said Smith Court, a distance of 72 feet to the southeasterly corner of said Parcel 2;

Thence N 86 degrees 03' 10" W, with the southerly line of said Parcel 2, a distance of 134 feet to the place of beginning and containing 0.221 acres of land, more or less.

**Franklin County Tax Parcel(s):** All of 010-132190;  
**Street Address:** 1827 Smith Road, Columbus, OH 43207

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to

execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1725-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to enter into a contract with the Community Shelter Board, Inc. (CSB) in order to assist with the acquisition costs of the new shelter site which is in the process of being renovated and converted into the Front Door Shelter serving homeless individuals.

CSB has begun implementing the Front Door Shelter to add capacity by purchasing a 62,000 square foot vacant warehouse for \$2.3 million. Approximately 40,000 square feet will be converted into the Front Door Shelter - a 250 bed homeless shelter serving single adults (men and women) experiencing homelessness, plus overflow space for 20-40 families experiencing homelessness. The remaining 22,000 square feet has been reserved for an additional family shelter site and to address other needs. The City is committing these funds from the 2014 Bond Sale (\$350,000) to the Project. Additional funding of \$5,000,000 for the acquisition and renovation of the building will be coming from the Ohio Housing Finance Agency and private corporations. The renovation of this building is estimated to be \$3.6 million. Construction is scheduled to be completed in the summer of 2014. Operating support for the project will come in the form of grants and fundraising conducted by CSB.

The shelter will be owned by CSB and operated by CSB's partner agencies: The YMCA of Central Ohio, YWCA and Southeast. Resident services will be provided by these and other non-profit service providers.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order to implement crisis response initiative and comply with project development timelines.

**FISCAL IMPACT:** Funds for this project are included in the 2014 Capital Improvements Budget under Housing Preservation, Emergency Shelter Repair. In 2013 the City provided \$700,000 in Capital Improvement Funds to this project that were previously set aside in 2012 and 2013 for this purpose.

To authorize the Director of the Department of Development to enter into a contract with the Community Shelter Board to assist with the acquisition costs of the site which is being renovated and converted into the

Front Door Shelter serving homeless individuals; to authorize the expenditure of \$350,000.00 from the Housing Preservation Fund; and to declare an emergency. (\$350,000.00)

**WHEREAS**, the Director of the Department of Development desires to enter into an agreement with Community Shelter Board to assist with the acquisition costs of the site which is being renovated and converted into the Front Door Shelter: a 250 bed homeless shelter serving single adults (men and women) experiencing homelessness, plus overflow space for 20-40 families experiencing homelessness and a new family shelter; and

**WHEREAS**, the Emergency Shelter Repair Program will provide funds to assist with the acquisition of an emergency shelter facility; and

**WHEREAS**, the Community Shelter Board is a non-profit organization that is implementing a community endorsed crisis response system, that includes the Front Door Shelter, in order to improve services to homeless individuals; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into an agreement with the Community Shelter Board to support the Front Door Shelter in order to comply with the project development time lines, all for the preservation of the public health, peace, property, safety and welfare; and **NOW THEREFORE**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to enter into a contract with Community Shelter Board, Inc. to assist with the acquisition costs of the site which is being renovated and converted into the Front Door Shelter serving homeless individuals. These funds are being provided on a reimbursement basis as the site has already been acquired.

**SECTION 2.** That for the purpose as stated in Section 1, the sum of \$350,000.00, or so much thereof as necessary, is hereby authorized to be expended from the Housing Preservation Fund, Fund 782, Project 782003 -100000 Emergency Shelter Repair, Department of Development, Division 44-10, Object Level One 06, Object Level Three 6615, OCA Code 782003.

**SECTION 3.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 5.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administrating said project that the project has been completed and the monies are no longer required for said project.

**SECTION 6.** That for the reasons stated in the preamble hereto, which hereby made a part hereof, this

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

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**Legislation Number:** 1727-2014

**Drafting Date:** 7/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation is for the option to establish a Universal Term Contract for Oils, Greases, and Fluids for all City Departments, with the Fleet Management Division the biggest user. Oils, Greases, and Fluids are used in the City's vehicle and equipment maintenance. The term of the proposed option contract would be approximately two (2) years, expiring June 30, 2016, with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on June 26, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA005477). Fifty eight (58) bidders were solicited: (M1A-0, F1-0). Eight (8) bids were received. Four bidders did not provide published prices and discounts.

The Purchasing Office is recommending award to the overall lowest, responsive, responsible and best bidder as follows:

Glockner Oil Company Inc., MAJ, CC# 31-1004796 expires 06/26/2016, All Items, \$1.00  
Total Estimated Annual Expenditure: \$300,000.00

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search. This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

**FISCAL IMPACT:** Funding to establish this option contract is from the General Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into a contract for the option to purchase Oils, Greases, and Fluids with Glockner Oil Company Inc., to authorize the expenditure of \$1.00 to establish the contract from the General Fund, and to declare an emergency. (\$1.00).

**WHEREAS,** Oils, Greases, and Fluids are used by all City agencies to maintain vehicles and equipment; and,

**WHEREAS,** the Purchasing Office advertised and solicited formal bids on June 26, 2014 and selected the overall lowest, responsive, responsible and best bidder; and

**WHEREAS,** this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

**WHEREAS,** in order to maintain a supply of Oils, Greases, and Fluids, this is being submitted for

consideration as an emergency measure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for the option to purchase Oils, Greases, and Fluids, 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 enter into the following contract for the option to purchase Oils, Greases, and Fluids in accordance with Solicitation No. SA005477 for a term of approximately two years, expiring June 30, 2016, with the option to renew for one (1) additional year, as follows:

Glockner Oil Company Inc., All Items, \$1.00

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from the General Fund, Organization Level 1: 45-01, Fund 10, OCA: 450047, Object Level 3: 2270 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.

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**Legislation Number:** 1732-2014

**Drafting Date:** 7/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Two parcels currently held in the Land Bank have been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes the transfer of two parcels located at 972 Carpenter St (010-013518) and 894 S. 18th St. (010-036138) to HNHF Realty Collaborative, an Ohio nonprofit corporation, who will rehabilitate the existing single-family structures on each property and sell them for home ownership purposes. The parcels will be transferred by deeds recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfers in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcel of real property (972 Carpenter St. and 894 S. 18th St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS**, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS**, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcels of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcels of real estate to HNHF Realty Collaborative, an Ohio nonprofit corporation:

- (1)  
PARCEL NUMBER: 010-013518  
ADDRESS: 972 Carpenter Street, Columbus, Ohio 43206  
PRICE: \$4,000 plus a \$100.00 processing fee  
USE: Single-family, owner-occupied unit

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

Being twenty-six (26) feet off the North side of Lot Number Seventeen (17) and five (5) feet off the South side of Lot Number Sixteen (16) in Stegner and Ehring's Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 10, Pages 230 and 231, Recorder's Office, Franklin County, Ohio.

- (2)

PARCEL NUMBER: 010-036138  
ADDRESS: 894 South 18th Street, Columbus, Ohio 43206  
PRICE: \$5,000 plus a \$100.00 processing fee  
USE: Single-family, owner-occupied unit

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

Being twenty-six (26) feet off the North side of Lot Number Seventeen (17) and five (5) feet off the South side of Lot Number Sixteen (16) in Stegner and Ehring's Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 10, Pages 230 and 231, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1733-2014

**Drafting Date:** 7/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Two parcels currently held in the Land Bank have been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of two parcels located at 2329 Dawnlight Avenue (010-108952) and 1462 Myrtle Avenue (010-020103) to Jeff Ihlenfield, who will rehabilitate the existing single-family structures to be maintained as rental units. The parcels will be transferred by deeds recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.



To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcels of real property (2329 Dawnlight Ave. and 1462 Myrtle Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS**, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS**, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcels of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcels of real estate to Jeff Ihlenfeld:

- (1)  
PARCEL NUMBER: 010-108952  
ADDRESS: 2329 Dawnlight Avenue, Columbus, Ohio 43211  
PRICE: \$2,700 plus a \$100.00 processing fee  
USE: Single-family rental unit

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

Being Lot Number One Hundred Forty-Seven (147), of Arlington Park Tract No. 1, as the same is numbered and delineated upon the recorded plat thereof of record in Plat Book 23, Page 18, Recorder's Office, Franklin County, Ohio.

(2)

PARCEL NUMBER: 010-020103  
ADDRESS: 1462 Myrtle Avenue, Columbus, Ohio 43211  
PRICE: \$3,300 plus a \$100.00 processing fee  
USE: Single-family rental unit

Situated in the County of Franklin, State of Ohio, described as follows:

Being Lot Number One Hundred Fifty-One (151) in Waldon Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 5, Page 416, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1734-2014

**Drafting Date:** 7/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 5409 Refugee Road (010-169409) to Jeff Ihlenfield and Chris D. Martin, who will rehabilitate the existing single-family structure to be maintained as a rental unit. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (5409 Refugee Road) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS**, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS**, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Jeff Ihlenfield and Chris D. Martin:

PARCEL NUMBER: 010-169409  
ADDRESS: 5409 Refugee Road, Columbus, Ohio 43232  
PRICE: \$17,000 plus a \$100.00 processing fee  
USE: Single-family rental unit

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

Being Lot Number One Thousand, One Hundred Seventy-One (1171), in Walnut Bluff No. 5, Section 1, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 50, Page 12, Recordors Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1736-2014

**Drafting Date:** 7/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management to enter into a contract on behalf of the Office of Construction Management with J. B. & Company, Inc. for the replacement of the North Market roof. The current roof at the North Market is beyond its useful life, has been repaired a number of times, and must be replaced to ensure Market operations and activities will continue safely. This new roof will have a 30 year warranty.

The North Market is Central Ohio's last remaining public market since (operating since 1876) and is heavily visited by residents, tourists, and conventioners. The current Market was purchased by the City in 1992, and then renovated in partnership with the City and private entities. Annually more than 1 million people visit the North Market making it one of the most successful public markets in the country and a significant economic engine and attraction for central Ohio.

The work will be performed in cooperation with the North Market Development Authority and the merchants; however, due to the scope of this work, some business interruption and customer inconvenience will be impossible to avoid.

Finance and Management is working with the North Market Development Authority to renegotiate the property lease for the Market. The term of the current lease ends in 2015; however, the City and the Authority Board are in agreement that there is a need to revisit and reestablish an appropriate capital reserve for future renovations and upgrades to the Market, as well as to explore maintenance responsibilities in hopes of achieving operational efficiencies.

Formal bids were solicited and four companies submitted bid on June 25, 2014 as follows (0 FBE, 0 MBE):

J. B. & Company, Inc.	\$1,080,841.00
Harold J. Becker Company Inc.	\$1,146,200.00
K & W Roofing, Inc.	\$1,368,117.00
Kalkreuth Roofing and Sheet Metal, Inc.	\$1,388,000.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, J. B. & Company, Inc.

**Emergency action** is requested so that needed renovations can be completed as soon as possible to meet the operational needs of the North Market.

J. B. & Company, Inc. Contract Compliance No. 34-1140174, expiration date February 25, 2016.

**Fiscal Impact:** The cost of this contract is \$1,080,841.00. A transfer of \$876,978.20 between projects within the Construction Management Capital Improvement Fund is necessary to provide sufficient authority for said project.

To amend the 2014 Capital Improvement Fund; to authorize the City Auditor to transfer funds between projects within the Construction Management Capital Improvement Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with J. B. & Company, Inc. for the replacement of the North Market roof; to authorize the expenditure of \$1,080,841.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$1,080,841.00)

**WHEREAS**, it is necessary to amend the 2014 Capital Improvement Budget and to transfer cash between projects within the Construction Management Capital Improvement Fund; and

**WHEREAS**, the Department of Finance and Management, Office of Construction Management desires to enter into a contract for the replacement of the North Market roof; and

**WHEREAS**, formal bids were solicited and four companies submitted bids; 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 J. B. & Company, Inc. for the replacement of the North Market roof, so that needed renovations can be completed as soon as possible to meet the operational needs of the North Market, 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 2014 Capital Improvement Budget be amended as follows:

**Fund 733**

**Project Name| Project No.|Current Authority|Revised Authority|Difference**

Facility Renovations-Various 570030-100120 (Unvoted Carryover)	\$489,350 \$0 (\$489,350)
Facility Renovations-Various 570030-100120 (Councilmanic SIT Supported)	\$2,259,500 \$1,871,872 (\$387,628)
North Market Exterior 570030-100142 (Unvoted Carryover)	\$203,863 \$876,978 \$1,080,841

**SECTION 2.** That the City Auditor is hereby authorized to transfer funding with the Construction Management Capital Improvement Fund as follows:

FROM:

Dept/Div: 45-50| Fund: 733|Project Number 570030-100120|Project Name - Facility Renovations

-Various|OCA Code: 733120|OL3: 6620|Amount \$876,978.20

TO:

Dept/Div: 45-50| Fund: 733|Project Number 570030-100142|Project Name - North Market Exterior |OCA Code: 730142|OL3: 6620|Amount \$876,978.20

**SECTION 3.** That the Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction with J. B. & Company, Inc. for the replacement of the North Market roof.

**SECTION 4.** That the expenditure of \$1,080,841.00, or so much thereof as may be necessary in regards to the action authorized in SECTION 3, be and is hereby authorized and directed and approved as follows:

Division: 45-50  
Fund: 733  
Project: 570030-100142  
OCA Code: 730142  
Object Level: 06  
Object Level 3: 6620  
Amount: \$1,080,841.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1738-2014

**Drafting Date:** 7/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 924-26 Carpenter Street (010-030764) to Habitat for Humanity-MidOhio, an Ohio nonprofit corporation, who will construct a new single-family structure and sell it for home ownership. A structure was previously demolished on the parcel under the Vacant and Abandoned Properties Initiative. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and

disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (924-26 Carpenter St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS,** in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Habitat for Humanity-MidOhio:

PARCEL NUMBER: 010-030764  
ADDRESS: 924-26 Carpenter Street, Columbus, Ohio 43206  
PRICE: \$2,047.50 plus a \$100.00 processing fee  
USE: Single-family, owner occupied

Situated in the state of Ohio, county of Franklin, city of Columbus, and being Lot Number Five (5) of Latham's Subdivision of Lot Numbers One (1), Two (2), Three (3), Four (4), Thirteen (13), Fifteen (15), and Sixteen (16) of Marshall's and Jones Subdivision, as is numbered, delineated, and recorded in Plat Book 10, Page 330, Records office Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1739-2014

**Drafting Date:** 7/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 44 Whitethorne Avenue (010-051830) to Francisco Juarez, who will rehabilitate the existing single-family structure to be maintained as a rental unit. Mr. Juarez owns a house directly behind the structure, in the rear half of the original lot and fronting the alley. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (44 Whitethorne Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.



**WHEREAS**, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS**, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Francisco Juarez:

PARCEL NUMBER: 010-051830  
ADDRESS: 44 Whitethorne Avenue, Columbus, Ohio 43223  
PRICE: \$500, plus recording and title fees  
USE: Single-family, owner-occupied unit

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

Being the South 45.55 feet of the West 107.5 feet of Lot No. 7 of HENRY O'BLENESS' SUBDIVISION, as the same is numbered and delineated upon the upon the recorded plat thereof, of record in Plat Book 5, Page 354, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City’s Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1740-2014

**Drafting Date:** 7/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 1035 Linwood Ave. (010-014296) to Wilma L. Townsend, who will rehabilitate the existing single-family structure to be maintained as a rental unit. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder’s Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1035 Linwood Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** ordinance 1860-2008 adopted the City’s Neighborhood Stabilization Program, authorized the filing of the City’s Neighborhood Stabilization Program application with the United States Department of Housing and Urban Development, and made a substantial amendment to the Consolidated Plan’s 2008 Action Plan; and

**WHEREAS,** ordinances 0234-2009 and 0136-2009 authorized the Director of the Department of Development’s to expend funds and acquire properties under the Neighborhood Stabilization Program; and

**Whereas,** by Ordinance 1325-98 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure; or any other land it acquires as part of its land utilization program;

**WHEREAS**, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS**, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS**, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Wilma L. Townsend:

PARCEL NUMBER: 010-014296  
ADDRESS: 1035 Linwood Avenue, Columbus, Ohio 43206  
PRICE: \$4,100 plus a \$100.00 processing fee  
USE: Single-family rental unit

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

Being Lot Number Two Hundred Thirty-one (231), of JACOB H. STUDER' S AMENDED SUBDIVISION, as the same is numbered and delineated upon the recorded plat thereof of record in Plat Book 5, page 294, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1741-2014

**Drafting Date:** 7/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 3076 Atwood Terrace (010-094694) to Jeff Ihlenfield, who will rehabilitate the existing single-family structure to be maintained as a rental unit. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (3076 Atwood Terrace) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS,** in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the

Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Jeff Ihlenfield:

PARCEL NUMBER: 010-094694  
ADDRESS: 3076 Atwood Terrace, Columbus, Ohio 43224  
PRICE: \$9,000 plus a \$100.00 processing fee  
USE: Single-family rental unit

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

Being Lot No. 144, Pontiac Park, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 22, page 24, Recorder's Office, Franklin County, Ohio, together with the North one-half of that part of the alley adjoining said lot on the south vacated by Ordinance No. 495-55, passed April 4, 1955, by the Council of the City of Columbus, excepting however 132 feet off the West end of that portion of the alley described above conveyed to Gerald L. Wilcoxon and Leona Wilcoxon by deed dated July 24, 1957, and recorded in Deed Book 2049, page 109, Franklin County records.

**SECTION 2.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 3.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 4.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

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**Legislation Number:** 1742-2014

**Drafting Date:** 7/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 126-128 S. Cypress Ave. (010-041784) to Jennifer Gable, who will maintain the vacant parcel as a side yard expansion under the Mow to Own Program. A structure previously located on the parcel was demolished under the Neighborhood Stabilization Program. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (126-128 S. Cypress Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the City's Neighborhood Stabilization Program application with the United States Department of Housing and Urban Development, and made a substantial amendment to the Consolidated Plan's 2008 Action Plan; and

**WHEREAS,** ordinances 0234-2009 and 0136-2009 authorized the Director of the Department of Development's to expend funds and acquire properties under the Neighborhood Stabilization Program; and

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS,** in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of

conveyance for the real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Jennifer Gable:

PARCEL NUMBER: 010-041784

ADDRESS: 126-128 South Cypress Avenue, Columbus, Ohio 43222

PRICE: \$2,310.00, minus credits granted by the City under the Mow to Own Program, plus a \$100.00 processing fee

USE: Side yard expansion

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

Being Lot Number Three Hundred Forty (340) of the West Park Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, page 264, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the City will credit the Buyer at the time of transfer for the value of maintenance and/or improvements made by the Buyer under the Mow to Own Program as specified in the Memorandum of Understanding.

**SECTION 3.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 4.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 5.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

**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.

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**Legislation Number:** 1743-2014

**Drafting Date:** 7/10/2014

**Current Status:** Passed

**BACKGROUND:** One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 851-853 E. 2nd Ave. (010-046029) to Reaching the Nations International, an Ohio nonprofit corporation, who will maintain the vacant parcel as a side yard expansion under the Mow to Own Program. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

**FISCAL IMPACT:** No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (851-853 E. 2nd Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**WHEREAS,** by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

**WHEREAS,** a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

**WHEREAS,** in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**



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

**SECTION 1.** That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Reaching the Nations International, an Ohio nonprofit corporation:

PARCEL NUMBER: 010-046029  
ADDRESS: 851-853 East 2nd Avenue, Columbus, Ohio 43201  
PRICE: \$1,317 minus credits granted by the City under the Mow to Own Program, plus a \$100.00 processing fee  
USE: Side yard expansion

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

Being Lot Number Ten (10) of Wm. W. Bidleman's Subdivision, of Two and Fifty-five Hundredths (2.55) acres in said City of Columbus, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, Page 342, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** For the property stated in Section 1, that the City will credit the Buyer at the time of transfer for the value of maintenance and/or improvements made by the Buyer under the Mow to Own Program as specified in the Memorandum of Understanding.

**SECTION 3.** For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with Land Bank Program rules and the submitted application and to release such restriction or mortgage upon compliance.

**SECTION 4.** That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

**SECTION 5.** That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

**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.

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**Legislation Number:** 1744-2014

**Drafting Date:** 7/11/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the approval of a grant application and the appropriation and expenditure of \$75,000.00 from the Emergency Human Services Fund. The National Alliance on Mental Illness of Franklin County (NAMI FC) has submitted a grant funding request seeking \$75,000 for a project

titled “Community Conversations on Mental Health Action Plan.”

NAMI FC is dedicated to improving the lives of family members, friends and persons with mental illness through education, outreach, support, referral and advocacy in Central Ohio. There are three goals associated with this grant assistance: 1) conduct a community ascertainment study which will provide the foundation information for the creation of an action plan that will engage all sectors of the community to determine community ascertainment; 2) find innovative solutions to mental health needs with a focus on helping youth and young adults; and 3) develop clear steps for communities to move forward in a way that compliments existing local initiatives and activities.

This legislation is presented as an emergency in order to not delay the successful completion of the Community Conversations on Mental Health Action Plan. NAMI FC is a not-for-profit agency and is exempt from contract compliance.

**FISCAL IMPACT:** Funds are available in the City’s Emergency Human Services Fund for this grant award and need to be appropriated to Columbus Public Health.

To authorize the appropriation of \$75,000.00 from the unappropriated balance of the Emergency Human Services Fund to Columbus Public Health; to approve the grant application from the National Alliance on Mental Illness of Franklin County (NAMI FC) seeking emergency assistance for costs associated with the Community Conversations on Mental Health Action Plan pursuant to Columbus City Codes; to authorize the Board of Health to execute a grant agreement with NAMI FC to provide support for the Community Conversations on Mental Health Action Plan; to authorize the expenditure of \$75,000.00 from the Emergency Human Services Fund; and to declare an emergency. (\$75,000.00)

**WHEREAS,** it is the desire of the Board of Health to appropriate funds from the unappropriated balance of the Emergency Human Services Fund and to grant funds to the National Alliance on Mental Illness of Franklin County (NAMI FC) to provide support for their project titled “Community Conversations on Mental Health Action Plan;” and

**WHEREAS,** pursuant to Section 371.02(c) of the Columbus City Codes, City Council is authorized to allocate funds annually to assist social service agencies in the city with the emergency costs of delivering programs; and

**WHEREAS,** Columbus Public Health has reviewed and approved the Grant Application and desires to enter into a grant agreement for the continued provision of social services and other assistance; and

**WHEREAS,** an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to enter into a grant agreement with the NAMI FC to avoid delays in the successful completion of the Community Conversations on Mental Health Action Plan, 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 from the unappropriated monies in the Emergency Human Services Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2014, the sum of \$75,000.00 be and is hereby appropriated to

Columbus Public Health, Department No. 50-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA - 502321.

**SECTION 2.** That the grant application from the National Alliance on Mental Illness of Franklin County (NAMI FC), seeking financial assistance to address emergency human service needs is hereby approved.

**SECTION 3.** That Columbus Public Health is hereby authorized and directed to enter into a grant agreement with NAMI FC to provide emergency grant assistance totaling \$75,000.00 for their project titled “Community Conversations on Mental Health Action Plan.”

**SECTION 4.** That for the purpose as stated in Section 2, the expenditure of \$75,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Columbus Public Health, Department No. 50-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 502321.

**SECTION 5.** That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes.

**SECTION 6.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 7.** That payments are expressly contingent upon the availability of sufficient monies in the Emergency Human Services Fund to cover the obligation set forth in this contract and in no case shall payments exceed available cash in this fund. In this event that there is not sufficient cash in the fund to cover the obligation set forth in this contract, the City Auditor shall have the authority to make all necessary adjustments at his discretion.

**SECTION 8.** That 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 shall be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1745-2014

**Drafting Date:** 7/11/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for the partial renovation of 1120 Morse Road. Renovation of the facility is necessary to accommodate the relocation of Police Substation No. 18 from 4560 Karl Road to 1120 Morse Road.

The Division of Police has a need to relocate Precinct 18 from 4560 Karl Road to 1120 Morse Road, due to site and parking restrictions made necessary by the redevelopment of adjacent private property. However, the move does alleviate crowding for the Precinct at its current location. Renovation of 1120 Morse Road is possible because it is not completely occupied, but with this move it will be fully occupied.

Formal bids were solicited and the City received four responses on July 7, 2014 (0 FBE, 1 \*MBE):

Palmetto Construction Services, LLC.	\$ 947,677.00
2K General Company	\$ 965,300.00

*Williamson Builders, Inc.	\$1,027,500.00
Charter Hill Construction	\$1,131,000.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Palmetto Construction Services, LLC.

**Emergency action** is requested Palmetto Construction Services, LLC. Contract Compliance No. 27-2790089, expiration date February 5, 2015.

**Fiscal Impact:** The cost of the contract is \$947,677.00. A transfer of funds between projects within the Safety Voted Bond Fund is necessary to provide sufficient authority for said project.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer funds between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Palmetto Construction Services, LLC. for partial renovation of 1120 Morse Road; to authorize the expenditure of \$947,677.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$947,677.00)

**WHEREAS**, it is necessary to amend the 2014 Capital Improvement Budget and to transfer cash between projects within the Safety Voted Bond Fund; and

**WHEREAS**, the Department of Finance and Management, Office of Construction Management desires to enter into a contract for the partial renovation of 1120 Morse Road;

**WHEREAS**, formal bids were solicited and the City received four proposals; and

**WHEREAS**, Palmetto Construction Services, LLC. 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 enter into a contract with Palmetto Construction Services, LLC. for the partial renovation of 1120 Morse Road 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 2014 Capital Improvement Budget be amended as follows:

**Fund 701**

**Project Name| Project No.|Current Authority|Revised Authority|Difference**

McKinley Avenue Academy 330021-100004 (voted)		\$1,600,000	\$652,323	(\$947,677)
30-03 Police Facility Renovation 330021-100000	(voted)	\$64,696	\$1,012,373	\$947,677

**SECTION 2.** That the City Auditor is hereby authorized to transfer funding with the Safety Voted Bond Fund as follows:

FROM:

Dept/Div: 30-03| Fund: 701|Project Number 330021-100004|Project Name - McKinley Avenue Academy|OCA Code: 712104|OL3: 6620|Amount \$947,677.00

TO:

Dept/Div: 30-03| Fund: 701|Project Number 330021-100000|Project Name - 30-03 Police Facility Renovation |OCA Code: 713321|OL3: 6620|Amount \$947,677.00

**SECTION 3.** That the Finance and Management Director is authorized to enter into a contract on behalf of

the Office of Construction Management with Palmetto Construction Services, LLC. for the partial renovation of 1120 Morse Road for the Division of Police.

**SECTION 4.** That the expenditure of \$947,677.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Division: 30-03  
Fund: 701  
Project: 330021-100000  
OCA Code: 713321  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$947,677.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 1747-2014

**Drafting Date:** 7/11/2014

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

This ordinance provides for the submission to the electors of the city of Columbus the question of amending the Charter of the City of Columbus ("charter"), as hereinafter described. Such question is based on the recommendations of the 2014 Columbus Charter Review Commission ("commission").

On June 30, 2014, the Charter Review Commission, appointed by Mayor Michael B. Coleman and Council President Andrew J. Ginther, adopted twenty-one (21) recommendations. A report summarizing those recommendations was submitted on July 7, 2014 and is attached to this ordinance.

Based on council's consideration of the commission's recommendations, council proposes a ballot question regarding city administration. Proposed Charter Amendment No. 1, City Administration, addresses the following:

- A new section establishes that no officer, employee, or agent of the city shall deny equal access to city services, or equal opportunity in employment and promotion, or the benefits thereof, to any person on the basis of race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, family or military status, or any other status that is protected by federal, state, or local law or ordinance.
- A new section establishes a charter review commission every ten years. Members must be Columbus residents, cannot hold office or employment with the city, and may not be paid. Council shall appoint two members, the mayor shall appoint two members, and the council president and mayor shall jointly appoint the chair. The commission must conduct a comprehensive review of the charter and report recommendations within six months. Council may submit any recommendation, in whole or in part, to electors. This provision does not limit council's authority to submit charter amendments, or limit appointment of commissions more frequently.
- A new section establishes a process for making technical changes to the charter by a 30-day ordinance, passed by unanimous vote of council, and subject to the referendum. Technical changes are strictly limited in the new section.
- The mayor's budget estimate shall be published as a permanent, electronic public record, rather than a printed document distributed to libraries.
- The mayor, auditor and city treasurer must certify to council the monies needed to satisfy city debt obligations; council shall submit those amounts to the county commissioners; and the auditor shall place unexpended funds in a bond retirement fund.
- The Sinking Fund and all references thereto shall be repealed, effective July 1, 2015.
- City investments shall be regulated by ordinance.
- References to city utilities are amended to include all utilities, rather than being limited to water.
- The mayor and auditor, with approval of council, must place enough funds from city utility revenues, or other necessary sources, to cover the city's outstanding utility debt obligations.
- The water depreciation fund and cash deposit for water service are repealed.
- Utility service exemption is amended to apply to all city utilities and to assist non-profits in the city serving disadvantaged persons; and such exemption is permissive.
- The Civil Service Commission is authorized to change from one to three years for reinstatement on the eligible list for persons who separate from the city or are reduced in rank without fault or delinquency.
- Franchises authorized by the city must reserve the right to prevent unjust discrimination in service or rates.
- Recreation and Parks Commission members must be residence of the city of Columbus, with eight members appointed by the mayor with concurrence of Council and one member appointed by the Columbus and Franklin County MetroParks board, with concurrence of the mayor and council.
- The city clerk must compile an annual report of the city and the report must be a permanent, electronic public record rather than a bound book.

To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 1, City Administration"; and to declare an emergency.

**WHEREAS**, on the centennial of the charter's adoption by Columbus voters, Council President Andrew J. Ginther and Mayor Michael B. Coleman appointed a five-member Charter Review Commission to conduct a comprehensive review of the city's charter; and

**WHEREAS**, the highly regarded community leaders who served on the commission held seven public working meetings, solicited public comment via two public hearings, an online form, and a dedicated email address, and, based on such deliberations, submitted a final report of recommendations to the mayor and council president on July 7, 2014; and

**WHEREAS**, the Charter Review Commission made twenty-one recommendations, of which nineteen necessitate changes to the charter; and

**WHEREAS**, after due deliberation and consultation with the mayor, auditor, and city attorney, this council finds that the residents of Columbus will be well-served by the proposed charter amendments regarding city administration; and

**WHEREAS**. An emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize submission of Proposed Charter Amendment No. 1, City Administration to the electors to assure timely filing with the boards of elections for placement on the November 4, 2014 ballot, 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.** The city council hereby finds that a regular municipal election will not be held in 2014. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the question hereinafter set forth on the November 4, 2014 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from passage of this ordinance.

**SECTION 2.** That there be submitted to the electors of the city of Columbus the question of amending the Charter of the City of Columbus, such question and proposed amendments being set forth as an attachment ("AMENDED FINAL PROPOSED AMENDMENT TO THE CHARTER City Administration 2014071120140717") hereto and hereby made a part hereof.

**SECTION 3.** That the question submitted in Section 1 be and hereby is known as "Proposed Charter Amendment No. 1, City Administration."

**SECTION 4.** That the city clerk is directed to forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 5.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be and hereby are requested to place the question, "Proposed Charter Amendment No. 1, City Administration"

upon the ballot to be submitted to the electors as provided for and upon the date set forth herein.

**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 the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.

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**Legislation Number:** 1748-2014

**Drafting Date:** 7/11/2014

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

This ordinance provides for the submission to the electors of the city of Columbus the question of amending the Charter of the City of Columbus ("charter"), as hereinafter described. Such question is based on the recommendations of the 2014 Columbus Charter Review Commission ("commission").

On June 30, 2014, the Charter Review Commission, appointed by Mayor Michael B. Coleman and Council President Andrew J. Ginther, adopted twenty-one (21) recommendations. A report summarizing those recommendations was submitted on July 7, 2014 and is attached to this ordinance.

Based on council's consideration of the commission's recommendations, council proposes a ballot question regarding elections. Proposed Charter Amendment No. 2, City Elections, addresses the following:

- Renumbers, repeals and reenacts amended provisions regarding nominations and elections.
- All city elections must be conducted pursuant to state law, unless otherwise provided by the charter or ordinance; and elections must be nonpartisan by secret ballot.
- Allows city council to enact ordinances regulating campaign finances and disclosure of contributions for candidates and ballot issues.
- Eliminates all ballot forms in charter; requires printing of summary of questions and issues on the ballot; and retains ability to make modifications to ballots by charter or ordinance of council.
- Requires use of state nominating petition forms.
- Adds "disqualified" to death and withdrawal as conditions to replace candidates in primary or general elections; and uses state law deadlines and processes for withdrawal, replacement.
- Establishes uniform general provisions for the initiative, referendum, recall and charter amendment petitions, as follows:
  - Requires the city clerk to provide a petition template for the same.
  - Adopts a modified version of state law for municipal petitions, incorporating the following: part-petitions must be circulated as a single instrument; petitions must be printed in uniform color; titles must be without argument and placed on top of sequentially numbered pages; full text of a proposal must appear on petition; and circulator's statement must disclose payment for circulation.
- Must file statement of intent to compensate and report of compensation if any person is paid to circulate or organize circulation of a petition.



- May not withdraw physical petitions; may withdraw a petition from consideration or from the ballot.
- All petitions filed with city clerk - both certified copy and final petition.
- State law controls circulation and validation, with limited exceptions.
- Signatures may not be collected prior to filing a certified copy of a petition.
- Petitioners must file an initiative or charter amendment petition within one year after filing certified copy.
- Maintains the thirty-day deadline for petitioners to file referendum or recall petitions after filing certified copy.
- Council must act by ordinance on petitions and such ordinances may not be vetoed or subject to referendum.
- Requires valid signatures equal to 5% of votes cast in the last regular municipal election for mayor to initiate initiative or referendum.
- The board of elections must validate petition signatures within 10 days.
- Council must determine the sufficiency of petition within 14 days of the board's report on the number of valid signatures and the city attorney's report on the legal sufficiency of the petition.
- No city officer may consider the subject matter of a petition when determining the legal sufficiency thereof, except as required to assure compliance with applicable provisions of this charter, general laws of the state, or ordinance of council.
- If a petition is sufficient, council has 30 days to pass an initiated ordinance, or submit to voters; and 30 days to repeal an ordinance, or submit referendum to voters.
- Council must prescribe ballot summary and may prescribe arguments for and against an issue to be posted in voting locations; and petitioners may submit suggested language to council.
- Clarifies that annual appropriate ordinances and ordinances submitting proposals to electors are not subject to referendum.
- Retains constitutional requirements regarding signatures and council action for charter amendments.
- Initiated charter amendments are limited to a single subject.
- Council must prescribe ballot summary and may prescribe arguments for and against an issue to be posted in voting locations; and petitioners may submit suggested language to council.
- Adopts a modified version of state law regarding the recall.
- Maintains the requirement that recall petition have valid signatures equal to 15% of votes cast in the last regular municipal election for mayor.
- Recall petitions may not be filed within 180 days of an official taking office or within 90 days of a general election for the office.
- No more than three elected officials may be recalled at a single election.
- City clerk to determine sufficiency of petition for the recall; and, if the petition is sufficient and the official does not resign within five days, must call for an election on the recall.
- Maintains the requirement that vacancy after recall be filled as otherwise provided by charter.

To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 2, City Elections-"; and to declare an emergency.

**WHEREAS**, on the centennial of the charter's adoption by Columbus voters, Council President Andrew J. Ginther and Mayor Michael B. Coleman appointed a five-member Charter Review Commission to conduct a comprehensive review of the city's charter; and

**WHEREAS**, the highly regarded community leaders who served on the commission held seven public working meetings, solicited public comment via two public hearings, an online form, and a dedicated email address, and, based on such deliberations, submitted a final report of recommendations to the mayor and council president on July 7, 2014; and

**WHEREAS**, the Charter Review Commission made twenty-one recommendations, of which nineteen necessitate changes to the charter; and

**WHEREAS**, after due deliberation and consultation with the mayor, auditor, and city attorney, this council finds that the residents of Columbus will be well-served by the proposed charter amendments regarding city elections; and

**WHEREAS**. An emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize submission of Proposed Charter Amendment No. 2, City Elections to the electors to assure timely filing with the boards of elections for placement on the November 4, 2014 ballot, 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.** The city council hereby finds that a regular municipal election will not be held in 2014. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the question hereinafter set forth on the November 4, 2014 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from passage of this ordinance.

**SECTION 2.** That there be submitted to the electors of the city of Columbus the question of amending the Charter of the City of Columbus, such question and proposed amendments being set forth as an attachment ("AMENDED FINAL PROPOSED AMENDMENT TO THE CHARTER City Elections 2014071420140717") hereto and hereby made a part hereof.

**SECTION 3.** That the question submitted in Section 1 be and hereby is known as "Proposed Charter Amendment No. 2, City Elections."

**SECTION 4.** That the city clerk is directed to forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 5.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be and hereby are requested to place the question, "Proposed Charter Amendment No. 2, City Elections" upon

the ballot to be submitted to the electors as provided for and upon the date set forth herein.

**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 the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.

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**Legislation Number:** 1749-2014

**Drafting Date:** 7/11/2014

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

This ordinance provides for the submission to the electors of the city of Columbus the question of amending the Charter of the City of Columbus ("charter"), as hereinafter described. Such question is based on the recommendations of the 2014 Columbus Charter Review Commission ("commission").

On June 30, 2014, the Charter Review Commission, appointed by Mayor Michael B. Coleman and Council President Andrew J. Ginther, adopted twenty-one (21) recommendations. A report summarizing those recommendations was submitted on July 7, 2014 and is attached to this ordinance.

Based on council's consideration of the commission's recommendations, council proposes a ballot question regarding city officeholders. Proposed Charter Amendment No. 3, City Officeholders, addresses the following:

- Adopts state law to determine if an officer or employee of the city has an unlawful interest in a public contract, theft in office, bribery, or improper compensation; and maintains the charter's elevated penalty for violation - loss of office or employment.
- Affirms that records of the city are public records and must be made available pursuant to general laws.
- Establishes that public bodies of the city are subject to state open meeting laws; and requires city entities to follow general open meeting laws if the entity is appointed by an officer of the city for the sole purpose of advising a public body of the city.
- Establishes prohibited uses of public funds and requires council to adopt an ordinance stating those prohibited uses.
- Creates the Citizens' Commission on Elected Official Compensation to recommend, every four years, the salary for the mayor, auditor, city attorney, and city council; members are appointed as follows; 2 by council, 2 by the mayor and 1 chair appointed by the mayor and council president; council must act on, but may not exceed, the commission's recommendations; and annual cost of living adjustments are strictly limited to the average of the consumer price index for the previous four years.
- The following provisions regarding the council are amended: vacancies include ceasing to hold qualifications or otherwise vacating office; special and emergency meetings may be called as provided by general laws; records, including the journal, ordinances and resolutions, of council must be provided to the public pursuant to general laws; special and standing committees, and rules therefor, may be established by

council; councilmembers may be expelled or punished for specified acts; the council president shall establish the agenda for council meetings, appoint committee chairs and members; a new council president must be elected if the office is vacated; the council president pro tempore must be a standing office, with an acting president pro tempore in the absence of both president and president pro tempore; council may appoint a person to conduct investigations for council; reorders existing authorities of city council.

- Ordinances may be introduced in written, printed, electronic or digital form.
- The city clerk's duties are consolidated in a single section; the bureau of information and publicity in the city clerk's office is repealed and its duties given to the city clerk.
- Defines the city bulletin, requires that it be a permanent electronic record.
- Repeals Section 12 regarding council's authority to appoint a public defender.
- Establishes a process for a councilmember, mayor, auditor or city attorney, or such person's agent, to declare temporary inability to discharge the powers and duties of office unless rescinded, six months have passed or the office is vacated.
- Establishes a process to determine that a councilmember, mayor, auditor or city attorney is permanently unable to discharge the powers and duties of office; defines permanent inability as failing to discharge power and duties of office for 90 days, with no declaration of temporary inability; the office is vacated if the appropriate court determines the office is permanently unable, based on a writ of quo warranto.
- Establishes acting officers for the mayor, city attorney and city auditor.
- Council members, mayor, city attorney and auditor must reside in Columbus during the term of office, and may not hold any public office other than notary public, state militia or US Armed Forces Reserves. If any person ceases to hold any qualification for office, the office is vacated and filled as otherwise provided in the charter.

To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 3, City Officeholders-"; and to declare an emergency.

**WHEREAS**, on the centennial of the charter's adoption by Columbus voters, Council President Andrew J. Ginther and Mayor Michael B. Coleman appointed a five-member Charter Review Commission to conduct a comprehensive review of the city's charter; and

**WHEREAS**, the highly regarded community leaders who served on the commission held seven public working meetings, solicited public comment via two public hearings, an online form, and a dedicated email address, and, based on such deliberations, submitted a final report of recommendations to the mayor and council president on July 7, 2014; and

**WHEREAS**, the Charter Review Commission made twenty-one recommendations, of which nineteen necessitate changes to the charter; and

**WHEREAS**, after due deliberation and consultation with the mayor, auditor, and city attorney, this council finds that the residents of Columbus will be well-served by the proposed charter amendments regarding city

officeholders; and

WHEREAS, An emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize submission of Proposed Charter Amendment No. 3, City Officeholders to the electors to assure timely filing with the boards of elections for placement on the November 4, 2014 ballot, 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.** The city council hereby finds that a regular municipal election will not be held in 2014. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the question hereinafter set forth on the November 4, 2014 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from passage of this ordinance.

**SECTION 2.** That there be submitted to the electors of the city of Columbus the question of amending the Charter of the City of Columbus, such question and proposed amendments being set forth as an attachment ("AMENDED FINAL PROPOSED AMENDMENT TO THE CHARTER City Officeholders 2014071420140717") hereto and hereby made a part hereof.

**SECTION 3.** That the question submitted in Section 1 be and hereby is known as "Proposed Charter Amendment No. 3, City Officeholders."

**SECTION 4.** That the city clerk is directed to forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 5.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be and hereby are requested to place the question, "Proposed Charter Amendment No. 3, City Officeholders" upon the ballot to be submitted to the electors as provided for and upon the date set forth herein.

**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 the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.

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**Legislation Number:** 1750-2014

**Drafting Date:** 7/14/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This legislation will authorize the City Auditor to enter into contract for professional auditing services for the audits of 10 of the city's subgrantees having a total of 11 contracts, totaling approximately \$1,154,844.00. The subgrantee contracts are funded from various federal, state, and city revenues. Audit costs for these contracts will be \$27,380.00.

On June 5, 2014, after publicly advertising for such, one proposal was received. After review of said proposal,

the firm of Premier Accounting Solutions, Inc., Certified Public Accountants was chosen to perform the aforementioned audits. The EEO number for said vendor is 030398447.

Emergency approval is being requested to provide the audits described above at the earliest possible time, thereby ensuring accurate financial data reporting.

**FISCAL IMPACT:**

The funds for these auditing services are presently budgeted in the City Auditor's general fund operating budget, Fund 010.

To authorize and direct the City Auditor to contract for professional auditing services with Premier Accounting Solutions, Inc. (CPA's) for the audits of 10 of the City's subgrantees having a total of 11 contracts, totaling approximately \$1,154,844.00 and to authorize the expenditure of \$27,380.00 and to declare an emergency of (\$27,380.00)

**WHEREAS**, the City of Columbus performs numerous social services via third party contractors, and

**WHEREAS**, these services are funded by federal, state and city funds, and at times a combination thereof, and

**WHEREAS**, for the period ended June 30, 2014, there are 10 agencies administering 11 city contracts totaling in excess of \$1,154,844.00.

**WHEREAS**, the City Auditor anticipates awarding a professional service contract for auditing services of subrecipients of the city's grants, and

**WHEREAS**, the city does not now, nor has it ever, maintained the quantity of staff necessary to perform such audits, and

**WHEREAS**, these services are required annually and will be required annually in the future, and

**WHEREAS**, the City Auditor believes contracting for these services is most cost effective for the city, and

**WHEREAS**, it is necessary to contract for professional services for the audits of 10 of the city's subgrantees, having a total of 11 contracts, totaling approximately \$1,154,844.00, and

**WHEREAS**, an emergency exists in the usual daily operation of the City Auditor's office, in that it is immediately necessary to enter into contract with Premier Accounting Solutions, Inc., CPA's to provide audit services in the most timely and accurate manner, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the City Auditor be and hereby is authorized and directed to contract for professional auditing services with the firm of Premier Accounting Solutions, Inc., CPA's.

**SECTION 2.** Premier Accounting Solutions, Inc. will audit 10 of the city's subgrantee,s having a total of 11 contracts, totaling approximately \$1,154,844.00. The subgrantee contracts are funded from various federal, state, and city revenues.

**SECTION 3.** That the expenditure of \$27,380.00 or as much thereof as may be necessary, be authorized from the General Fund (010), Department 22-01, Object Level 3325, OCA 220129, for the purpose of engaging one

(1) certified public accounting firm to perform such audits.

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

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**Legislation Number:** 1753-2014

**Drafting Date:** 7/14/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance is for the option to purchase Powdered Activated Carbon / Taste and Odor for the Water Division. Powdered Activated Carbon / Taste and Odor will be used in the City's water treatment processes to respond to specific taste and odor events. The term of the proposed option contract will be two (2) years. Contract is through March 31, 2016, with the option to extend for one additional year. The Purchasing Office opened formal bids on June 26, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005473). Seventy five (75) (M1A:0, F1:1) bids were solicited; A total of two (2) bid proposals (M1A:0, F1:0) were received.

The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder in compliance with the specifications.

Jacobi Carbons, Inc., CC#233094148 expires 5/29/2016).

Total Estimated Annual Expenditure: \$967,000.00

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 Powdered Activated Carbon / Taste and Odor is used in the City's water treatment processes to respond to specific taste and odor events and a delay in its availability would negatively affect the efficient delivery of valuable public services.

**FISCAL IMPACT:** Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. Water will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into one (1) Universal Term Contract for the option to purchase Powdered Activated Carbon / Taste and Odor with Jacobi Carbons Inc.; to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

**WHEREAS,** the Purchasing Office advertised and solicited formal bids on June 26, 2014 and selected the lowest, responsive, responsible and best bid; 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**, Powdered Activated Carbon / Taste and Odor is used in the City's water treatment processes to respond to specific taste and odor events, this is being submitted for consideration as an emergency measure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Water in that it is immediately necessary to enter into a contract for the option to purchase Powdered Activated Carbon / Taste and Odor that is used in the City's wastewater treatment processes to respond to specific taste and odor events, 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 enter into the following contract for an option to purchase Powdered Activated Carbon / Taste and Odor with Solicitation SA005473; the contract is through March 31, 2016 and may be extended for one (1) additional one year subject to mutual agreement by both parties:

Jacobi Carbons Inc.; Awarded all items; Amount \$1.00.

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from the General Fund, Organization Level 1: 45-01, Fund 10, OCA: 450047, Object Level 3: 2270 to pay the cost thereof.

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

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**Legislation Number:** 1758-2014

**Drafting Date:** 7/15/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the Reeb Avenue Building Renovations Project. This project involves the renovation and a child care addition to the former Reeb Avenue Elementary School, a historic landmark in the City's South Side. The facility will be known as the Reeb Avenue Center.

The former Reeb Avenue Elementary School is located at 280 East Reeb Avenue. It will be renovated and expanded to house non-profit organizations to provide programs and services that meet the needs of the neighborhood. The Reeb Avenue School was originally constructed in 1907. This project will renovate the historic portion of the building, approximately 44,790 sq. ft., as well as the approximate 4,500 sq. ft. gymnasium addition that was constructed in 1968. The classroom portion of the 1968 addition will be



demolished and replaced with an addition of approximately 17,702 sq. ft. for a daycare center.

These renovations and addition will support much needed services within the Southern Gateway community. Among the many functions to be provided by the not-for-profit groups that will occupy this facility will be child care, educational services to children of all ages, support services for families, and workforce development programs.

The City of Columbus currently owns, and will continue to own, the building. A non-profit organization, the Reeb Avenue Center, is awaiting approval of its tax-exempt 501(c)(3) status from the IRS and will be formed to govern and serve as master tenant of the Reeb Avenue Center. Tenants will enter into lease agreements with the Board of the Reeb Avenue Center. Tenants will be expected to pay rents to cover the operating expenses of the Center and for the establishment of a capital fund reserve.

Formal bids were solicited and five companies submitted bid on June 25, 2014 as follows (0 FBE, 0 MBE):

Elford, Inc.	\$11,125,000	
Berglund Construction Company		\$11,292,543
Thomas & Marker Construction Company		\$11,375,233
R W Setterlin Building Company		\$11,546,509
Gutknecht	\$12,067,925	

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Thomas & Marker Construction Company. Elford, Inc. and Berglund Construction Company were deemed non-responsive due to incomplete bids.

**Emergency action** is requested so that to the greatest extent possible the project can be completed prior to the 2015 academic school year.

Thomas & Marker Construction Company Contract Compliance No. 34-4476858, expiration date 01/30/16.

**Fiscal Impact:** The cost for this renovation is \$11,375,233.00; additional contingency funding of \$223,517.00 brings the total to \$11,598,750.00. Of this, the City has committed \$5,888,750.00 within the Construction Management Capital Improvement Fund. The remainder of the funding (\$5,720,000.00) is to come from payments, donations, grants, contributions or gifts from private, federal and state entities; due to the varied nature of the revenue sources, it is necessary to properly account for the monies in different funds. The proceeds from these outside funding sources have not yet been received; therefore it is necessary to certify funds needed in the amount of \$5,720,000.00 against the Special Income Tax Fund.

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Company for the Reeb Avenue Building Renovations Project; to authorize and direct the City Auditor to transfer \$5,720,000.00 from the Special Income Tax Fund to the General Permanent Improvement Fund and the General Government Grants Fund; to authorize the City Auditor to appropriate and expend \$3,220,000.00 within the General Permanent Improvement Fund; to authorize the City Auditor to appropriate and expend \$2,500,000.00 within the General Government Grants Fund; to authorize the expenditure of \$4,253,836.00 from the Construction Management Taxable Bonds Fund; to authorize the expenditure of \$1,624,914.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$11,598,750.00)

**WHEREAS**, the Department of Finance and Management, Office of Construction Management desires to enter into a contract for the Reeb Avenue Building Renovations Project; and

**WHEREAS**, formal bids were solicited and five companies submitted bids; and

**WHEREAS**, the bids submitted by Elford, Inc., the apparent lowest bidder, and Berglund Construction Company, the apparent second lowest bidder, were deemed nonresponsive for failing to submit values for all required fields as mandated by the bid specifications; and

**WHEREAS**, Thomas & Marker Construction Company was determined to be the lowest responsible, responsive and best bidder; and

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

**WHEREAS**, the proceeds from outside funding sources will reimburse the Special Income Tax Fund; and

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

**WHEREAS**, funding for the Reeb Avenue Building Renovations Project is available in the Special Income Tax Fund, the Construction Management Capital Improvement Fund, and the Construction Management Taxable Bonds Fund;

**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 Thomas & Marker Construction Company for the Reeb Avenue Building Renovations Project, so that to the greatest extent possible, the project can be completed prior to the 2015 academic school year, 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 with Thomas & Marker Construction Company for the Reeb Avenue Building Renovations Project.

**SECTION 2.** That the sum of \$5,720,000.00 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, 2014 to the City Auditor, Department 22-01, Object Level One 10, OCA code 902023, Object Level Three 5502.

**SECTION 3.** That the City Auditor is hereby authorized to transfer and appropriate said funds in SECTION 2 to the General Permanent Improvement Fund 748 and the General Government Grant Fund 220 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / CPA / OCA / Amount  
748/570064-100000/Reeb Elementary-Renovation/06-6620/TBD/\$3,220,000.00  
220/TBD/Reeb Elementary-Renovation State of Ohio/06-6620/TBD/\$2,000,000.00  
220/TBD/Reeb Elementary-Renovation Federal HUD/06-6620/TBD/\$500,000.00

**SECTION 4.** That the expenditure of \$11,598,750.00, or so much thereof as may be necessary in regard to the actions authorized in Sections 1, be and is hereby authorized and approved as follows:

Dept/Div: 45-50  
Fund: 748  
OCA: TBD  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$3,220,000.00

Dept/Div: 45-50  
Fund: 220  
OCA: TBD

Object Level 1: 06  
Object Level 3: 6620  
Amount: \$2,000,000.00

Dept/Div: 45-50  
Fund: 220  
OCA: TBD  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$500,000.00

Dept/Div: 45-50  
Fund: 732  
Project: 570064-100000  
OCA: 732064  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$4,253,836.00

Dept/Div: 45-50  
Fund: 733  
Project: 570064-100000  
OCA: 733064  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$1,624,914.00

**SECTION 5.** That the City Auditor is hereby authorized to establish a grant receivable in the General Government Grand Fund 220 for the amount(s) authorized in SECTION 3.

**SECTION 6.** That upon obtaining funds from outside entities for the Reeb Avenue Building Renovation Project, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund for the amount(s) transferred under SECTION 3.

**SECTION 7.** That the City intends 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 \$5,720,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen (18) 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 as "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 monies in the foregoing Sections 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 9.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 10.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 11.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1761-2014

**Drafting Date:** 7/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify contracts with various vendors for renovations and asbestos cleanup at the Fire Training Academy on Parsons Avenue in the amount of \$600,000.00.

Over time, water has infiltrated around the twenty-two sky lights and ceiling vents in the facility. These skylights will be removed and any asbestos will be cleaned up. In addition, several roof leaks will be repaired by General Maintenance. Most of the carpeting in the facility was installed when the city purchased the old Wehrle High School in the 1990's and now needs replaced. Much of the underlying tile flooring under the carpet contains asbestos material that must be removed along with the old carpet. Several of the ceilings that are covered with a sound protectorate also contain asbestos and must eventually be removed. This ordinance will authorize a temporary repair to the ceiling and wall joints. Full asbestos removal and ceiling plastering will need to be budgeted in the 2015 capital budget for the Division of Fire. Finally, this ordinance will authorize funds to place new carpeting and flooring in many of the rooms.

This ordinance will authorize contract modification (under Facilities Management) of \$250,000.00 with Ohio Technical Services for the asbestos cleanup around skylights, classroom ceilings and floor areas; Contract modification of \$150,000.00 with Continental for new carpeting at the Fire Training Academy and Administration building on Parsons Avenue; Contract modification with General Maintenance & Engineering in the amount of \$150,000.00 for roof repairs at the Fire Training Academy and a remaining contingency balance of \$50,000 on auditor's certificate for any of the three vendors.

Contracts for these services are available in the Facilities Management Division. This ordinance increases the funding on these contracts to make the stated renovations.

**Emergency action** is requested due to the critical need to get the renovations and asbestos removal completed as soon as possible.

**Fiscal Impact:** This ordinance authorizes modifications of \$550,000.00 to various services that have been contracted by the Facilities Management Division and a remaining contingency of \$50,000.00 on auditor's certificate for any of the three vendors. The ordinance also authorizes an amendment to the 2014 CIB and a transfer of funds between projects within the Safety Voted Bond Fund.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer funds between projects within the Safety Voted Bond Fund; to authorize the Finance and Management Director to modify contracts with various vendors for renovations and asbestos cleanup at the Fire Training Academy on Parsons Avenue; to authorize the expenditure of \$600,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$600,000.00)

**WHEREAS**, it is necessary to amend the 2014 Capital Improvement Budget and to transfer cash between projects within the Safety Voted Bond Fund; and

**WHEREAS**, the Department of Finance and Management, Facilities Management Division desires to modify contracts with various vendors for renovations and asbestos cleanup at the Fire Training Academy on Parsons Avenue in the amount of \$600,000.00.

**WHEREAS**, Contracts for these services are available in the Facilities Management Division and that this ordinance increases the funding on these contracts to make the stated renovations; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, Division of Facilities Management Division, in that it is immediately necessary to modify contracts with various vendors for renovations and asbestos cleanup at the Fire Training Academy on Parsons Avenue 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 2014 Capital Improvement Budget be amended as follows:

**Fund 701**

**Project Name| Project No.|Current Authority|Revised Authority|Difference**

McKinley Avenue Academy	330021-100004 (voted)	\$652,323	\$52,323	(\$600,000)
30-03 Fire Facility Renovation	340103-100000 (voted)	\$2,200,000	\$2,800,000	\$600,000

**SECTION 2.** That the City Auditor is hereby authorized to transfer funding with the Safety Voted Bond Fund as follows:

FROM:

Dept/Div: 30-03| Fund: 701|Project Number 330021-100004|Project Name - McKinley Avenue Academy|OCA Code: 712104|OL3: 6620|Amount \$600,000.00

TO:

Dept/Div: 30-04| Fund: 701|Project Number 340103-100000|Project Name - 30-04 Fire Facility Renovation |OCA Code: 711103|OL3: 6620|Amount \$600,000.00

**SECTION 3.** That the Finance and Management Director is authorized to modify the contracts of the following vendors on behalf of the Division of Facilities Management for renovations and asbestos cleanup at the Fire Training Academy on Parsons Avenue.

Ohio Technical Services - Vendor Number 311640431 - Expiration Date 12/18/2014 - Modification Amount \$250,000.00

Continental Office Furniture - Vendor Number 314413238 - Expiration Date 3/13/2016- Modification Amount \$150,000.00

General Maintenance & Engineering - Vendor Number 314188545 - Expiration Date - 03/07/2015 - Modification Amount \$150,000.00.

Contingency Balance on Auditor's Certificate - \$50,000.00

**SECTION 4.** That the expenditure of \$600,000.00, or so much thereof as may be necessary in regard to the

action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Division: 30-04  
Fund: 701  
Project: 340103-100000  
OCA Code: 711103  
Object Level 1: 06  
Object Level 3: 6620  
Amount: \$600,000.00

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

**City of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1376-2014

**Drafting Date:** 6/5/2014

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

**1. BACKGROUND:**

This ordinance enacts new City Codes to establish licensing requirements and regulations for peer-to-peer transportation network companies and drivers operating as vehicles for hire in Columbus.

Since November 2013, the City has been working to create new City Code that would incorporate peer-to-peer transportation network companies and drivers into the Vehicle for Hire Code. Peer-to-peer companies are new to the City of Columbus and are a growing trend in the vehicle for hire industry. Public Safety began meeting with peer-to-peer companies six months ago to gain a better understanding of how these companies operate and how they interact with drivers. Through these meetings, the City has created regulation that is consistent with the City's overarching requirements for the entire vehicle for hire industry.

Chapter 588, entitled "Peer-to-Peer Transportation Network Company License", requires companies to obtain a license; meet and maintain insurance requirements; provide key information to passengers through the online application; and meet company standards. Chapter 590, entitled "Peer-to-Peer Transportation Network Driver's License," requires drivers to obtain a license; meet criminal background standards; complete a third party vehicle mechanical inspection; and abide by driver standards.

Peer-to-Peer companies and drivers are an emerging industry in Columbus with a vested interest in ensuring that the public has a safe, successful experience that reflects well on the industry as a whole. These codes will establish the needed regulation to ensure that companies and drivers abide by the standards put in place to ensure public safety. Creating these City Codes will continue Columbus' trend of welcoming new and innovate options to residents and businesses.

**2. FISCAL IMPACT:** None

To amend Title 5 of the Columbus City Code by enacting new Chapter 588, entitled "Peer-to-Peer Transportation Network Company License" and Chapter 590, entitled "Peer-to-Peer Transportation Network Driver's License to establish licensing requirements and regulations for peer-to-peer companies and drivers.

**WHEREAS**, there is a need to establish a Chapter in the Columbus City Code for the purpose of regulating peer-to-peer transportation network companies as vehicles for hire in Columbus; and

**WHEREAS**, there is a need to establish a Chapter in the Columbus City Code for the purpose of regulating peer-to-peer transportation network drivers as vehicles for hire drivers in Columbus; and

**WHEREAS**, this ordinance provides consistent regulations with all other forms of vehicles for hire in Columbus; and

**WHEREAS**, this ordinance established licensing requirements for both companies and drivers to ensure

public safety; and

**WHEREAS**, this ordinance establishes language and authorizes the enactment of Chapters 588 and 590 of the Columbus City Code for the above-described purpose; now, therefore

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

**SEE ATTACHMENT**



## **Amendment to Ordinance 1376-2014**

**SECTION 1:** That new Chapter 588 of the Columbus City Code, 1959, be and hereby is enacted as follows:

### Chapter 588: Peer-to-Peer Transportation Network Company License

#### 588.01 Regulation by the Vehicle for Hire Board

#### 588.02 Licensing Requirements of a Peer-to-Peer Transportation Network Company

#### 588.03 Exemptions from a Peer-to-Peer Transportation Network Company License Requirement

#### 588.04 Application Information

#### 588.05 License Fee

#### 588.06 Issuance of License

#### 588.07 Expiration

#### 588.08 Renewal

#### 588.09 Transfer of Peer-to-Peer Transportation Network Company License

#### 588.10 Records

#### 588.11 Grounds for Permanent Revocation, Revocation, and Suspension of Peer-to-Peer Transportation Network Company License

#### 588.12 Peer-to-Peer Transportation Network Company Standards

#### 588.13 Online Application Requirements

#### 588.14 Peer-to-Peer Transportation Network Vehicle Standards

#### 588.15 Insurance Requirements

#### 588.16 Evidence of Commercial Liability Insurance

#### 588.17 Insurance Cancellation

#### 588.18 Approval by City Attorney

#### 588.19 Claims and Judgments

#### 588.20 Nonpayment of Judgment

#### 588.99 Penalties

#### 588.01 Regulation by the Vehicle for Hire Board

The Board may promulgate rules and regulations to supplement this chapter. All rules and regulations promulgated by the Vehicle for Hire Board must be in writing and approved by the Director.

#### 588.02 Licensing Requirements of a Peer-to-Peer Transportation Network Company

(a) No corporation, limited liability corporation, association, joint stock association, person, firm, or partnership that uses an electronic application to connect passengers to drivers in the driver's personal vehicle through prearrangement, may operate for the purpose of arranging transportation for passengers for hire, gift, donation, or other consideration without obtaining a City of Columbus Peer-to-Peer Transportation Network Company License pursuant to this Chapter prior to operation and such license is not under suspension or revocation; and  
(b) No corporation, limited liability corporation, association, joint stock association, person, firm, or partnership licensed as a Peer-to-Peer Transportation Network Company shall provide a driver access to the company's peer-to-peer transportation network until the driver has been

issued a Peer-to-Peer Transportation Network Driver's License pursuant to Chapter 590 and the peer-to-peer company has been notified that such license is not under suspension or revocation.

#### 588.03 Exemptions from a Peer-to-Peer Transportation Network Company License Requirement

This Chapter shall not apply to the following:

- (a) Vehicles and operations as provided in Section 585.02, taxicabs, livery vehicles, pedicabs, horse carriages, or to private vehicles used for the convenience of the owner or operator and not for compensation or as a portion of other services rendered or to be rendered for compensation;
- (b) Any taxicab, livery, pedicab and/or horse carriage that has obtained a Vehicle for Hire Owner's License pursuant to Chapter 587, which is using an online application for the purpose of arranging transportation for passengers for hire, gift, donation, or other consideration; or
- (c) A peer-to-peer company that has arranged transportation for a passenger that has been brought from outside Columbus' corporate limits and does not pick up any passengers within Columbus' corporate limits.

#### 588.04 Application Information

(a) Applications for a Peer-to-Peer Transportation Network Company License shall be made to the Director upon forms provided by the License Section and shall set forth at a minimum:

- (1) The business name, address, and phone number of the applicant;
- (2) The name, address, and phone number of the designated local company representative;
- (3) The certificate demonstrating the company is authorized to transact business in the state of Ohio;
- (4) The identity of the designated agent as required by Section 1703.03 of the Ohio Revised Code;
- (5) A Letter of Good Standing from the City of Columbus Income Tax Division; and
- (6) If applicable, a photograph of the distinctive trade dress used on all vehicles.

(b) The Director has the authority to require additional information to be submitted with the application.

(c) The Director has the authority to deny a license based upon a company's misconduct which constitutes a departure from the generally accepted practices of peer-to-peer companies which demonstrates personal, corporate, managerial, ethical, or professional characteristics or disposition of such a nature as to render a company unsuitable to hold a Peer-to-Peer Transportation Network Company License.

#### 588.05 License Fee

An annual license fee of fifteen thousand dollars (\$15,000.00) shall be paid by a peer-to-peer company at the time of application. Any applicant who is denied a license shall have this fee returned. Additional administrative fees may be assessed by the Director pursuant to the Director's authority to promulgate rules and regulations under Chapter 501.

#### 588.06 Issuance of License

(a) The Director shall issue a license to eligible applicants upon completion of the following:

- (1) A completed application as required by Section 588.04;
- (2) Payment of the license fee pursuant to Section 588.05; and
- (3) Evidence of insurance coverage as required in Sections 588.15 and 588.16.

(b) The Director has the authority to request additional information to clarify the applicant's application when necessary.

#### 588.07 Expiration

All Peer-to-Peer Transportation Network Company Licenses shall expire annually on June 30. At any time prior to the expiration of the Peer-to-Peer Transportation Network Company License, the peer-to-peer company may voluntarily surrender the license to the License Section.

#### 588.08 Renewal

All peer-to-peer companies licensed in accordance with the terms of Chapter 588 shall have their licenses renewed for each succeeding year if applicable fee requirements and other requirements of the Columbus City Codes are met. A renewal may be denied if a peer-to-peer company's current license is suspended or revoked pursuant to the provisions of Section 588.11.

#### 588.09 Transfer of Peer-to-Peer Transportation Network Company License

No Peer-to-Peer Transportation Network Company License issued to a peer-to-peer company shall be transferred from one (1) owner to another. If at any time the license holder chooses to no longer operate as a peer-to-peer company or upon sale of the company from one entity to another, the Peer-to-Peer Transportation Network Company License shall revert back to the City of Columbus.

#### 588.10 Records

(a) The peer-to-peer company shall maintain a record of all peer-to-peer vehicles to include the licensed peer-to-peer driver, license plate number, make, model, year and color. The peer-to-peer company shall also maintain a record of the number of hours that each peer-to-peer driver is in driver mode and available to accept rides.

(b) The peer-to-peer company shall maintain an electronic record of each trip. The trip record shall include the identity of the peer-to-peer vehicle, name of the peer-to-peer driver, date of trip, and the total fare or donation paid, if any.

(c) All such records shall be maintained and not destroyed for a period of six (6) months. If a passenger files a complaint or alleges a violation against a peer-to-peer company and/or peer-to-peer driver with the Director, the Director shall have the authority to inspect the peer-to-peer company records and peer-to-peer driver vehicle as necessary to investigate and resolve the complaint.

#### 588.11 Grounds for Permanent Revocation, Revocation, and Suspension of Peer-to-Peer Transportation Network Company License

The Director may permanently revoke, revoke, or suspend the license of a peer-to-peer company for any of the following acts or omissions by the company:

(a) Obtaining a license by making a false statement in the company's application;

(b) Knowingly prearranging rides through the peer-to-peer transportation network for a driver who is not licensed pursuant to Chapter 590;

(c) Prearranging rides through the peer-to-peer transportation network for a driver of a vehicle that the peer-to-peer company has an objectively reasonable basis to believe does not meet the requirements of Chapter 590;

- (d) Failing to remove a driver from the peer-to-peer transportation network when notified by the License Section that the Peer-to-Peer Transportation Network Driver's License is under suspension, revocation, or permanent revocation;
- (e) Failing to maintain the records required by Section 588.10;
- (f) Failing to provide the records when requested as required by Section 588.10;
- (g) Failing to maintain or submit proof of valid insurance coverage as required by Sections 588.15 and 588.16;
- (h) Knowingly allowing a licensed peer-to-peer driver to accept street hails or solicit potential passengers not arranged through the peer-to-peer transportation network;
- (i) Failing to appear before the Director when properly notified to do so;
- (j) Engaging in disruptive behavior or misconduct at a meeting of the Board. This includes, but is not limited to, the use of profanity, yelling, screaming, preventing a recognized speaker from speaking, and failing to follow the rulings of the chairperson;
- (k) Threatening or attempting to intimidate any employee of the City of Columbus for actions taken in the enforcement of the provisions of Chapters 585 through 594 of the Columbus City Codes; or
- (l) Engaging in any other form of misconduct, which demonstrates personal, corporate, managerial, ethical, or professional characteristics or disposition rendering a company unsuitable to hold a Peer-to-Peer Transportation Network Company License.

#### 588.12 Peer-to-Peer Transportation Network Company Standards

- (a) When notified by the Director that a peer-to-peer driver is under investigation and the driver's license has been suspended or revoked, the peer-to-peer company must immediately suspend, upon notice, the peer-to-peer driver's access to the peer-to-peer transportation network pending the completion of the investigation.
- (b) Peer-to-peer companies are not permitted to own or lease vehicles used to transport passengers.
- (c) Peer-to-peer companies are required to contract with a credit card processing company that meets the Payment Card Industry Data Security Standards.
- (d) Peer-to-peer companies are required to provide the Director a rider account and view standard rider facing information (i.e., GPS map, vehicles available to rider, estimated time to arrival, etc.).

#### 588.13 Online Application Requirements

- (a) The online application used by a peer-to-peer company to connect drivers and passengers must display for the passenger the following:
  - (1) The first name, picture, and city issued license number of the licensed peer-to-peer driver; and
  - (2) A picture and/or the make, model, and license plate number of the vehicle the peer-to-peer driver is approved to use to identify the vehicle.
- (b) The peer-to-peer company's online application must provide the following:
  - (1) The ability for a passenger to contact an available peer-to-peer driver to determine if their vehicle can accommodate an individual with disabilities;
  - (2) Notification of any pricing above and beyond the standard fare rate;
  - (3) An electronic notification or email displaying all fees charged to the passenger's credit card; and

(4) A platform allowing drivers and passengers to “rate” each other. The peer-to-peer company shall take reasonable measures to ensure that such ratings are not based on unlawful discrimination, and that drivers do not discriminate against passengers or potential passengers on the basis of race, color, national origin, religion, sex, disability, age, sexual orientation/identity or familial status. Drivers may not discriminate against passengers or potential passengers based on the geographic starting point or endpoint of the ride.

(c) Peer-to-peer companies shall clearly display on their online application and/or website the following:

(1) The fare rate schedule to include the base fare, per minute fare, per mile fare, minimum fare, cancellation fee and any other fees that a passenger may be charged;

(2) The peer-to-peer company is required to maintain a commercial liability insurance policy that meets the requirements in 588.15(a) for incidents involving peer-to-peer vehicles and peer-to-peer drivers while they are engaged in a trip;

(3) A phone number and/or email address for the peer-to-peer company for customer complaints; and

(4) A phone number and email address for the License Section for customer complaints.

(d) Peer-to-peer companies shall clearly disclose on their online application and website, that peer-to-peer companies facilitate rides between passengers and private drivers using the drivers’ own personal vehicles.

(e) No Term and Condition in a peer-to-peer company’s Terms of Service may be used or relied upon by the peer-to-peer company to evade any insurance requirements or liability from any injuries, damages, or other loss arising from the actions or inactions of the peer-to-peer company and/or the company’s drivers.

#### 588.14 Peer-to-Peer Transportation Network Vehicle Standards

(a) All peer-to-peer vehicles shall be reasonably clean and in safe condition so as not to cause personal injury to, or damage the clothing or possessions of the passenger(s). Peer-to-peer drivers may only use passenger vehicles that have not been significantly modified from factory specifications (i.e., no “stretch” vehicles). Every peer-to-peer vehicle shall meet the following standards:

(1) Have a minimum of three (3) doors;

(2) A working light within the passenger compartment;

(3) Manufacturer installed safety belts, which may be used at the option of the passenger, numbering no fewer than the maximum occupancy of the peer-to-peer vehicle;

(4) Must not require the movement of a seat or any portion of a seat to gain access to another seat, with the exception of a wheelchair specialty vehicle; and

(5) At the time of inspection, not older than ten (10) vehicle years as determined by the Vehicle Identification Number.

(b) Peer-to-peer companies shall be held criminally liable if the company provides a peer-to-peer driver access to the peer-to-peer transportation network using a vehicle that the company knew or reasonably should have known was unsafe.

#### 588.15 Insurance Requirements

Each peer-to-peer company shall at all times maintain the following insurance coverage which meets all of the following requirements:

(a) A commercial liability insurance policy shall provide the following minimum coverage for each associated driver of the peer-to-peer-company and vehicle from the moment the driver accepts a trip request until the completion of the trip. For the purposes of this requirement, completion of the trip shall mean all passengers have exited the vehicle, paid for the trip, are standing on the sidewalk or on private property, and the driver and passengers have reasonable knowledge to believe that all personal belongings have been removed:

(1) Not less than one million dollars (\$1,000,000) of liability coverage per incident for bodily injury and property damage for an accident involving a driver of a peer-to-peer company;

(2) Not less than one million dollars (\$1,000,000) of underinsured and uninsured coverage per incident for bodily injury and property damage;

(3) If the peer-to-peer driver maintains collision coverage on his/her personal motor vehicle insurance policy, the peer-to-peer company shall maintain at least the same level of collision coverage that the driver maintains **not to exceed fifty thousand dollars (\$50,000) per incident;** and

(4) The commercial liability insurance policy shall act as primary and drop down and respond to a claim when the driver's personal motor vehicle insurance policy fails to cover any portion of the claim for any reason.

(b) A contingent liability insurance policy that shall provide the following minimum coverage for each associated driver of the peer-to-peer-company and vehicle while available for hire. For purposes of this requirement, a driver and vehicle is available for hire when the driver is logged onto the online application but has not accepted a trip request:

(1) Liability coverage of not less than fifty thousand dollars (\$50,000) per person and not less than one hundred thousand dollars (\$100,000) per incident for bodily injury; and not less than twenty-five thousand dollars (\$25,000) for property damage; and

(2) The contingent liability insurance policy shall respond to a claim when the driver's personal motor vehicle insurance policy fails to cover any portion of the claim for any reason.

(c) Each policy required by this Section must be current and valid;

(d) Each policy required by this Section must be issued by an insurance company that is admitted to do business in the state of Ohio or by an eligible surplus lines company or risk retention group, and has a credit rating of no less than "A-" from A.M. Best or "A" from Demotech; and

(e) Each policy required by this Section shall provide notice of cancellation of insurance to the Director at least ten (10) days prior to the day of cancellation.

#### 588.16 Evidence of Insurance Coverage

Evidence of insurance coverage as required under Section 588.15 shall be furnished by filing with the Director a policy or policies of insurance that satisfies the requirements contained in Section 588.15 issued by an insurance company that meets the requirements of Section 588.15(d). A peer-to-peer company is permitted to redact any information that discloses the costs it incurred purchasing said policy or policies prior to submittal to the Director. Upon the City's receipt of a public records request seeking a copy of a peer-to-peer company's insurance policy or policies, the City will notify the peer-to-peer company of the request within two (2) business days of receipt to enable the peer-to-peer company to file a motion for a protective order with a court of competent jurisdiction in Franklin County, Ohio to prevent the release of the insurance policy or policies. However, the City has the absolute right without exception to share any insurance policy or policies with any consultant or other agent for the City with which the

Director may engage for the purpose of confirming compliance with the insurance requirements set forth in Section 588.15 without prior notification to the peer-to-peer company.

#### 588.17 Insurance Cancellation

(a) The insurance policy as provided in Section 588.15 must provide written notice to the cancellation by the insurer to the Director but this provision shall not be construed to waive any lawful notice which the insurer must give to the insured.

(b) The insurance company and peer-to-peer company shall provide notice of cancellation of insurance to the Director at least ten (10) days prior to the day of cancellation and, at the time of cancellation, voluntarily surrender the Peer-to-Peer Transportation Network Company License for which the cancellation is effective. If the license is voluntarily surrendered, the Director may, upon the filing of proof of insurance required by Section 588.16, and its approval by the City Attorney, reinstate such license.

(c) If a peer-to-peer company fails to comply with the requirements of Section 588.17(b) prior to the Director receiving notice from the insurer of such cancellation, the Director may suspend the license of any peer-to-peer company covered by said policy. If proof of insurance is given prior to the effective date of the suspension, the suspension can be waived by the Director.

(d) Upon the effective date of the suspension, the peer-to-peer company must surrender the license and cease operations in the City of Columbus immediately. The Director may reinstate such license upon the filing of proof of insurance required by Section 588.15, its approval by the City Attorney, and the payment of any fees required by reinstatement.

#### 588.18 Approval by City Attorney

Any commercial liability insurance policy or contingent insurance policy submitted to the License Section pursuant to Sections 588.15 and 588.16 shall be subject to the approval of the City Attorney as to its compliance with this Chapter and as to its form and legality.

#### 588.19 Claims and Judgments

(a) All peer-to-peer companies licensed pursuant to this Chapter shall furnish to the Director at the time of license renewal each year a full and complete statement of claims filed and judgments rendered against such companies arising out of their business operations that are the subject of the license issued by this Chapter. The statement shall be in the form prescribed by the Director.

(b) All peer-to-peer companies licensed pursuant to this Chapter shall notify the Director within ten (10) days after a claim is made against any policy.

#### 588.20 Nonpayment of Judgment

In the event of recovery of any final judgment and termination of final appeal proceedings, if any, against the peer-to-peer company, for damages on account of bodily injuries or death or for damage to property (other than injuries, death or property damage of the peer-to-peer vehicle or driver) resulting from such ownership, maintenance or use of such peer-to-peer vehicle in the City, and nonpayment of the judgment for a period of thirty (30) days thereafter, the Director shall revoke the license of the peer-to-peer company.

#### 588.99 Penalties

- (a) Whoever violates Sections 588.02, 588.09, 588.10, 588.12, 588.13, 588.14(b), 588.15, 588.17(d), and 588.19(b) of this Chapter shall be guilty of a misdemeanor of the first degree. Any such violation shall constitute a separate offense on each successive day continued.
- (b) A violation of any section of Chapter 588 shall be grounds for the suspension, revocation, or permanent revocation of the Peer-to-Peer Transportation Network Company License, or in the case of a new application shall be grounds to refuse to issue such license for a determinate period of time up to ninety (90) days or permanently.
- (c) Any violation of any rule and regulation promulgated by the Board pursuant to this Chapter shall be grounds for suspension, revocation, or permanent revocation of the Peer-to-Peer Transportation Network Company License, or in the case of a new application shall be grounds to refuse to issue such license for a determinate period of time up to ninety (90) days or permanently.

**SECTION 2.** That new Chapter 590 of the Columbus City Code, 1959, be and hereby is enacted as follows:

Chapter 590: Peer-to-Peer Transportation Network Driver's License

590.01 Regulation by the Vehicle for Hire Board

590.02 Licensing Requirements of a Peer-to-Peer Transportation Network Driver

590.03 Exemptions from a Peer-to-Peer Transportation Network Driver's License Requirement

590.04 Application Information

590.05 License Fee

590.06 Issuance of License

590.07 Expiration

590.08 Renewal

590.09 Transfer of Peer-to-Peer Transportation Network Driver's License

590.10 Change of Address

590.11 Driver Standards

590.12 Peer-to-Peer Transportation Network Vehicle Standards

590.13 Vehicle Inspections

590.14 Grounds for Permanent Revocation, Revocation, and Suspension

590.15 Suspension by Director

590.16 Driving While Ohio Driver License is Suspended or Revoked

590.17 Return of License

590.18 Reapplications

590.99 Penalties

590.01 Regulation by the Vehicle for Hire Board

The Board may promulgate rules and regulations to supplement this chapter. All rules and regulations promulgated by the Vehicle for Hire Board must be in writing and approved by the Director.

590.02 Licensing Requirements of a Peer-to-Peer Transportation Network Driver

(a) No person shall solicit, arrange, dispatch, drive, operate, or otherwise be in physical control of any peer-to-peer transportation network vehicle for the purpose of carrying passengers for hire, gift, donation, or other consideration unless:



(1) The driver of such vehicle has obtained a City of Columbus Peer-to-Peer Transportation Network Driver's License issued pursuant to this Chapter prior to operation and such license is not under suspension or revocation;

(2) The Peer-to-Peer Transportation Network Company that the driver serves has obtained a City of Columbus Peer-to-Peer Transportation Network Company License issued pursuant to Chapter 588 prior to operation and such license is not under suspension or revocation; and

(3) The current decal issued by the License Section is clearly and properly displayed on the passenger side of the front and rear windshield of the approved vehicle.

(b) It shall be unlawful to license a peer-to-peer vehicle as a taxicab or livery vehicle as defined in Section 585.01.

590.03 Exemptions from a Peer-to-Peer Transportation Network Driver's License Requirement  
This chapter shall not apply to the following:

(a) Vehicles and operations as provided in Section 585.02, taxicabs, livery vehicles, pedicabs, horse carriages, or to private vehicles used for the convenience of the owner or operator and not for compensation or as a portion of other services rendered or to be rendered for compensation; or

(b) The peer-to-peer company has arranged transportation for a passenger that has been brought from outside Columbus' corporate limits and does not pick up any passengers within Columbus' corporate limits.

590.04 Application Information

(a) Applications for a Peer-to-Peer Transportation Network Driver's License shall be made to the Director upon forms provided by the License Section and shall set forth at a minimum:

(1) The name, address, phone number, and email address of the applicant;

(2) The make, model, year, color, and license plate of the vehicle that will be utilized as a peer-to-peer vehicle; and

(3) The seating capacity which shall be determined by the number of manufacturer installed safety belts or permanent fasteners and safety restraints for wheelchair specialty vehicles.

(b) Along with each application, all applicants shall set forth that the applicant is:

(1) A citizen of the United States or a legal resident;

(2) In possession of a valid Ohio Driver's License and has been a licensed driver for at least six (6) months prior to the application date;

(3) Twenty-one (21) years of age or older; and

(4) Able to speak, read, and write the English language.

(c) Along with each application, all applicants are required to submit:

(1) A national, state, and local criminal background check which is based upon fingerprints from the Bureau of Criminal Identification and Investigations pursuant to Section 590.06, at a cost to the applicant;

(2) A driver abstract from the Ohio Bureau of Motor Vehicles pursuant to Section 590.06, at a cost to the applicant;

(3) On forms provided by the License Section, a completed vehicle mechanical inspection pursuant to Section 590.13;

(4) Proof that the applicant is the registered owner, is named on the lease of the vehicle, or that the owner or lessee has granted permission to the applicant to utilize the vehicle as a peer-to-peer vehicle;

(5) Proof of automobile insurance that complies with the minimum requirements established by the state of Ohio; and

(6) A Letter of Good Standing from the City of Columbus Income Tax Division.

(d) The Director has the authority to request additional information to clarify the applicant's application when necessary.

(e) The Director is authorized to request medical information to ensure that the applicant does not have a physical or mental condition that would prevent the applicant from safely operating a peer-to-peer vehicle. If, upon review of the application, the Director has good cause to believe an applicant has a physical or mental condition that requires further review before a decision can be made, the Director is authorized to request an examination by a licensed physician. Failure of the applicant to comply with this request shall result in a denial of the license application.

(f) The Director has the authority to deny a license based upon a driver's conduct which constitutes a departure from the generally accepted practices of peer-to-peer drivers which demonstrate personal characteristics rendering a person unsuitable to operate a peer-to-peer vehicle.

#### 590.05 License Fee

Every peer-to-peer driver shall pay a fee of thirty-five dollars (\$35.00) with the submission of the driver's application. Any applicant who is denied a license shall have this fee returned. Additional administrative fees may be assessed by the Director pursuant to the Director's authority to promulgate rules and regulations under Chapter 501.

#### 590.06 Issuance of License

(a) If the Director determines that an applicant satisfies the requirements for operating a peer-to-peer vehicle, under the provisions of Chapter 585 through 594 and under the rules and regulations adopted by the Board pursuant to Section 585.07, the Director shall have the authority to issue the license upon payment of the proper fee(s) as provided in Section 590.05.

(b) No license shall be issued to any applicant that has been convicted of any of the following offenses within the past seven (7) years:

(1) Operating, driving, or being in physical control of a vehicle while under the influence of alcohol, a drug of abuse, or the combined influence of alcohol and a drug of abuse;

(2) Manslaughter or homicide of any degree resulting from the operation of a motor vehicle;

(3) Any felony in which physical violence is used;

(4) A felony, misdemeanor, or code violation involving a sex offense, trafficking in controlled substances, or any offense of violence as defined in Section 2301.01 of the Columbus City Code;

(5) Any person convicted of a weapon violation; or

(6) Any person convicted of failing to stop after an accident or collision.

(c) No license shall be issued to any applicant that is required to register with the Sheriff's Office in the person's county of residence as a sexual offender or sexual predator pursuant to Section 2950.03 of the Ohio Revised Code.

(d) No license shall be issued to any applicant who has accumulated more than eight (8) points on the applicant's Ohio Driver's License within the three (3) year period preceding the date of application.

(e) The Director shall review the application of the following persons prior to issuing a license and may require additional information and/or a personal appearance by the applicant:

- (1) Any person on probation or parole for a felony or aggravated felony at the time of application;  
(2) Any person released from a correctional facility within twelve (12) months from the date of application; or  
(3) Any person convicted of two (2) or more offenses relating to the illegal use or possession of drugs.  
(f) Nothing in this Section shall be construed to limit the discretion of the Director to refuse to issue a license for these or other background related issues that may be outside of the above listed look back period.  
(g) The Director shall have the authority to require up to four (4) hours of training or review relevant to the vehicle for hire industry as a prerequisite to the issuance or renewal of a Peer-to-Peer Transportation Network Driver's License. The applicant or licensee shall be responsible for any cost associated with this training.

#### 590.07 Expiration

Peer-to-Peer Transportation Network Driver's Licenses issued pursuant to this Chapter shall expire at midnight on June 30 of each year. At any time prior to the expiration of the Peer-to-Peer Transportation Network Driver's License, the peer-to-peer driver may voluntarily surrender the license to the License Section.

#### 590.08 Renewal

All peer-to-peer drivers licensed in accordance with the terms of Chapter 590 shall have their licenses renewed for each succeeding year if applicable fee requirements and other requirements of the Columbus City Codes are met. A renewal may be denied if a peer-to-peer driver's current license is suspended or revoked pursuant to the provisions of Section 590.14.

#### 590.09 Transfer of Peer-to-Peer Transportation Network Driver's License

No Peer-to-Peer Transportation Network Driver's License issued to a peer-to-peer driver shall be transferred from one (1) driver to another. If at any time the license holder chooses to no longer operate as a peer-to-peer driver, the Peer-to-Peer Driver's License shall revert back to the City of Columbus.

#### 590.10 Change of Address

Any licensed peer-to-peer driver shall notify the License Section of any change of address within thirty (30) days of such change. Failure to provide notice shall result in a one (1) day suspension for each day the change of address is not provided after the thirtieth (30) day.

#### 590.11 Driver Standards

(a) During the time that a peer-to-peer driver is logged on to the online application, any license officer shall have the power to inspect a peer-to-peer driver and the driver's vehicle upon any complaint or reasonable cause to suspect a violation of this Chapter.

(1) If, upon any inspection, a driver is found to be not in compliance with the standards established for drivers in the Chapter or in the rules and regulations adopted by the Board, the license officer shall impound the driver identification card of such driver, remove the decal, and notify the proper peer-to-peer company.

(2) If the driver desires to contest the action of the license officer, the driver must inform the license officer at the time the driver identification card is impounded. A formal complaint will then be filed by the license officer who will present the complaint to the Director. Such a request by the driver shall be deemed a waiver of the ten (10) day notice required by Section 585.15. Any driver who requests a formal review shall be allowed to retain the driver's driver identification card and the right to drive pending action by the Director.

(b) No peer-to-peer driver shall engage in any of the following conduct:

(1) Operate, drive, or be in physical control of a peer-to-peer vehicle while under the influence of alcohol, a drug of abuse, or the combined influence of alcohol and a drug of abuse;

(2) Talk on a mobile/smart phone while operating, driving, or being in physical control of a peer-to-peer vehicle while a fare is in the vehicle;

(3) Text on a mobile/smart phone while operating or driving a peer-to-peer vehicle in violation of Section 2131.44 of the Columbus City Code;

(4) Operate or drive a peer-to-peer vehicle while wearing earphones, earbuds, or headsets over the ears or with a television, visible to the driver, operating in the vehicle;

(5) Solicit or accept a passenger on the street or by any means other than through prearrangement on a peer-to-peer transportation network;

(6) Accept a cash fare from a passenger; or

(7) Permit a non-fare paying passenger (i.e., family member, friend, coworker, etc.) to occupy a peer-to-peer vehicle while a paying passenger is present in the vehicle.

(c) Upon request, a peer-to-peer driver shall display to the Director, law enforcement and/or license officer a physical or electronic record of a ride in progress sufficient to establish that it was prearranged. To the extent that trip records are contained on electronic devices, peer-to-peer drivers are not required to relinquish custody of the device in order to make the required display.

#### 590.12 Peer-to-Peer Transportation Network Vehicle Standards

(a) All peer-to-peer vehicles shall be reasonably clean and in safe condition so as not to cause personal injury to, or damage the clothing or possessions of, the passenger(s). Peer-to-peer drivers may only use passenger vehicles that have not been significantly modified from factory specifications (i.e., no "stretch" vehicles). Every peer-to-peer vehicle shall meet the following standards:

(1) Have a minimum of three (3) doors;

(2) A working light within the passenger compartment;

(3) Manufacturer installed safety belts, which may be used at the option of the passenger, numbering no fewer than the maximum occupancy of the peer-to-peer vehicle;

(4) Must not require the movement of a seat or any portion of a seat to gain access to another seat, with the exception of a wheelchair specialty vehicle; and

(5) At the time of inspection, not older than ten (10) vehicle years as determined by the Vehicle Identification Number.

(b) Peer-to-peer drivers shall be held criminally liable for using a vehicle that does not meet the standards set forth in Section 590.12(a) and has not passed a vehicle inspection pursuant to Section 590.13.

#### 590.13 Vehicle Inspections

(a) The Director shall establish the criteria and the procedure for a reasonable inspection to be performed prior to initial licensing and prior to any renewal.

(1) The Director shall provide all peer-to-peer transportation network drivers with a City of Columbus annual mechanical inspection form. The driver must have the vehicle inspected by an ASE certified mechanic that is not employed by the driver or peer-to-peer company and that does not have a vested interest in the management affairs of the driver and/or owner of the vehicle or peer-to-peer company. The inspection form must be signed and stamped by the ASE certified mechanic and submitted to the License Section with an original invoice and any defect repair paperwork.

(2) The inspecting establishment shall provide a copy of the annual mechanical inspection form to the owner of the vehicle. The original form shall be submitted at the time of application prior to the issuance or renewal of a license pursuant to Section 590.04(c)(3).

(3) All inspection criteria must be satisfactory prior to the approval of licensing. If any portion of the inspection is unsatisfactory, the vehicle owner shall cause the condition to be corrected and shall have the vehicle re-inspected by the original ASE certified mechanic.

(b) The Director shall make or cause to be made additional inspections of peer-to-peer vehicles at least once during the twelve-month period after initial licensure or at any other time at the discretion of the Director at no charge to the driver.

(1) If, upon any inspection, a vehicle is found to be unsafe, unclean, or unsightly, a license officer or law enforcement officer may remove the decal and direct that the vehicle be taken out of service until the vehicle is in compliance. Such vehicle taken out of service must be re-inspected at a cost of twenty-five dollars (\$25.00) per additional inspection and approved by a license officer before being returned to service.

(2) The license officer shall cause a memorandum of such inspection failure to be recorded on the record of the driver of said vehicle that is maintained by the License Section.

(3) The license officer shall provide the vehicle driver the cause(s) for failure in writing.

(c) After a vehicle successfully completes the inspection and pays a decal fee of ten dollars (\$10.00), the decal shall be issued by the Director and be affixed to the vehicle in an assigned location. The decal shall clearly indicate that the vehicle has received and satisfied the inspection.

#### 590.14 Grounds for Permanent Revocation, Revocation, and Suspension

The Director may permanently revoke, revoke, or suspend the license of any licensed peer-to-peer driver for any of the following acts or omissions by the driver:

(a) Obtained a license by making a false statement on the driver's application, or upon misrepresentation or false statements in the driver's affidavit in applying for a duplicate peer-to-peer transportation network driver's license or driver identification card;

(b) Has become physically or mentally incapable of operating a peer-to-peer vehicle;

(c) The driver has been found in violation of misconduct, which includes, but is not limited to:

(1) Possessing or using any controlled substance, as defined in Section 3719.01 of the Ohio Revised Code, not specifically prescribed for the driver by a physician, or possessing any open intoxicating liquor container while in a peer-to-peer vehicle;

(2) Operating, driving, or otherwise being in physical control of a peer-to-peer vehicle where gambling is occurring regardless of whether the operator receives a percentage of the proceeds or not;

(3) Accumulating more than eight (8) points within a three (3) year period on the drivers Ohio Driver License. This shall apply whether the number of points was accumulated before the

granting of a Peer-to-Peer Transportation Network Driver's License or while operating a peer-to-peer vehicle;

(4) Failing to report within twenty-four (24) hours any accident in which the licensee is involved to the appropriate law enforcement agency;

(5) Operating a peer-to-peer vehicle which is unclean or unsightly. If, upon inspection under Section 590.13, a vehicle is found to be in violation of this subsection, the Director shall cause a memorandum of the inspection failure to be placed on the record of the driver and a copy of the memorandum be sent to the appropriate peer-to-peer company;

(6) Picking up a passenger on airport grounds for the purpose of providing peer-to-peer services during a period for which the airport administrator or the administrator's designee has suspended the right of the driver to operate on those grounds, except that such driver may discharge a passenger at the airport if the trip has originated off airport property;

(7) Violating any driver standard in Section 590.11; with the exception of Section 590.11(a)(2) which will require a decision from the Director;

(8) Being convicted of any criminal or traffic offense that would preclude a person from obtaining a Peer-to-Peer Transportation Network Driver's License in the application process;

(9) Operating a peer-to-peer vehicle while not in compliance with the standards established for drivers in the rules and regulations adopted by the Board. Any reprimand for this subsection shall be recorded on the permanent record of the driver and a copy of the reprimand be sent to the appropriate peer-to-peer company;

(10) Failing to appear before the Director when properly notified to do so;

(11) Engaging in disruptive behavior or misconduct at a meeting of the Board. This includes, but is not limited to, the use of profanity, yelling, screaming, preventing a recognized speaker from speaking, and failing to follow the rulings of the chairperson;

(12) Threatening or attempting to intimidate any employee of the City of Columbus for actions taken in the enforcement of the provisions of Chapters 585 through 594 of the Columbus City Codes; or

(13) Engaging in any other form of misconduct, which constitutes a departure from the generally accepted practices of peer-to-peer drivers or which demonstrates personal characteristics rendering a person unsuitable to operate a peer-to-peer vehicle.

#### 590.15 Suspension by Director

When a peer-to-peer driver presents an immediate danger to the health, safety, or welfare of the citizens of Columbus, the Director may immediately suspend the license of such person at the Director's discretion. When a driver is notified of the suspension, the driver shall surrender the driver's Peer-to-Peer Transportation Network Driver's License, driver identification card, and decal to the Director or the License Section. The License Section shall immediately contact the appropriate peer-to-peer company and have the driver's access to the peer-to-peer transportation network suspended immediately pending the conclusion of an investigation. Pending a decision by the Director, the License Manager may impose a temporary suspension for a period not to exceed twenty-four (24) hours. This temporary suspension shall not be extended by the License Manager.

A driver shall have the right of appeal to the Board of License Appeals of any such suspension in accordance with Section 505.06 of the Columbus City Code.

#### 590.16 Driving While Ohio Driver License is Suspended or Revoked

Whenever a licensed peer-to-peer driver's Ohio Driver's License is under suspension, revocation, or has expired, the Peer-to-Peer Transportation Network Driver's License and access to the peer-to-peer transportation network shall be suspended or revoked for the same period of time.

#### 590.17 Return of License

Upon the Director's refusal to grant renewal under the provisions of Section 590.06, or upon the Director's suspension, revocation or permanent revocation of any Peer-to-Peer Transportation Network Driver's License, the driver shall return to the Director the driver's Peer-to-Peer Transportation Network Driver's License. In the case that the license is no longer in the applicant's possession, the applicant shall file an affidavit with the Director stating that the license is no longer in the applicant's possession due to unintentional mistake or neglect. Failure to file such affidavit or to return the Peer-to-Peer Transportation Network Driver's License shall be punishable pursuant to the penalties contained in Section 590.99.

#### 590.18 Reapplications

If an applicant has been denied a license or a driver's Peer-to-Peer Transportation Network Driver's License has been revoked, no new application shall be considered for a period of ninety (90) days. If the Peer-to-Peer Transportation Network Driver's License was revoked for driving a vehicle during a period for which the applicant's license had been suspended, as provided in Section 590.14, the applicant shall not be eligible to receive a new license for a period of one (1) year from the date of revocation. In cases of permanent revocation, the applicant is not eligible to reapply.

#### 590.99 Penalties

(a) Whoever violates Sections 590.02, 590.11(b), 590.11(c), 590.12(b), 590.16, and 590.17 of this Chapter shall be guilty of a misdemeanor of the first degree. Any such violation shall constitute a separate offense on each successive day continued.

(b) A violation of any section of Chapter 590 shall be grounds for the suspension, revocation or permanent revocation of the Peer-to-Peer Transportation Network Driver's License, or in the case of a new application shall be grounds to refuse to issue such license for a determinate period of time up to ninety (90) days or permanently.

(c) Any violation of the rules and regulations promulgated by the Board pursuant to this Chapter shall be grounds for suspension, revocation or permanent revocation of the Peer-to-Peer Transportation Network Driver's License, or in the case of a new application shall be grounds to refuse to issue such license for a determinate period of time up to ninety (90) days or permanently.

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

**SECTION 4:** That to prepare for the above directed enactment of Chapters 588 and 590 of the Columbus City Code, the director of public safety is hereby authorized and directed to accept and process applications for approval or denial beginning June 17, 2014 from those seeking a Peer-to-Peer Transportation Network Company License and/or Peer-to-Peer Transportation Network Driver's License

pursuant to Section 588.04 in Section 1 and Section 590.04 in Section 2 herein. No license shall be issued until Chapters 588 and 590 goes into effect pursuant to Section 3 herein.



**City of Columbus**  
**City Bulletin Report**

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

**Legislation Number:** 1377-2014

**Drafting Date:** 6/5/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND:**

This ordinance amends Chapter 585 and enacts a new section in 585 in the City's Vehicle for Hire Code as it relates to the addition of peer-to-peer transportation network companies and drivers in the city of Columbus. Since November 2013, the City has been working to create new City Code that would incorporate peer-to-peer transportation network companies and drivers into the Vehicle for Hire Code. Peer-to-peer companies are new to the City of Columbus and are a growing trend in the vehicle for hire industry. Public Safety began meeting with peer-to-peer companies six months ago to gain a better understanding of how these companies operate and how they interact with drivers. Through these meetings, the City has created regulation that is consistent with the City's overarching requirements for the entire vehicle for hire industry. The changes in Chapter 585 will add several definitions to include peer-to-peer and will add representation from this industry to the Vehicle for Hire Board. The addition of Section 585.051 will determine the election procedures for adding a peer-to-peer company member to the Vehicle for Hire Board. There are several additional changes that update terminology and provide clarification.

**2. FISCAL IMPACT:** None

To amend Sections 585.01, 585.03, 585.04, 585.05, 585.06, 585.07, 585.09, 585.11, 585.12, 585.13, 585.15 of the Columbus City Code; and to enact Section 585.051 of the Columbus City Code in order to include peer-to-peer transportation network companies and drivers as vehicles for hire.

**WHEREAS**, there is a need to amend various sections in Chapter 585 of the Columbus City Code to define peer-to-peer transportation network companies and drivers; and

**WHEREAS**, there is a need to enact Section 585.051 that will determine the election process for adding a peer-to-peer transportation network company member to the Vehicle for Hire Board; and

**WHEREAS**, this ordinance will make the code more accessible by updating terminology and clarifying phrases; and

**WHEREAS**, these changes will support the progress of the industry and ensure a more positive experience for customers; and

**WHEREAS**, this ordinance establishes language and authorizes the amendment of various sections of Chapter 585 and the enactment of Section 585.051 of the Columbus City Code for the above-described purpose; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**  
**SEE ATTACHMENT.**

**SECTION 1:** That Section 585.01 of the Columbus City Code, 1959, is hereby amended to read as follows:

#### 585.01 Definitions

When used in Chapters 585 through 594 of the Columbus City Code:

- (a) ~~"Board" shall mean the Vehicle for Hire Board as constituted in Chapter 585 of the Columbus City Code.~~
- (b) ~~"Director" shall mean the Director of Public Safety, or his or her designee.~~
- (c) ~~"License" shall mean an official document issued by the Department of Public Safety authorizing operation of a licensed taxicab, livery, pedicab, horse drawn carriage or vehicle for hire on the streets of the city.~~
- (d) ~~"License Section" shall mean the Department of Public Safety, Division of Support Services, License Section and is further defined in C.C.C. 501.02 and 501.03~~
- (e) ~~"Suspend" shall mean to temporarily deprive a licensee of rights or privileges under a license for a period not to exceed ninety (90) days.~~
- (f) ~~"Revoke" shall mean to terminate all rights or privileges under a license for a period not to exceed ninety (90) days after which the individual must reapply for a license.~~
- (g) ~~"Permanently revoke" shall mean to terminate all rights and privileges under a license for a period of ninety (90) days or greater and to render the holder of a license ineligible to reapply for said license.~~
- (h) ~~"Vehicle for hire" shall mean any passenger vehicle engaged in the transportation of person(s) from or entirely within the corporate limits of Columbus with the intent to receive direct or indirect compensation that is determined by mutual agreement, by contract, by mileage, or by the length of time the vehicle is used for providing such transportation.~~
- (i) ~~"Vehicle for hire owner" shall mean every corporation, association, joint stock association, person, firm or partnership, their lessees, directors, receivers, trustees, appointees by any court whatsoever, or the heirs, executors, administrators, or personal representatives or assignees of any deceased owner, owning, controlling, operating or managing any vehicle for hire. However, a vehicle for hire driver, driving a vehicle for hire pursuant to a contract of employment or a lease arrangement with the holder of a license for such vehicle, shall not be deemed a "vehicle for hire owner".~~
- (j) ~~"Vehicle for hire driver" shall mean the individual driving, operating or in physical control of the vehicle for hire.~~
- (k) ~~"Operator" shall mean the individual who manages one (1) or more vehicles for hire whether as the owner, an employee of the owner or as an independent contractor.~~
- (l) ~~"Taxicab" shall mean all public passenger motor vehicles carrying the public generally as passengers for hire, gift, donation or other consideration either direct or indirect on the streets of the city, where the route traveled and trip destination are controlled by the passenger and at a charge or fare based upon time and mileage as recorded and indicated on a taximeter. The term "taxicab" includes all motor vehicles that are used as taxicabs, cabs or for hire cars, and engaged as such in the transport of passengers for hire, gift, donation or other consideration, either direct or indirect.~~
- (m) ~~"Taxicab owner" shall mean every corporation, association, joint stock association, person, firm or partnership, their lessees, directors, receivers, trustees, appointees by any court whatsoever, or the heirs, executors, administrators, or personal representatives or assignees of any deceased owner, owning, controlling, operating or managing any taxicab. A taxicab driver, driving a taxicab pursuant to a contract of employment or a lease arrangement with the holder of a license for such taxicab, shall not be deemed a "taxicab owner".~~
- (n) ~~"Taxicab driver" shall mean the individual driving, operating or in physical control of a taxicab.~~
- (o) ~~"Taximeter" shall mean an instrument or device attached to a taxicab which measures mechanically or electronically the distance driven and the waiting time upon which the fare is based.~~
- (p) ~~"Waiting time" shall mean any time a taxicab is engaged or hired by a passenger but not in motion.~~
- (q) ~~"Livery vehicle" shall mean:~~

- (1) A limousine or specialized passenger vehicle not equipped with a taximeter and for hire only by prearrangement at a rate charged per hour or fixed in advance, provided that all such livery vehicles are:
- (A) To be for hire for continuous periods of one (1) hour or more, whether actually used for one (1) hour or not;
  - (B) Of a type and configuration not generally licensed as a taxicab in the city; and
  - (C) Not to drive in search of patronage or park on any public street, or place of assemblage to solicit patronage not prearranged.
- (2) Rental vehicles for use in the performance of the business of a limousine company.
- (3) Any other vehicle for hire not equipped with a taximeter and for hire only by prearrangement. This is intended to cover omnibuses and other vehicles not otherwise covered by the Columbus City Code.
- (r) "Prearranged" shall mean an agreement to provide transportation by registration in advance of boarding from a specific location in a livery vehicle at an agreed upon rate for a minimum of a one hour period of time without regard to whether the trip requires less than one (1) hour or not. The key factor in determining the cost of a prearranged livery service shall be the length of time the vehicle is in use, measured in hourly increments or an agreed upon fixed rate that exceeds the normal hourly rate for one (1) hour and not the distance traveled.
- (s) "Omnibus" shall mean a motor vehicle designed to carry sixteen (16) or more passengers.
- (t) "Scheduled limousine" or "shuttle vehicles" shall mean an omnibus or similar vehicle operated over an established route and on a regular schedule, regardless of whether passengers are present for pickup or not. This type of service will generally be provided pursuant to a contract for a prearranged service. The rate charged shall be a flat fee charged equally to all locations on the route regardless of time or distance traveled. Scheduled limousines shall not be sedans or station wagons. These vehicles will comply with the licensing requirements established in Chapter 593 for liveries.
- (u) "Livery chauffeur" shall mean the individual driving, operating or in physical control of a livery vehicle.
- (v) "Pedicab" shall mean a bicycle upon which a person may ride, propelled by human power through a belt, chain or gears, or powered by electronic assist, and constructed in such a manner as to engage in the business of carrying passengers for hire, gift, donation or other consideration either direct or indirect on the streets of the city, where route traveled and trip destination are controlled by the passenger.
- (w) "Bicycle" shall have the same meaning as defined in C.C.C. 2101.04
- (x) "Pedicab driver" shall mean the individual driving, operating or in physical control of a pedicab.
- (y) "Horse carriage" shall mean a horse drawn vehicle or carriage operating in such a manner as to engage in the business of carrying passengers for hire, gift, donation or other consideration either direct or indirect on the streets of the city, where route traveled and trip destination are controlled by the passenger.
- (z) "Wheelchair specialty vehicle" shall mean a motor vehicle that is specifically designed, constructed, or modified and equipped and is intended to be used for the transportation of persons who require use of a wheelchair.
- (aa) "Contract vehicle" shall mean a vehicle providing for hire transportation by a written contract agreement with an entity, not the passenger, and when the contract entity compensates the for hire service and no compensation is accepted from the passenger. A contract vehicle shall not engage in cruising or operating on demand service or accept other passengers not covered by the contract.
- (bb) "Church bus" shall mean a vehicle owned by a church and used exclusively for church activities and licensed and registered by the state of Ohio as defined in Ohio Revised Code 4503.07.
- (cc) "Funeral vehicle" shall mean vehicles owned by a funeral director and used exclusively for funeral services or vehicles for hire while being used for funeral services. This does not prohibit a vehicle from being used as a livery vehicle and a funeral vehicle, such vehicle when used as a livery vehicle must be licensed in accordance with C.C.C Chapters 585 through 594
- (dd) "Motor bus" shall mean a vehicle owned by a registered common carrier and registered with the Public Utilities Commission of the State of Ohio (PUCO), and operated for the purpose of intrastate or interstate commerce on regulated routes or schedules.

~~(ee) "Hotel and/or motel courtesy vehicles" shall mean a limousine, specialized passenger vehicle, omnibus or similar vehicle operated by a hotel or motel as a courtesy for its patrons or its employees at no cost to its patrons or employees. These vehicles will comply with the licensing requirements established by Chapter 593 for liveries if at any time they carry the general public in violation of this definition.~~

~~(ff) "Day care facility and automobile dealer shuttle/bus" shall mean a vehicle operated by a daycare facility or automobile dealer to transport its customers and patrons at no cost to said customers and patrons.~~

~~(gg) "Hourly rate" shall be a charge for the actual time consumed in the transportation of passengers together with any waiting time consumed at the direction of the passenger.~~

~~(hh) "Special trip" shall mean a trip to and from points of interest for which a rate, approved by the Vehicle for Hire Board, is filed with the Director of Public Safety.~~

~~(ii) "Complainant" shall mean a person that has filed a verbal or written complaint against a vehicle for hire owner or driver.~~

When used in Chapters 585 through 594 of the Columbus City Code:

(a) "Board" shall mean the Vehicle for Hire Board as created by Section 585.03 of the Columbus City Code.

(b) "Director" shall mean the Director of Public Safety, or the Director's designee.

(c) "License" shall mean an official document issued by the Department of Public Safety authorizing operation of a licensed taxicab, livery, pedicab, horse drawn carriage, peer-to-peer transportation network company, peer-to-peer transportation network drivers or any other vehicle for hire on the streets of the city.

(d) "License Section" shall mean the Department of Public Safety, Division of Support Services, License Section and is further defined in Sections 501.02 and 501.03 of the Columbus City Code.

(e) "Suspend" shall mean to temporarily deprive a licensee of rights or privileges under a license for a period not to exceed ninety (90) days.

(f) "Revoke" shall mean to terminate all rights or privileges under a license for a period not to exceed ninety (90) days after which the individual must reapply for a license.

(g) "Permanently revoke" shall mean to terminate all rights and privileges under a license for a period of ninety (90) days or greater and to render the holder of a license ineligible to reapply for said license.

(h) "Vehicle for hire" shall mean any passenger vehicle engaged in the transportation of person(s) with the intent to receive direct or indirect compensation that is determined by mutual agreement, by contract, by mileage, or by the length of time the vehicle is used for providing such transportation.

(i) "Vehicle for hire owner" shall mean every corporation, limited liability corporation, association, joint stock association, person, firm or partnership, their lessees, directors, receivers, trustees, appointees by any court whatsoever, or the heirs, executors, administrators, or personal representatives or assignees of any deceased owner, owning, controlling, or managing any vehicle for hire. However, a vehicle for hire driver, driving a vehicle for hire pursuant to a contract of employment or a lease arrangement with the holder of a license for such vehicle, shall not be deemed a "vehicle for hire owner".

(j) "Vehicle for hire driver" shall mean the individual driving, operating or in physical control of the vehicle for hire.

(k) "Taxicab" shall mean all public passenger motor vehicles carrying passengers for hire, gift, donation or other consideration either direct or indirect on the streets of the city, where the route traveled and trip destination are controlled by the passenger and at a charge or fare based upon time and mileage as recorded and indicated on a taximeter. The term "taxicab" includes all motor vehicles that are used as taxicabs, cabs or for-hire cars, and engaged as such in the transport of passengers for hire, gift, donation or other consideration, either direct or indirect, and shall exclude peer-to-peer transportation network vehicles.

(l) "Taxicab owner" shall mean every corporation, limited liability company, association, joint stock association, person, firm or partnership, their lessees, directors, receivers, trustees, appointees by any

court whatsoever, or the heirs, executors, administrators, or personal representatives or assignees of any deceased owner, owning, controlling, operating or managing any taxicab. A taxicab driver, driving a taxicab pursuant to a contract of employment or a lease arrangement with the holder of a license for such taxicab, shall not be deemed a "taxicab owner".

(m) "Taxicab driver" shall mean the individual driving, operating or in physical control of a taxicab.

(n) "Taximeter" shall mean an instrument or device attached to a taxicab which measures mechanically or electronically the distance driven and the waiting time upon which the fare is based.

(o) "Waiting time" shall mean any time a taxicab is engaged or hired by a passenger but not in motion.

(p) "Livery vehicle" shall mean:

(1) A limousine or an at least four (4) door passenger vehicle not equipped with a taximeter and for hire only by prearrangement, provided that such livery vehicles do not drive in search of patronage or park on any public street, or place of assemblage to solicit patronage not prearranged;

(2) Rental vehicles for use in the performance of the business of a limousine company; and

(3) Any other vehicle for hire not equipped with a taximeter and for hire only by prearrangement. This is intended to cover omnibuses and other vehicles not otherwise covered by the Columbus City Code.

(q) "Prearranged" when used in connection with a livery vehicle shall mean an agreement to provide transportation by registration through phone dispatch or an online application in advance of boarding from a specific location at an agreed upon rate. "Prearranged" when used in connection with a peer-to-peer transportation network vehicle shall mean a ride solicited and accepted via a licensed peer-to-peer transportation network company's online application in advance of boarding from a specific location.

(r) "Omnibus" shall mean a motor vehicle designed to carry sixteen (16) or more passengers.

(s) "Scheduled limousine" or "shuttle vehicles" shall mean an omnibus or similar vehicle operated over an established route and on a regular schedule, regardless of whether passengers are present for pickup or not. This type of service will generally be provided pursuant to a contract for a prearranged service. The rate charged shall be a flat fee charged equally to all locations on the route regardless of time or distance traveled. Scheduled limousines shall not be sedans or station wagons. These vehicles will comply with the licensing requirements established in Chapter 593 for liveries.

(t) "Livery chauffeur" shall mean the individual driving, operating or in physical control of a livery vehicle.

(u) "Pedicab" shall mean a bicycle upon which a person may ride, propelled by human power through a belt, chain or gears, or powered by electronic assist, and constructed in such a manner as to engage in the business of carrying passengers for hire, gift, donation or other consideration either direct or indirect on the streets of the city, where route traveled and trip destination are controlled by the passenger.

(v) "Bicycle" shall have the same meaning as defined in Section 2101.04 of the Columbus City Code.

(w) "Pedicab driver" shall mean the individual driving, operating or in physical control of a pedicab.

(x) "Horse carriage" shall mean a horse drawn vehicle or carriage operating in such a manner as to engage in the business of carrying passengers for hire, gift, donation or other consideration either direct or indirect on the streets of the city, where route traveled and trip destination are controlled by the passenger.

(y) "Wheelchair specialty vehicle" shall mean a motor vehicle that is specifically designed, constructed, or modified and equipped and is intended to be used for the transportation of persons who require use of a wheelchair.

(z) "Contract vehicle" shall mean a vehicle providing for hire transportation by a written contract agreement with an entity, not the passenger, and when the contract entity compensates the for-hire service and no compensation is accepted from the passenger. A contract vehicle shall not engage in cruising or operating on demand service or accept other passengers not covered by the contract.

(aa) "Church bus" shall mean a vehicle owned by a church and used exclusively for church activities and licensed and registered by the state of Ohio as defined in Section 4503.07 of the Ohio Revised Code.

(bb) "Funeral vehicle" shall mean vehicles owned by a funeral director and used exclusively for funeral services or vehicles for hire while being used for funeral services. This does not prohibit a vehicle from being used as a livery vehicle and a funeral vehicle, such vehicle when used as a livery vehicle must be licensed in accordance with Chapters 585 through 594 of the Columbus City Code.

(cc) "Motor bus" shall mean a vehicle owned by a registered common carrier and registered with the Public Utilities Commission of the State of Ohio (PUCO), and operated for the purpose of intrastate or interstate commerce on regulated routes or schedules.

(dd) "Hotel and/or motel courtesy vehicles" shall mean a limousine, specialized passenger vehicle, omnibus or similar vehicle operated by a hotel or motel as a courtesy for its patrons or its employees at no cost to its patrons or employees. These vehicles will comply with the licensing requirements established by Chapter 593 for liveries if at any time they carry the general public in violation of this definition.

(ee) "Day care facility and automobile dealer shuttle/bus" shall mean a vehicle operated by a daycare facility or automobile dealer to transport its customers and patrons at no cost to said customers and patrons.

(ff) "Hourly rate" shall be a charge for the actual time consumed in the transportation of passengers together with any waiting time consumed at the direction of the passenger.

(gg) "Special trip" shall mean a trip to and from points of interest for which a rate, approved by the Vehicle for Hire Board, is filed with the Director of Public Safety.

(hh) "Complainant" shall mean a person that has filed a verbal or written complaint against a vehicle for hire owner or driver.

(ii) "Ridesharing agreement" shall mean the transportation of persons in a motor vehicle where the transportation is incidental to another purpose of a volunteer driver and includes ridesharing arrangements known as carpools, vanpools, and buspools.

(jj) "Online application" shall mean a web-based application that is used to connect drivers and passengers through prearrangement for the purpose of arranging transportation for passengers for hire, gift, donation, or other consideration, either directly or indirectly.

(kk) "Peer-to-peer transportation network" shall mean an online application used to connect passengers through prearrangement to a peer-to-peer transportation network driver who uses the driver's personal vehicle for the purpose of transporting passengers for hire, gift, donation, or other consideration, either directly or indirectly.

(ll) "Peer-to-peer transportation network company" or "peer-to-peer company" shall mean every corporation, limited liability corporation, association, joint stock association, person, firm, or partnership operating a peer-to-peer transportation network to connect passengers to drivers using the driver's personal vehicle through prearrangement for the purpose of arranging transportation for passengers for hire, gift, donation, or other consideration, either directly or indirectly.

(mm) "Peer-to-peer transportation network driver" or "peer-to-peer driver" shall mean the individual driving, operating, or in physical control of a peer-to-peer transportation network vehicle.

(nn) "Peer-to-peer transportation network vehicle" or "peer-to-peer vehicle" shall mean a personal vehicle used by a peer-to-peer transportation network driver engaged in the transportation of person(s) with the intent to receive indirect compensation from a licensed peer-to-peer transportation network company that is prearranged and determined by a combination of a mileage, rate of speed, or length of time the vehicle is used for providing such transportation.

(oo) "Compensation" shall mean any form of payment received in exchange for providing a service.

(pp) "Direct Compensation" shall mean any monetary compensation received in exchange for providing a service.

(qq) "Indirect Compensation" shall mean any non-monetary compensation received in exchange for providing a service.

**SECTION 2.** That Section 585.03 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.03 Vehicle for Hire Board created

~~There is created a Vehicle for Hire Board consisting of fifteen (15) members as follows:~~

- ~~(1) The Director of Public Safety or a representative;~~
  - ~~(2) The City Auditor or a representative;~~
  - ~~(3) The chairperson of the public safety committee of the City Council or a representative~~
  - ~~(4) The owner of one (1) or more but less than twenty five (25) licensed taxicab(s) who has been selected by a majority vote of owners of one (1) or more but less than twenty five (25) taxicab(s) licensed by the city;~~
  - ~~(5) The owner of twenty five (25) or more licensed taxicabs who has been selected by a majority vote of the owners of twenty five (25) or more taxicabs licensed by the city;~~
  - ~~(6) A licensed taxicab driver selected as provided in Section 585.04~~
  - ~~(7) Two (2) owners of licensed liveries;~~
  - ~~(8) The owner of one (1) or more licensed pedicab(s); and~~
  - ~~(9) Six (6) members appointed by the Mayor with the concurrence of City Council.~~
- ~~(b) The appointed membership shall consist of:~~
- ~~(1) A member of the Chamber of Commerce or a representative;~~
  - ~~(2) A member of the Columbus Regional Airport Authority or a representative;~~
  - ~~(3) A member of Experience Columbus or a representative;~~
  - ~~(4) A member of the Greater Columbus Lodging Council; and~~
  - ~~(5) Two (2) private citizens.~~
- ~~(c) If a tie occurs in the vote for any category for a member, the Mayor shall select the board member from those tied for the seat.~~
- ~~(d) The purpose of the Board shall be to administer or supervise the administration of the provisions of Chapters 585 through 594~~
- ~~(e) No person may be appointed to the Board if he or she has any financial interest in the vehicle for hire industry. This shall not limit those representative members elected to the Board.~~

(a) There is created a Vehicle for Hire Board consisting of seventeen (17) members as follows:

- (1) The Director of Public Safety or a representative;
  - (2) The City Auditor or a representative;
  - (3) The chairperson of the public safety committee of the City Council or a representative;
  - (4) The owner of one (1) or more but less than twenty-five (25) licensed taxicab(s) who has been selected by a majority vote of owners of one (1) or more but less than twenty-five (25) taxicab(s) licensed by the city as provided in Section 585.05;
  - (5) The owner of twenty-five (25) or more licensed taxicabs who has been selected by a majority vote of the owners of twenty-five (25) or more taxicabs licensed by the city as provided in Section 585.05;
  - (6) A licensed taxicab driver selected as provided in Section 585.04 ;
  - (7) The owner of five (5) or more licensed liveries who has been selected by a majority vote of the owners of five (5) or more livery vehicles licensed by the city as provided in Section 585.05;
  - (8) A licensed livery driver selected as provided in Section 585.04;
  - (9) The owner of one (1) or more licensed pedicab(s);
  - (10) A representative of a licensed peer-to-peer network transportation company who has been selected by a majority vote of the peer-to-peer transportation network companies as provided in Section 585.051;
  - (11) A licensed peer-to-peer transportation network driver selected as provided in Section 585.04; and
  - (12) Six (6) members appointed by the Mayor with the concurrence of City Council.
- (b) The appointed membership shall consist of:
- (1) A member of the Chamber of Commerce or a representative;

(2) A member of the Columbus Regional Airport Authority or a representative;

(3) A member of Experience Columbus or a representative;

(4) A member of the Greater Columbus Lodging Council; and

(5) Two (2) private citizens.

(c) If a tie occurs in the vote for any category for a member, the Mayor shall select the board member from those tied for the seat.

(d) The purpose of the Board shall be to serve as an advisory board and adopt rules and regulations governing the provisions of Chapters 585 through 594.

(e) No person may be appointed to the Board if the appointee has any financial interest in the vehicle for hire industry. This shall not limit those representative members elected to the Board.

**SECTION 3:** That Section 585.04 of the Columbus City Code, 1959, is hereby amended to read as follows:

**~~585.04 Licensed taxicab driver member.~~**

~~The Director shall conduct an annual election among the licensed taxicab drivers for the taxicab driver representative. Licensed taxicab drivers who are also licensed vehicle for hire owners shall not be eligible to serve as the taxicab driver representative. This does not preclude licensed taxicab drivers who are also licensed vehicle for hire owners from voting for the taxicab driver representative. Nominations will be by petition bearing the name of the licensed taxicab driver and the signatures of not less than five percent (5%) of the licensed taxicab drivers, determined as of December 1. Each licensed driver will be allowed one (1) vote, to be cast in person, according to such rules and procedures as the Director shall establish. The election shall be conducted in December and the candidates shall be notified of the results on or before the first Monday in January. The driver shall be selected by a majority of the votes cast. If no petitions are received bearing the valid signatures of at least five percent (5%) of the licensed taxicab drivers, the Board shall, subject to appointment by the Mayor, select the taxicab driver member from among the licensed taxicab drivers. In the event of a tie vote, the Mayor shall select which of those tied shall serve on the Board.~~

585.04 Licensed taxicab, livery, and peer-to-peer transportation network driver member

The Director shall conduct an annual election among the licensed taxicab, livery, and peer-to-peer transportation network drivers for a representative from each of the classes of drivers as given in Section 585.03. Nominations will be by petition bearing the name of the licensed driver and the signatures of not less than five percent (5%) of the drivers in each class, determined as of December 1.

Each licensed driver will be allowed one (1) vote, to be cast in person, to be counted only in the class of driver to which the driver is determined, according to such rules and procedures as the Director shall establish. The election shall be conducted in December and each of the candidates shall be notified of the results on or before the first Monday in January. The drivers shall each be selected by a majority of the votes cast in each class. If no petitions are received bearing the valid signatures of at least five percent (5%) of the drivers in each class of drivers, the Board shall, subject to the appointment by the Mayor, select the driver member from among the licensed drivers in the appropriate class.

**SECTION 4:** That Section 585.05 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.05 Licensed vehicle for hire owner member.



The Director shall conduct an annual election among the licensed vehicle for hire owners for a representative from each of the classes of owners as given in Section 585.03. Nominations will be by petition bearing the name of the licensed vehicle owner and the signatures of not less than five percent (5%) of the owners in each class of owners, determined as of December 1.

Each licensed owner will be allowed one (1) vote, to be cast in person, to be counted only in the class of owner to which ~~he or she~~ the owner is determined, according to such rules and procedures as the Director shall establish. ~~Each licensed livery owner will be allowed two (2) votes to be cast in person, to be counted one (1) for each of the two (2) livery owners selected by the voter.~~ The election shall be conducted in December and each of the candidates shall be notified of the results on or before the first Monday in January. The owners shall each be selected by a majority of the votes cast in each class. If no petitions are received bearing the valid signatures of at least five percent (5%) of the owners in each class of owners, the Board shall, subject to the appointment by the Mayor, select the vehicle for hire owner member from among the licensed vehicle for hire owners in the appropriate class.

**SECTION 5:** That Section 585.051 of the Columbus City Code, 1959, is hereby enacted to read as follows:

585.051 Licensed peer-to-peer transportation network company member

The Director shall conduct an annual election among the licensed peer-to-peer companies for a representative as given in Section 585.03. Nominations will be by petition bearing the name of the licensed peer-to-peer company and the signatures of not less than five percent (5%) of the companies, determined as of December 1.

Each licensed peer-to-peer company will be allowed one (1) vote, to be cast in person, according to such rules and procedures as the Director shall establish. The election shall be conducted in December and each of the candidates shall be notified of the results on or before the first Monday in January. The company shall be selected by a majority vote. If no petitions are received bearing the valid signatures of at least five percent (5%) of the companies, the Board shall, subject to the appointment by the Mayor, select the peer-to-peer company member from among the licensed peer-to-peer companies.

**SECTION 6:** That Section 585.06 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.06 Notification of Board member selections

On or before the first Monday in January of each year, notice of the selection of board members shall be given to the Director as follows:

- (a) The License Section shall submit the names of elected representatives by means of a letter;
- (b) The Mayor shall submit the names of the six (6) members which were appointed as provided in Section 585.03 by means of a letter; and
- (c) The Mayor shall announce ~~his~~ any tie breaking selection(s) as provided in Section 585.03 by means of a letter.

**SECTION 7:** That Section 585.07 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.07 Powers of the Board

The Board shall have the power and authority to:

(a) Adopt rules and regulations governing the inspection of all vehicles for hire and their appurtenances; or any other matter under its supervision and control, as are reasonable, necessary and consistent with Chapters 585 through 594. A copy of all such rules and regulations shall be distributed to licensed vehicle for hire drivers and owners and licensed peer-to-peer drivers and companies at the time of issuance or renewal of licenses.

**SECTION 8:** That Section 585.09 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.09 Voting; quorum

All members of the Board will be voting members. ~~Eight (8)~~ Nine (9) members of the Board shall constitute a quorum for the transaction of business and a majority vote of those members present shall be necessary to approve or deny any application, or to enact any other item of business. The Director shall be counted as a vote if necessary to complete the requirements for a quorum, but otherwise will vote only in the event of a tie vote.

**SECTION 9:** That Section 585.11 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.11 Board officers

The Director or the Director's ~~his or her~~ representative shall serve as chairperson of the Board. In ~~his or her~~ the Director's absence, the City Auditor or the City Auditor's ~~his or her~~ representative shall serve as vice chairperson.

**SECTION 10:** That existing Section 585.12 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.12 Board members' terms; compensation

The Director and the City Auditor shall serve during ~~their~~ the Director's and City Auditor's incumbency. The chairperson of the public safety committee of City Council shall serve as long as he or she holds this position on City Council. All other members shall serve for a term of one (1) year. All members shall serve without compensation.

**SECTION 11:** That Section 585.13 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.13 Board vacancies

~~The Board shall declare a vacancy in board membership if any member:~~

- ~~(1) Resigns, dies or becomes incapacitated;~~
- ~~(2) Has been convicted of a violation of any provision of Chapters 587 through 594~~
- ~~(3) Fails to attend three (3) successive monthly meetings of the Board; or~~
- ~~(4) Fails to attend four (4) monthly meetings of the Board during the term of office.~~

~~(b) If a vacancy of owner members is declared, the Director shall notify the appropriate class of owners within fifteen (15) days. The appropriate class of owners shall have thirty (30) days after receipt of such notice to select a new board member and notify the Director of their selection pursuant to Sections 585.05 and 585.06. However, if the vacancy occurs between September 1 and December 31, the owner member vacancy shall be filled by the Board. The newly elected or appointed member shall serve the remaining unexpired term.~~

~~(c) If a vacancy of a driver member is declared, the Director shall notify the drivers within fifteen (15) days. The drivers shall have thirty (30) days after receipt of such notice to select a new board member and notify the Director pursuant to Section 585.04. However, if the vacancy occurs between September 1 and December 31, the driver member vacancy shall be filled by the Board. The newly elected or appointed member shall serve the remaining unexpired term.~~

~~(d) If a vacancy of a member appointed by the Mayor is declared, the Director shall notify the Mayor within fifteen (15) days. The Mayor shall appoint a new board member pursuant to Section 585.03, and shall submit the name of the new member to the Director pursuant to Section 585.06 within thirty (30) days of the receipt of the notice. The newly elected or appointed member shall serve the remaining unexpired term.~~

(a) The Board shall declare a vacancy in board membership if any member:

(1) Resigns, dies, or becomes incapacitated;

(2) Has been convicted of a violation of any provision of Chapters 587 through 594;

(3) Has been found to be in violation of any provision of Chapters 587 through 594;

(4) Fails to attend three (3) successive monthly meetings of the Board;

(5) Fails to attend four (4) monthly meetings of the Board during the term of office; or

(6) At the discretion of the Director.

(b) If a vacancy of owner members is declared, the Director shall notify the appropriate class of owners within fifteen (15) days. The appropriate class of owners shall have thirty (30) days after receipt of such notice to select a new board member and notify the Director of the owner's selection pursuant to Sections 585.05 and 585.06. However, if the vacancy occurs between September 1 and December 31, the owner member vacancy shall be filled by the Board. The newly elected or appointed member shall serve the remaining unexpired term.

(c) If a vacancy of a driver member is declared, the Director shall notify the drivers within fifteen (15) days. The drivers shall have thirty (30) days after receipt of such notice to select a new board member and notify the Director pursuant to Section 585.04. However, if the vacancy occurs between September 1 and December 31, the driver member vacancy shall be filled by the Board. The newly elected or appointed member shall serve the remaining unexpired term.

(d) If a vacancy of a peer-to-peer company member is declared, the Director shall notify the companies within fifteen (15) days. The companies shall have thirty (30) days after receipt of such notice to select a new board member and notify the Director pursuant to Section 585.051. However, if the vacancy occurs between September 1 and December 31, the company member vacancy shall be filled by the Board. The newly elected or appointed member shall serve the remaining unexpired term.

(e) If a vacancy of a member appointed by the Mayor is declared, the Director shall notify the Mayor within fifteen (15) days. The Mayor shall appoint a new board member pursuant to Section 585.03, and shall submit the name of the new member to the Director pursuant to Section 585.06 within thirty (30) days of the receipt of the notice. The newly elected or appointed member shall serve the remaining unexpired term.

**SECTION 12:** That Section 585.15 of the Columbus City Code, 1959, is hereby amended to read as follows:

585.15 Notice

Whenever a hearing is required concerning a ~~licensee licensed owner or driver~~, notice shall be given to the ~~licensee owner, driver~~ and/or complainant no later than ten (10) days prior to the hearing. This time period may be voluntarily waived by the affected ~~licensee owner, driver~~ and/or complainant.

The notice shall be sent by the License Section by means of certified mail or personal service, addressed to the address given on the application, petition or complaint, or to the last known address of the person, corporation, partnership or other entity accused of a violation of a provision of Chapters 587 through 594.

An applicant, petitioner, or other entity requested to appear before the Director, or who exercises ~~his or her~~ the right to appear before the Director pursuant to a provision in Chapters 585 through 594, shall have an opportunity to address the Director after receipt of the notice as provided herein. At any hearing during which the Director considers the suspension or revocation of a license, the licensee may be represented by counsel.

**SECTION 13.** That prior existing sections 585.01, 585.03, 585.04, 585.05, 585.06, 585.07, 585.09, 585.11, 585.12, 585.13, 585.15 are hereby repealed.

**SECTION 14:** That this ordinance shall take effect and be in force and after the earliest period allowed by law.

**City of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1700-2014

**Drafting Date:** 7/8/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$81,665,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$81,665,000.00).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$81,665,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$81,665,000.00). Section 55(b) of the City Charter

See attached file: City of Columbus - Series 2014-5 Refunding Bonds - UT Bond Ordinance

WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain unlimited tax general obligation bonds of the Municipality, to wit:

<u>Title</u>	<u>Dated</u>	<u>Outstanding Amount</u>
Various Purpose Unlimited Tax Bonds, Series 2011A	08/25/2011	\$159,825,000
Various Purpose Unlimited Tax Bonds, Series 2007A	11/28/2007	61,030,000
Various Purpose Unlimited Tax Bonds, Series 2006A	12/12/2006	28,800,000

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Municipality can achieve a reduction in the debt service associated with the Outstanding Bonds by providing for the refunding of all or a portion of such Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, due to current market conditions, this Council believes that it is in the best interest of the Municipality to refund the Refunded Bonds using the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any;

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Eighty-One Million Six Hundred Sixty-Five Thousand Dollars (\$81,665,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

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 fall 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. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Unlimited Tax Refunding Bonds, Series 2014-5” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The 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 Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the 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 Bonds is authorized, the Bond Registrar shall select 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 Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the 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 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 Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No 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 Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the 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 Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each 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 8 hereof) at the address appearing therein.

Any interest on any 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 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 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 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. 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 Bonds. So long as any of the 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 Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 7 hereof, the person in whose name any 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 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 Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any 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 Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A 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 Bond or



Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the 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 Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver 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 Bonds. All 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 Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The 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) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any 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 (iv) the 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 the 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 (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of 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 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 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 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 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 the 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, a 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 Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the 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 Bonds from the Depository, and authenticate and deliver 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 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 Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those 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 Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Bonds.

In the event that the Bonds are sold through a negotiated sale, the Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City

Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Bond Purchase Agreement with the Original Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds or notes authorized by separate ordinances of this Council), setting forth the conditions under which the Bonds are to be sold and delivered, which 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 City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the "Certificate of Award") setting forth the Original Purchaser for the Bonds, the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, 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), shall identify the Verification Agent, and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

As used in this Section 10 and Section 5 hereof:

"Earliest Optional Redemption Date" means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

"Mandatory Redemption Dates" means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

"Mandatory Sinking Fund Requirements" means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

"Optional Redemption Prices," if any, for the Bonds shall be as set forth in the Certificate of Award.

"Original Purchasers" means such purchaser or purchasers as are identified in the Certificate of Award.

"Principal Retirement Dates" means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

"Principal Retirement Schedule" means the schedule for the retirement of the principal of the 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 Award.

"Purchase Price" means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 97% of the aggregate principal amount of the Bonds, together with accrued interest on such 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 Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which 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 Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Verification Agent” means the certified public accounting firm specified within the Certificate of Award that will deliver reports on the arithmetical accuracy of certain computations contained in schedules provided to them by the Original Purchasers on behalf of the Municipality relating to the refunding purposes of the Bonds.

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 Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds or notes authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either 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 Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the 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 Municipality shall deposit with the Escrow Trustee, hereinafter identified, proceeds of the Bonds, except accrued interest and any proceeds applied toward costs of issuance, paid to the Municipality pursuant to the Bond Purchase Agreement, and such other amounts available to the Municipality for such purpose, to be applied toward the defeasance of the Refunded Bonds, and such monies shall be applied in accordance with the terms of the Escrow Deposit Agreement, hereinafter identified. The balance of such proceeds, including any accrued interest received from such sale, 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 Award in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

To provide for the payment of the costs of issuance of the Bonds, as well as other general obligation bonds or notes authorized by separate ordinances of this Council, 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 Bonds and printing fees, the Municipality is hereby authorized to expend a sum not to exceed Five Hundred Thousand Dollars (\$500,000.00), 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 Bonds from the proceeds of the sale of the Bonds.

This Council hereby declares that the Bonds are "obligations" within the meaning of Section 323.07(a) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the "annual information" for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the "annual information" for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 11. 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 Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute "private activity Bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The Municipality further covenants that it will restrict the use of the proceeds of the 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 or (the "Regulations").

The City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, 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 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 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 or the Director of Finance and Management, which action shall be in writing and signed by the City 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 and the intended tax status of the 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 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 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 Bonds which limits the amount of Bond proceeds which may be invested at 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 Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 12. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the defeasance of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds on their first optional redemption dates. The Director of Finance and Management and the City Auditor and each of them, acting alone, are hereby authorized and directed to execute and deliver an Escrow Deposit Agreement with such banking association selected by the City Auditor to serve as Escrow Trustee (the "Escrow Trustee"), pursuant to which the Escrow Trustee shall: (i) maintain a trust fund for the proceeds of the Bonds deposited with the Escrow Trustee for the defeasance of the Refunded Bonds, in accordance with the terms of the Escrow Deposit Agreement; and (ii) be appointed and serve as the co-paying agent for the Refunded Bonds. The Escrow Deposit Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance as shall be approved by the officer executing the same and as shall be approved as to form by the City Attorney. The approval of the Escrow Deposit Agreement shall be conclusively evidenced by the execution thereof by those officials.

Section 13. The Mayor, City Auditor, the Director of Finance and Management, and Clerk of Council, or any of them individually, are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the 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 Bonds.

Section 15. 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 16. 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 17. 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 of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1701-2014

**Drafting Date:** 7/8/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$40,700,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$40,700,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$40,700,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$40,700,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014-6 Refunding Bonds - LT Ordinance



WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain limited tax general obligation bonds of the Municipality, to wit:

<u>Title</u>	<u>Dated</u>	<u>Outstanding Amount</u>
Various Purpose Limited Tax Bonds, Series 2011B	08/25/2011	\$52,215,000
Various Purpose Limited Tax Bonds, Series 2010-2B	12/07/2010	6,190,000
Various Purpose Limited Tax Bonds, Series 2007B	11/28/2007	23,110,000
Various Purpose Limited Tax Bonds, Series 2006B	12/12/2006	36,585,000

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Municipality can achieve a reduction in the debt service associated with the Outstanding Bonds by providing for the refunding of all or a portion of such Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, due to current market conditions, this Council believes that it is in the best interest of the Municipality to refund the Refunded Bonds using the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any;

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Forty Million Seven Hundred Thousand Dollars (\$40,700,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

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 fall 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. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Limited Tax Refunding Bonds, Series 2014-6” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The 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 Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the 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 Bonds is authorized, the Bond Registrar shall select 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 Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the 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 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 Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No 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 Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the 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 Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each 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 8 hereof) at the address appearing therein.

Any interest on any 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 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 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 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. 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 Bonds. So long as any of the 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 Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 7 hereof, the person in whose name any 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 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 Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any 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 Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A 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 Bond or

Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the 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 Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver 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 Bonds. All 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 Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The 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) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any 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 (iv) the 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 the 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 (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of 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 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 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 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 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 the 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, a 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 Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the 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 Bonds from the Depository, and authenticate and deliver 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 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 Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those 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 Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Bonds.

In the event that the Bonds are sold through a negotiated sale, the Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City

Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Bond Purchase Agreement with the Original Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds or notes authorized by separate ordinances of this Council), setting forth the conditions under which the Bonds are to be sold and delivered, which 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 City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the "Certificate of Award") setting forth the Original Purchaser for the Bonds, the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, 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), shall identify the Verification Agent, and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

As used in this Section 10 and Section 5 hereof:

"Earliest Optional Redemption Date" means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

"Mandatory Redemption Dates" means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

"Mandatory Sinking Fund Requirements" means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

"Optional Redemption Prices," if any, for the Bonds shall be as set forth in the Certificate of Award.

"Original Purchasers" means such purchaser or purchasers as are identified in the Certificate of Award.

"Principal Retirement Dates" means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

"Principal Retirement Schedule" means the schedule for the retirement of the principal of the 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 Award.

"Purchase Price" means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 97% of the aggregate principal amount of the Bonds, together with accrued interest on such 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 Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which 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 Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Verification Agent” means the certified public accounting firm specified within the Certificate of Award that will deliver reports on the arithmetical accuracy of certain computations contained in schedules provided to them by the Original Purchasers on behalf of the Municipality relating to the refunding purposes of the Bonds.

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 Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds or notes authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either 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 Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the 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 Municipality shall deposit with the Escrow Trustee, hereinafter identified, proceeds of the Bonds, except accrued interest and any proceeds applied toward costs of issuance, paid to the Municipality pursuant to the Bond Purchase Agreement, and such other amounts available to the Municipality for such purpose, to be applied toward the defeasance of the Refunded Bonds, and such monies shall be applied in accordance with the terms of the Escrow Deposit Agreement, hereinafter identified. The balance of such proceeds, including any accrued interest received from such sale, 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 Award in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

This Council hereby declares that the Bonds are “obligations” within the meaning of Section 323.07(a) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 11. 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 Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute “private activity Bonds” within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality further covenants that it will restrict the use of the proceeds of the 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 or (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, 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 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 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 or the Director of Finance and Management, which action shall be in writing and signed by the City 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 and the intended tax status of the 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 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 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 Bonds which limits the amount of Bond proceeds which may be invested at 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 Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 12. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the defeasance of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds on their first optional redemption dates. The Director of Finance and Management and the City Auditor and each of them, acting alone, are hereby authorized and directed to execute and deliver an Escrow Deposit Agreement with such banking association selected by the City Auditor to serve as Escrow Trustee (the “Escrow Trustee”), pursuant to which the Escrow Trustee shall: (i) maintain a trust fund for the proceeds of the Bonds deposited with the Escrow Trustee for the defeasance of the Refunded Bonds, in accordance with the terms of the Escrow Deposit Agreement; and (ii) be appointed and serve as the co-paying agent for the Refunded Bonds. The Escrow Deposit Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance as shall be approved by the officer executing the same and as shall be approved as to form by the City Attorney. The approval of the Escrow Deposit Agreement shall be conclusively evidenced by the execution thereof by those officials.

Section 13. The Mayor, City Auditor, the Director of Finance and Management, and Clerk of Council, or any of them individually, are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the 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 Bonds.

Section 15. 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 16. 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 17. 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 of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1702-2014

**Drafting Date:** 7/8/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the issuance of unlimited tax bonds (federally taxable) in an amount not to exceed \$9,795,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$9,795,000).

To authorize the issuance of unlimited tax bonds (federally taxable) in an amount not to exceed \$9,795,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$9,795,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014-7 Refunding Bonds - UT Bond Ordinance (Taxable)

WHEREAS, pursuant to Ordinance No. 0124-2005, duly adopted by the City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), on January 24, 2005, the Municipality issued and sold \$227,010,000 Various Purpose Unlimited Tax Refunding Bonds, Series 2005A, dated February 23, 2005, of which \$35,340,000 in aggregate principal amount remains outstanding (the “Outstanding Bonds”), for the purpose of providing funds to refund, either currently or in advance, certain outstanding general obligation bonds of the Municipality; and

WHEREAS, the Municipality can achieve a reduction in the debt service associated with the Outstanding Bonds by providing for the refunding of all or a portion of such Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, due to current market conditions, this Council believes that it is in the best interest of the Municipality to refund the Refunded Bonds using the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any; and

WHEREAS, because (a) the Outstanding Bonds were issued to advance refund certain prior bonds of the Municipality, and (b) the Internal Revenue Code of 1986, as amended, and the regulations prescribed thereunder permit only one tax-exempt advance refunding of tax-exempt bonds, the bonds authorized by this Ordinance must be issued as bonds, the interest on which is not excluded from gross income for federal tax purposes;

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Nine Million Seven Hundred Ninety-Five Thousand Dollars (\$9,795,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

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 fall 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. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Unlimited Tax Refunding Bonds, Series 2014-7 (Federally Taxable)” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The 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 Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the 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 Bonds is authorized, the Bond Registrar shall select 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 Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the 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 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 Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No 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 Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the 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 Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each 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 8 hereof) at the address appearing therein.

Any interest on any 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 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 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 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. 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 Bonds. So long as any of the 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 Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 7 hereof, the person in whose name any 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 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 Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any 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 Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A 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 Bond or Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the 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 Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver 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 Bonds. All 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 Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The 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) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any 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 (iv) the 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 the 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 (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of 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 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 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 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 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 the 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, a 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 Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the 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 Bonds from the Depository, and authenticate and deliver 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 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 Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those 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 Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Bonds.



In the event that the Bonds are sold through a negotiated sale, the Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Bond Purchase Agreement with the Original Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds or notes authorized by separate ordinances of this Council), setting forth the conditions under which the Bonds are to be sold and delivered, which 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 City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Bonds, the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, 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), shall identify the Verification Agent, and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

As used in this Section 10 and Section 5 hereof:

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Bonds shall be as set forth in the Certificate of Award.

“Original Purchasers” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the 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 Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 97% of the aggregate principal amount of the Bonds, together with accrued interest on such 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 Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which 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 Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Verification Agent” means the certified public accounting firm specified within the Certificate of Award that will deliver reports on the arithmetical accuracy of certain computations contained in schedules provided to them by the Original Purchasers on behalf of the Municipality relating to the refunding purposes of the Bonds.

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 Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds or notes authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either 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 Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the 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 Municipality shall deposit with the Escrow Trustee, hereinafter identified, proceeds of the Bonds, except accrued interest and any proceeds applied toward costs of issuance, paid to the Municipality pursuant to the Bond Purchase Agreement, and such other amounts available to the Municipality for such purpose, to be applied toward the defeasance of the Refunded Bonds, and such monies shall be applied in accordance with the terms of the Escrow Deposit Agreement, hereinafter identified. The balance of such proceeds, including any accrued interest received from such sale, 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 Award in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

This Council hereby declares that the Bonds are “obligations” within the meaning of Section 323.07(a) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 11. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the defeasance of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds on their first optional redemption dates. The Director of Finance and Management and the City Auditor and each of them, acting alone, are hereby authorized and directed to execute and deliver an Escrow Deposit Agreement with such banking association selected by the City Auditor to serve as Escrow Trustee (the “Escrow Trustee”), pursuant to which the Escrow Trustee shall: (i) maintain a trust fund for the proceeds of the Bonds deposited with the Escrow Trustee for the defeasance of the Refunded Bonds, in accordance with the terms of the Escrow Deposit Agreement; and (ii) be appointed and serve as the co-paying agent for the Refunded Bonds. The Escrow Deposit Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance as shall be approved by the officer executing the same and as shall be approved as to form by the City Attorney. The approval of the Escrow Deposit Agreement shall be conclusively evidenced by the execution thereof by those officials.

Section 12. The Mayor, City Auditor, the Director of Finance and Management, and Clerk of Council, or any of them individually, are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the 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 Bonds.

Section 14. 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 15. 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 16. 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 of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1703-2014

**Drafting Date:** 7/8/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the issuance of limited tax bonds (federally taxable) in an amount not to exceed \$1,175,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$1,175,000).

To authorize the issuance of limited tax bonds (federally taxable) in an amount not to exceed \$1,175,000.00 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$1,175,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014-8 Refunding Bonds - LT Bond Ordinance (Taxable)

WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain limited tax general obligation bonds of the Municipality, to wit:

<u>Title</u>	<u>Dated</u>	<u>Outstanding Amount</u>
Various Purpose Limited Tax Refunding Bonds, Series 2005B	02/23/2005	\$ 6,380,000
Various Purpose Unlimited Tax Refunding Bonds, Series 2005A	02/23/2005	35,340,000

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Municipality can achieve a reduction in the debt service associated with the Outstanding Bonds by providing for the refunding of all or a portion of such Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, due to current market conditions, this Council believes that it is in the best interest of the Municipality to refund the Refunded Bonds using the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any; and

WHEREAS, because (a) the Outstanding Bonds were issued to advance refund certain prior bonds of the Municipality, and (b) the Internal Revenue Code of 1986, as amended, and the regulations prescribed thereunder permit only one tax-exempt advance refunding of tax-exempt bonds, the bonds authorized by this Ordinance must be issued as bonds, the interest on which is not excluded from gross income for federal tax purposes;

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed One Million One Hundred Seventy-Five Thousand Dollars (\$1,175,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

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 fall 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. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Limited Tax Refunding Bonds, Series 2014-8 (Federally Taxable)” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The 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 Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the 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 Bonds is authorized, the Bond Registrar shall select 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 Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the 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 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 Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No 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 Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the 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 Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each 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 8 hereof) at the address appearing therein.

Any interest on any 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 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 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 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. 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 Bonds. So long as any of the 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 Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 7 hereof, the person in whose name any 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 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 Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any 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 Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A 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 Bond or Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the 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 Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver 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 Bonds. All 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 Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The 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) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any 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 (iv) the 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 the 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 (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of 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 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 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 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 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 the 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, a 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 Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the 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 Bonds from the Depository, and authenticate and deliver 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 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 Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those 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 Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Bonds are sold by competitive sale, a Notice of Sale shall be

published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Bonds.

In the event that the Bonds are sold through a negotiated sale, the Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Bond Purchase Agreement with the Original Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds or notes authorized by separate ordinances of this Council), setting forth the conditions under which the Bonds are to be sold and delivered, which 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 City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Bonds, the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, 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), shall identify the Verification Agent, and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

As used in this Section 10 and Section 5 hereof:

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Bonds shall be as set forth in the Certificate of Award.

“Original Purchasers” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the 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 Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 97% of the aggregate principal amount of the Bonds, together with accrued interest on such 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 Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which 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 Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Verification Agent” means the certified public accounting firm specified within the Certificate of Award that will deliver reports on the arithmetical accuracy of certain computations contained in schedules provided to them by the Original Purchasers on behalf of the Municipality relating to the refunding purposes of the Bonds.

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 Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds or notes authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either 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 Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the 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 Municipality shall deposit with the Escrow Trustee, hereinafter identified, proceeds of the Bonds, except accrued interest and any proceeds applied toward costs of issuance, paid to the Municipality pursuant to the Bond Purchase Agreement, and such other amounts available to the Municipality for such purpose, to be applied toward the defeasance of the Refunded Bonds, and such monies shall be applied in accordance with the terms of the Escrow Deposit Agreement, hereinafter identified. The balance of such proceeds, including any accrued interest received from such sale, 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 Award in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

This Council hereby declares that the Bonds are “obligations” within the meaning of Section 323.07(a) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 11. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the defeasance of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds on their first optional redemption dates. The Director of Finance and Management and the City Auditor and each of them, acting alone, are hereby authorized and directed to execute and deliver an Escrow Deposit Agreement with such banking association selected by the City Auditor to serve as Escrow Trustee (the “Escrow Trustee”), pursuant to which the Escrow Trustee shall: (i) maintain a trust fund for the proceeds of the Bonds deposited with the Escrow Trustee for the defeasance of the Refunded Bonds, in accordance with the terms of the Escrow Deposit Agreement; and (ii) be appointed and serve as the co-paying agent for the Refunded Bonds. The Escrow Deposit Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance as shall be approved by the officer executing the same and as shall be approved as to form by the City Attorney. The approval of the Escrow Deposit Agreement shall be conclusively evidenced by the execution thereof by those officials.

Section 12. The Mayor, City Auditor, the Director of Finance and Management, and Clerk of Council, or any of them individually, are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the 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 Bonds.

Section 14. 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 15. 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 16. 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 of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1712-2014

**Drafting Date:** 7/9/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the issuance of limited tax notes in the amount not to exceed \$18,100,000, to refund outstanding bond anticipation notes issued for the purpose of financing the costs of the transportation projects (\$18,100,000).

To authorize the issuance of limited tax notes in the amount not to exceed \$18,100,000.00, to refund outstanding bond anticipation notes issued for the purpose of financing the costs of the transportation projects (\$18,100,000.00). Section 55(b) of the City Charter.

See attached file: City of Columbus - Series 2014 Notes - LT Note Renewal Ordinance

WHEREAS, pursuant to Ordinance No. 1896-2013, duly adopted by the City Council (the “Council”) for the City of Columbus, Ohio (the “Municipality” or the “City”) on July 22, 2013, notes in the principal amount of \$19,800,000 (the “Outstanding Notes”), dated September 4, 2013, were issued in anticipation of the issuance of bonds for the purposes of: (i) widening, opening, extending, constructing, paving, repaving, improving and changing the line of expressways, freeways, roads, highways, bikeways, streets, alleys, bridges, viaducts, overpasses, underpasses, grade crossing eliminations, service and access roads, and sidewalks, including development of off-street parking facilities, the acquisition and installation of parking meters, traffic control systems, equipment and signs and related appurtenances thereto, the acquisition of real estate and interests in real estate and related equipment, and landscaping and making site improvements; and (ii) widening Thompson Road east of Hamilton Road to the bridge over Rocky Fork Creek and bridge replacement; widening Morse Road from Hamilton Road to the U.S. 62/Morse Road Roundabout, including roundabout enhancements; and all other infrastructure improvements and appurtenances thereto, and such notes mature on September 2, 2014; and

WHEREAS, it appears advisable in lieu of issuing bonds at this time to issue new notes in anticipation of the issuance of bonds; and

WHEREAS, it is now deemed necessary to issue and sell up to \$18,100,000 of notes in anticipation of the issuance of bonds under authority of the general laws of the State of Ohio, and in particular Section 133.23 of the Ohio Revised Code, to provide for the payment of a portion of the Outstanding Notes; 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 bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being twenty-eight (28) years and notes being fourteen (14) years;

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

Section 1. It is hereby declared necessary to issue bonds (the “Bonds”) of the City, in the maximum principal sum of \$18,100,000, for the purpose of refunding a portion of the Outstanding Notes and providing for the cost of advertising, printing and legal services and other costs incidental thereto.



Section 2. The Bonds shall be dated prior to the maturity date of the Notes (as defined herein), shall bear interest at the maximum average annual interest rate presently estimated to be five and one-half per centum (5.50%) per annum, payable semiannually until the principal sum is paid or provision has been duly made therefor and shall mature in thirty (30) annual installments.

Section 3. It is necessary to issue and this Council hereby determines that notes shall be issued in anticipation of the issuance of the Bonds.

Section 4. Such anticipatory notes (the “Notes”) shall be in the amount of \$18,100,000 or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, which sum does not exceed the amount of the Bonds. The Notes shall bear interest at such rate per annum as shall be determined by the City Auditor and certified to this Council, provided that such rate shall not exceed five per centum (5.00%) per annum, based on a 360-day year of twelve 30-day months, payable at maturity. The Notes shall be issued as fully registered notes in book entry form only, in such denominations as shall be determined by the City Auditor and shall be numbered as determined by the City Auditor.

Section 5. 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 Notes are outstanding, in an amount which is sufficient to provide, funds to pay interest upon the Notes as and when the same fall due and to provide a fund for the repayment of the principal of the Notes 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 6. 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 Notes and Bonds when and as the same fall due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Notes 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 Notes and Bonds in accordance with law.

Section 7. The Notes shall be the full general obligation of the Municipality, and the full faith, credit and revenue of the Municipality are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Notes and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 8. The Notes shall be designated “City of Columbus, Ohio Various Purpose Limited Tax Notes, Series 2014” or as otherwise provided in the Certificate of Award defined in Section 12 hereof.

Section 9. The Notes shall be executed by the City Auditor and the Mayor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile, shall be payable as to both principal and interest upon presentation and surrender of the Notes at the office of the Note Registrar, and shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance. No Note 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 Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note 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 interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the Municipality will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of the Notes as provided in this Section (the "Note Register"). Subject to the provisions of Section 11 hereof, the person in whose name any Note shall be registered on the Note 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 Notes shall be made only to or upon the order of that person. Neither the Municipality nor the Note 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 Notes, including the interest thereon, to the extent of the amount or amounts so paid.

Any Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note 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 Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Note surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and the Note 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 Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, note registrar, transfer agent and paying agent should serve as Note Registrar, or co-Note Registrar in addition to the Note Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Note Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Note Registrar or co-Note Registrar for the Notes. If at any time such

bank or financial institution shall be unable or unwilling to serve as Note Registrar or co-Note Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Note Registrar or co-Note Registrar hereunder. Each such successor Note Registrar (or co-Note Registrar) shall promptly advise all noteholders of the change in identity and its address.

Section 11. The Notes shall be initially issued to a Depository (as defined herein) 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 Note, (ii) the Note 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 Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Note 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 Notes 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 the Notes in book entry form registered in the name of a Depository or its nominee shall be payable in next 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 Notes as provided in this Ordinance.

The Note Registrar may, with the approval of this Council, enter into an agreement with the beneficial owner or registered owner of a Note 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 Note 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 Note, upon any conditions which shall be satisfactory to the Note Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Note 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 Note Registrar will furnish a copy of each of these agreements, certified to be correct by the Note Registrar, to other paying agents for Notes 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 Note Registrar and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Notes 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 Notes for use in a book entry system, the Municipality and the Note Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Note Registrar do not or are unable to do so, the Municipality and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository, and authenticate and deliver Note 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 Notes), if the event is not the result of action or inaction by the Municipality or the Note 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 Notes may be transferred only through a book entry and (ii) physical Notes in fully registered form are issued only to a Depository or its nominee as registered owner, with the Notes “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Notes.

“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 Notes, and to effect transfers of Notes, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

Section 12. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Notes to be sold by either competitive sale or by negotiated sale. In the event that the Notes are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Notes may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Notes.

In the event that the Notes are sold through a negotiated sale, the Notes shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Note Purchase Agreement with the Original Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds or notes authorized by separate ordinances of this Council), setting forth the conditions under which the Notes are to be sold and delivered, which 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 City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Notes, the aggregate principal amount of the Notes to be issued, the dated date of the Notes, the Purchase Price, the Specified Interest Rate, the Maturity Date, (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 12 hereof:

“Maturity Date” means the maturity date for the Notes as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 97% of the aggregate principal amount of the Notes, together with accrued interest on the Notes from their date to the date of their delivery and payment therefor.

“Specified Interest Rate” means the interest rate at which the Notes bear interest, which rate is to be determined in the Certificate of Award.

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 Notes to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Notes under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Notes is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of certain general obligation bonds authorized by separate ordinances of this Council), 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 Notes, 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 Notes 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 Notes, except accrued interest, if any, and costs of issuance, allocable to the Notes (to wit: \$18,100,000) shall be deposited in the City Treasury and allocated to the payment of the Outstanding Notes.

Any accrued interest or premium received from the sale of the Notes 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 Award. All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Notes and the Outstanding Notes, are hereby deemed appropriated and authorized for expenditure by the City Auditor.

This Council hereby declares that the Notes are “obligations” within the meaning of Section 323.07(a) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the noteholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be

amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 13. 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 Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute “private activity bonds” within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality further covenants that it will restrict the use of the proceeds of the Notes 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”).

The City Auditor, the Deputy Auditor and the Director of Finance and Management, or any other officer of the Municipality, 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 Notes 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 Notes 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 of the Municipality, 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 the exclusion of interest from gross income and the intended tax status of the Notes; 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 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 Notes 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 Notes which limits the amount of Note 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 of the Municipality 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 Notes requires any such reports or rebates. Moneys necessary to make such rebates are hereby appropriated for such purpose.

Section 14. The Mayor, City Auditor, the Director of Finance and Management, and Clerk of Council, or any of them individually, are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

Section 15. It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes 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 full 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 Notes.

Section 16. 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 17. The City Clerk is hereby directed to forward certified copies of this ordinance to the Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 18. 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 of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1747-2014

**Drafting Date:** 7/11/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance provides for the submission to the electors of the city of Columbus the question of amending the Charter of the City of Columbus ("charter"), as hereinafter described. Such question is based on the recommendations of the 2014 Columbus Charter Review Commission ("commission").

On June 30, 2014, the Charter Review Commission, appointed by Mayor Michael B. Coleman and Council President Andrew J. Ginther, adopted twenty-one (21) recommendations. A report summarizing those recommendations was submitted on July 7, 2014 and is attached to this ordinance.

Based on council's consideration of the commission's recommendations, council proposes a ballot question regarding city administration. Proposed Charter Amendment No. 1, City Administration, addresses the following:

- A new section establishes that no officer, employee, or agent of the city shall deny equal access to city services, or equal opportunity in employment and promotion, or the benefits thereof, to any person on the basis of race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, family or military status, or any other status that is protected by federal, state, or local law or ordinance.
- A new section establishes a charter review commission every ten years. Members must be Columbus residents, cannot hold office or employment with the city, and may not be paid. Council shall appoint two members, the mayor shall appoint two members, and the council president and mayor shall jointly appoint the chair. The commission must conduct a comprehensive review of the charter and report recommendations within six months. Council may submit any recommendation, in whole or in part, to electors. This provision does not limit council's authority to submit charter amendments, or limit appointment of commissions more frequently.
- A new section establishes a process for making technical changes to the charter by a 30-day ordinance, passed by unanimous vote of council, and subject to the referendum. Technical changes are strictly limited in the new section.
- The mayor's budget estimate shall be published as a permanent, electronic public record, rather than a printed document distributed to libraries.
- The mayor, auditor and city treasurer must certify to council the monies needed to satisfy city debt obligations; council shall submit those amounts to the county commissioners; and the auditor shall place unexpended funds in a bond retirement fund.
- The Sinking Fund and all references thereto shall be repealed, effective July 1, 2015.
- City investments shall be regulated by ordinance.



- References to city utilities are amended to include all utilities, rather than being limited to water.
- The mayor and auditor, with approval of council, must place enough funds from city utility revenues, or other necessary sources, to cover the city's outstanding utility debt obligations.
- The water depreciation fund and cash deposit for water service are repealed.
- Utility service exemption is amended to apply to all city utilities and to assist non-profits in the city serving disadvantaged persons; and such exemption is permissive.
- The Civil Service Commission is authorized to change from one to three years for reinstatement on the eligible list for persons who separate from the city or are reduced in rank without fault or delinquency.
- Franchises authorized by the city must reserve the right to prevent unjust discrimination in service or rates.
- Recreation and Parks Commission members must be residence of the city of Columbus, with eight members appointed by the mayor with concurrence of Council and one member appointed by the Columbus and Franklin County MetroParks board, with concurrence of the mayor and council.
- The city clerk must compile an annual report of the city and the report must be a permanent, electronic public record rather than a bound book.

To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 1, City Administration"; and to declare an emergency.

**WHEREAS**, on the centennial of the charter's adoption by Columbus voters, Council President Andrew J. Ginther and Mayor Michael B. Coleman appointed a five-member Charter Review Commission to conduct a comprehensive review of the city's charter; and

**WHEREAS**, the highly regarded community leaders who served on the commission held seven public working meetings, solicited public comment via two public hearings, an online form, and a dedicated email address, and, based on such deliberations, submitted a final report of recommendations to the mayor and council president on July 7, 2014; and

**WHEREAS**, the Charter Review Commission made twenty-one recommendations, of which nineteen necessitate changes to the charter; and

**WHEREAS**, after due deliberation and consultation with the mayor, auditor, and city attorney, this council finds that the residents of Columbus will be well-served by the proposed charter amendments regarding city administration; and

**WHEREAS**, An emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize submission of Proposed Charter Amendment No. 1, City Administration to the electors to assure timely filing with the boards of elections for placement on the November 4, 2014 ballot, 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.** The city council hereby finds that a regular municipal election will not be held in 2014. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the question hereinafter set forth on the November 4, 2014 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from passage of this ordinance.

**SECTION 2.** That there be submitted to the electors of the city of Columbus the question of amending the Charter of the City of Columbus, such question and proposed amendments being set forth as an attachment ("AMENDED FINAL PROPOSED AMENDMENT TO THE CHARTER City Administration 20140711~~20140717~~") hereto and hereby made a part hereof.

**SECTION 3.** That the question submitted in Section 1 be and hereby is known as "Proposed Charter Amendment No. 1, City Administration."

**SECTION 4.** That the city clerk is directed to forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 5.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be and hereby are requested to place the question, "Proposed Charter Amendment No. 1, City Administration" upon the ballot to be submitted to the electors as provided for and upon the date set forth herein.

**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 the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.

Sec. 26. Mayor's estimate.

The fiscal year of the city shall begin on the first day of January. On or before the fifteenth day of November in each year the mayor shall prepare and submit to council an estimate of the expense of conducting the affairs of the city for the following fiscal year. This estimate shall be compiled from detailed information obtained from the various departments, ~~on uniform blanks prepared by the city auditor,~~ and shall be set forth:

- (a) An itemized estimate of the expense of conducting each department during the next fiscal year.
- (b) Comparisons of such estimates with the corresponding items of expenditure for the last two complete fiscal years, and with the expenditures of the current fiscal year plus an estimate of expenditures necessary to complete the current fiscal year.
- (c) Reasons for proposed increases or decreases in such items of expenditure compared with the current fiscal year.
- (d) A separate schedule for each department showing the things necessary for the department to do during the ensuing year and which of any desirable things it ought to do if possible.
- (e) Items of pay roll increases, either as additional pay to present employees, or pay for more employees.
- (f) A statement from the city auditor of the total probable income of the city from taxes for the period covered by the mayor's estimate.
- (g) An itemization of all anticipated revenue from sources other than the tax levy, including probable balances at the end of current fiscal year.
- (h) The amounts required for interest and principal on the city's debt obligations, ~~and for sinking funds~~ as required by law.
- (i) The total amount of outstanding city debt with a schedule of maturities of bond issues.
- (j) Such other information as may be required by the council.

Upon the filing of such estimate ~~the council, the mayor~~ shall cause ~~at least two hundred copies thereof to be printed for distribution. Copies of the estimate shall also be furnished to the newspapers of the city and to the public library and each of its branches.~~ the estimate to be published as a permanent electronic record that is made available to the public pursuant to the general laws of the state governing public records.

Sec. 32. Balances of bond issues.

Each year in preparation of the tax budget ordinance submitted to the county budget commissions, the mayor, auditor and city treasurer shall certify to council the amount of money necessary to provide for the future payment of principal and interest on all debt obligations issued by the city. The council shall place the several amounts so certified in the tax budget ordinance before and in preference to any other item and for the full amount certified. Any unexpended balance remaining in a fund which was created by an issue of bonds, the whole or any part of which issue is still outstanding, unpaid and unprovided for, shall, when such balance is no longer needed for the purpose for which said fund was created, be

transferred to ~~the trustees of the sinking fund~~ a bond retirement fund as determined by the auditor to be applied in the payment of said bonds and the interest thereon.

Sec. 61. Appointment and removal of employees.

With the concurrence of council, the mayor shall appoint ~~the sinking fund trustees~~, the members of the civil service commission, the members of the board of health and the members of any advisory commission provided for by council. The mayor, with the concurrence of council, may at any time remove any member so appointed, for inefficiency, neglect of duty or malfeasance in office, having first given to such member a copy of the charges and an opportunity to be heard in person or by defense counsel, before the council, and such removal shall be final.

Sec. 93. [Depositories and investments.]

Council shall provide by ordinance for the deposit of all public moneys coming into the hands of the treasurer in such bank or banks, or building and loan or savings association or companies, situated within the county, as offer, at competitive bidding, the highest rate of interest and give good and sufficient security. Council shall further provide by ordinance for regulations governing the investment of moneys of the municipal corporation and the sale of such investments.

Sec. 118. ~~Water~~ Utility rates and charges.

For the purpose of paying the expense of conducting, managing and operating the city utilities, including, by way of example and not by way of limitation, water, sanitary sewer, storm sewer, and electricity service-water works, the city shall, as a condition of supply, charge against and collect from all consumers both public and private, including the various and several city departments and institutions, a charge for ~~water~~ utility service rendered. Such rates of charge shall be fixed by ordinance of council. It shall be made in an equitable manner and in such amount as will fully cover the cost of service, including utility debt obligations and interest thereon.

Sec. 119. [Determining ~~water~~ utility rates.]

In determining the cost of ~~water~~ utility service to be so charged and collected, council shall be governed by the following general rule: All ~~water~~ utility consumers, as stated in the preceding section, shall be charged with and shall pay the current cost of maintenance, operation and supply, interest and principal on outstanding ~~water~~ utility debt obligations, and losses sustained by depreciation.

Sec. 120. ~~Interest on water bonds~~ Outstanding utility debt obligations.

The city shall, out of the revenues of the city utilities water department, unless another funding source is determined by the mayor and the city auditor, with approval of council, cause to be paid and transferred to ~~the trustees of the sinking fund~~ a utility debt obligation bond retirement fund of the city a

sufficient amount of money to pay the interest and principal on outstanding water utility debt obligations ~~bonds as it they matures.~~

Sec. 121. ~~[Depreciation fund.]~~

~~Council shall by ordinance cause to be established, out of the revenues of the water department, a depreciation fund which shall as nearly as practicable, equal the annual loss by depreciation sustained by the water plant. This fund shall be applied as follows:~~

- ~~(a) — A sufficient amount shall be transferred to the trustees of the sinking fund at the beginning of each year to provide a sinking fund for the redemption of outstanding water bonds at maturity.~~
- ~~(b) — The residue after making such transfer shall be applied in the making of repairs, extensions or replacements.~~

Sec. 122. ~~[Exemption from water utility bills.]~~

~~Council may by ordinance or resolution relieve from the payment of bills, or any portion thereof, for water utility service, any hospital, asylum or other charitable institution devoted the relief of the poor, the aged, the infirm or destitute persons or orphan children, but such relief shall only be granted to not-for-profit institutions that support disadvantaged persons, which institutions are within the city's limits, and which are not maintained by general taxation., and on the further condition that the The bills from which said parties are relieved are shall be promptly paid to the water department out of the general revenue fund of the city to the department providing the utility.~~

Sec. 123. ~~Cash deposits on water Utility rules and regulations.~~

~~In conducting, managing and operating the city utilities, the administration of the affairs of the water department the city shall prescribe such rules and regulations as the just interests of the city and water utility consumers may demand. The city may also require from a consumer a cash deposit or other form of security deemed necessary to protect the city against loss by reason of non-payment of bills or other breach of contract. Cash deposit so received by the city shall be deemed as money held in trust to be returned to the depositors with interest at the rate of four per centum per annum at the termination of the contract and after there has been full compliance with its terms Council shall by ordinance or resolution transfer said deposits to the trustees of the sinking fund to be held in trust for the water department, but subject at all times to draft of the city to meet adjustments with the depositors. The trustees of the sinking fund shall invest the money so transferred as other funds under their control are invested, and the net gains resulting from the investment shall annually be placed to the credit of the said trust account.~~

Sec. 124. Rates and charges for service furnished by municipally owned utilities.

The general rules prescribed herein in sections ~~120, 121, 122, 123 and 124,~~ governing the sale and disposition of utilities of water, shall apply as far as practicable in the sale and disposition of the service

of all other public utility plants owned and operated by the city, except that as to any such service furnished in competition with a privately owned plant, the rate shall be such as in the opinion of council tends best to develop and increase the business, to increase the load factor and to promote in other ways the general success of such utilities.

Sec. 128. Recreation and Parks Commission; appointment and organization.

The construction and equipment and the custody, maintenance, control, operation and administration of all the recreational facilities and public parks of the city shall be vested in a 'recreational and parks commission,' which shall be composed of nine members, a majority of whom shall constitute a quorum. ~~Five~~ Eight of such commissioners shall, with the concurrence of council, be appointed by the mayor to serve, without compensation, for the term of five years and until their successors are appointed and qualified. ~~Effective January 1, 1973, a sixth commissioner shall, with the concurrence of council, be appointed by the mayor to serve without compensation, for the term of five years and until a successor is appointed and qualified. Two members of the Commission shall, with the concurrence of council, be appointed by the mayor, to serve, without compensation, one on the recommendation of the board of education of the city school district of Columbus, Ohio, and one on the recommendation of the now existing council of social agencies of Columbus and Franklin County, or its successor, each for a term of two years and until their successors are appointed and qualified. Their successors shall be appointed for a term of five years. Effective January 1, 1973, a member qualified in the field of forestry,~~ One member on the recommendation of the Columbus and Franklin County Metropolitan Park Commission Board shall, with the concurrence of the mayor and council, be appointed ~~by the mayor~~ to serve without compensation, for the term of five years and until a successor is appointed and qualified. Provided, however, if no such recommendation is made within thirty days from the effective date hereof, or within thirty days of any vacancy, such appointments shall be made by the mayor with the concurrence of council. A vacancy shall be filled in like manner for the unexpired term. The mayor, with the concurrence of council, may at any time remove any commissioner so appointed ~~for~~ malfeasance in office, having first given to such member of a copy of the charges and an opportunity to be heard in person or by defense counsel before the council and such removal shall be final. All commissioners shall be bona fide residents of ~~the city of Columbus-Franklin County, Ohio.~~

Said commissions shall organize as a 'recreation and parks commission' by the election of a president, vice president and secretary, who shall serve for a term of one year until their successors are elected and qualified. The city treasurer shall be the treasurer of the commission. The director of recreation and parks may serve as secretary of the commission. The commission shall adopt rules and regulations for the government of the commission and for the operation and control of the various recreational facilities and public parks under its control. In the making of contracts the commission shall be governed by the provisions of the charter applicable thereto.

**TRUSTEES OF THE SINKING FUND**

Sec. 133. [Appointment.]

~~The custody, control and administration of the sinking fund shall be vested in four trustees, not more than two of whom shall be members of the same political party. The members of the existing board of sinking fund trustees shall continue in office for the terms for which they were appointed. Thereafter members of the board of sinking fund trustees shall be appointed to serve for terms of four years and until their successors have been appointed and qualified. A vacancy shall be filled for the unexpired term in the manner provided for original appointments.~~

~~Sec. 134. Compensation and bond.~~

~~Said trustees shall serve without compensation and shall give such bond as council may require, and the cost thereof together with all other incidental and necessary expenses of such trustees, shall be paid by them from the funds under their control.~~

~~Sec. 135. Organization of board.~~

~~The trustees of the sinking fund shall elect one of their number as president and another as vice-president, who in the absence or disability of the president, shall perform the president's duties and exercise presidential powers, and such secretary, clerks or employees as council may provide by ordinance. Meetings shall be open to the public, and all questions relating to the purchase or sale of securities, payment of bonds, interest or judgments or involving the payment or appropriation of money shall be decided by a yea and nay vote with the name of each member voting recorded on the journal, and no question shall be decided unless approved by a majority of the whole board.~~

~~Sec. 136. Powers and duties.~~

~~The trustees of the sinking fund shall have charge of and provide for the payment of all bonds issued by the city, the interest maturing thereon and the payment of all final judgments against the city, except in condemnation of property cases. They shall receive from the auditor all taxes, assessments and moneys collected for such purposes and invest and disburse them in the manner provided in this charter. For the satisfaction of any obligation under their supervision, the trustees of the sinking fund may sell or use any of the securities or money in their possession.~~

~~Whenever, in the opinion of the trustees of the sinking fund, it is for the best interests of the municipal corporation, the said trustees may purchase bonds of said municipal corporation and pay for the same at the time of acceptance and delivery thereof, or said bonds may be delivered and paid for in installments as the proceeds of said sale are needed by the municipality, and when so accepted shall, for all purposes, be considered as having been sold by the corporation: bonds so purchased may be paid for out of all moneys received by said trustees of the sinking fund, and for the purpose of paying for bonds so purchased the trustees may sell and use any securities in their possession, provided, however, that such securities shall not be sold for less than par for the purpose of paying for bonds of the corporation.~~

~~Sec. 137. [Certification of funds.]~~

~~On or before the first Monday in May of each year, the trustees of the sinking fund shall certify to council the amount of money necessary to provide a sinking fund for the future payment of bonds issued by the city, for the payment of final judgments, except in condemnation of property cases, for the payment of interest on the bonded indebtedness and the expenses incident to the management of the sinking fund. The council shall place the several amounts so certified in the tax ordinance before and in preference to any other item and for the full amount certified.~~

~~Sec. 138. [Investment of funds.]~~

~~The trustees of the sinking fund shall invest all moneys received by them in bonds of the United States, of the state of Ohio, or of any municipal corporation, school district, township or county, in such state, and hold in reserve only such sums as may be needed for the payment of maturing obligations. All interest and gains received by them shall be reinvested in like manner.~~

~~Sec. 139. [Deposits and withdrawals.]~~

~~Money shall be drawn by check only, signed by the president and at least two members of the board, and the secretary. All securities or evidences of debt held by the trustees for the city shall be deposited with the treasurer or with a safety deposit company or companies within the city, and when so deposited they shall be drawn only pursuant to a resolution of the board, and in the presence of at least two trustees.~~

~~Sec. 140. Powers as to investigation.~~

~~The trustees of the sinking fund may investigate all the transactions of any branch or department of the city government involving or affecting the sinking fund, and they shall have such other powers and perform such other duties, not inconsistent with the nature of the duties prescribed for them by this charter, as may be conferred or required by council.~~

~~Sec. 141. Recording of bonds.~~

~~Before they become valid in the hands of any purchaser, all bonds issued by the city shall be recorded in the office of the sinking fund trustees, and shall bear the stamp of the board of sinking fund trustees, containing the words "Recorded in the office of the sinking fund trustees," signed by the secretary.~~

~~Sec. 149. Rules.~~

~~The commission shall prescribe, amend and enforce rules for the classified service, shall keep minutes of its proceedings and records of its examinations and shall make investigations concerning the~~



enforcement and effect of the civil service provisions and of the rules thereunder. It shall make an annual report to the Mayor. The rules shall provide:

- (a) For the classification and standardization of all positions in the classified service.
- (b) For open competitive examination in the competitive class, to test the relative fitness of applicants for such positions. Employees of any public utility taken over by the city, who are in the service of said utility at the time of such acquisition, shall come under the provisions of the merit system without examination, but vacancies thereafter occurring in such service shall be filled from eligible lists in the manner herein provided.
- (c) For public notice in the City Bulletin or otherwise of the time and place of all competitive examinations.
- (d) For the creation of eligible lists upon which shall be entered the names of successful candidates in order of their standing in such examinations or tests.
- (e) For the rejection of candidates or eligibles who fail to comply with reasonable requirements as to age, sex, physical conditions and moral character, or who have attempted deception or fraud in connection with any examination.
- (f) For the use of no fewer than three bands for each competitive eligible list, for the assignment of eligibles into bands based upon their test scores and for the certification to the appointing authority, from the appropriate eligible list to fill a vacancy in the competitive class, of persons standing in the highest band on such list. When the highest band contains fewer than five names the names of persons standing in the next highest band may also be certified.
- (g) For temporary employment without examination, in the absence of an eligible list. But no such temporary employment shall continue after the establishment of a suitable eligible list.
- (h) For temporary employment not to exceed sixty days. No person shall receive more than one such appointment during any twelve-month period.
- (i) For noncompetitive examinations for appointments to positions requiring peculiar and exceptional qualifications of a scientific, managerial, professional or educational character. Also for noncompetitive testing for certain unskilled job categories where it is impracticable to determine the merit and fitness of applicants by competitive examinations.
- (j) For promotion based on competitive examinations and records of efficiency, character, conduct and seniority. Lists shall be created and promotions made therefrom of candidates in the same manner as in original appointments; provided that for promotional vacancies in the uniformed ranks of the Police and Fire Divisions, including any competitive vacancy for which the entry-level position was firefighter or police officer, the names of eligibles shall not be assigned into bands as provided in subsection (f) and each promotional vacancy shall be filled from one of the three persons standing highest on the appropriate eligible list; and further provided, that any advancement in the uniformed ranks shall constitute promotion and, whenever practicable, vacancies in the uniformed ranks shall be filled by promotion.
- (k) For transfer from a position to a similar position in the same class and grade and for reinstatement on the eligible list within ~~one~~ three years of persons who, without fault or delinquency on their part, are separated from the service or reduced in rank.

- (l) For suspension, by the appointing authority, for purposes of discipline, for a period not to exceed thirty days at any one time.
- (m) For discharge or reduction in rank or compensation, only after the person to be discharged or reduced has been presented with the reasons for such discharge or reduction, specifically stated in writing, and has been given an opportunity to be heard. The reason for such discharge or reduction and any reply in writing thereto by such employee shall be filed with the commission.
- (n) For investigating and keeping a record of the efficiency of officers and employees in the classified service, and for requiring markings and reports relative thereto from appointing officers.
- (o) For a probationary period of not less than one month nor more than one year following appointment, with service as a provisional employee in the same position to be included in such period, and with the probationary period to be uniform within the same class, provided, however, that there shall be no probationary period for an appointment resulting from a competitive, promotional examination. The probationary period shall be considered a part of the selection process as a work test period. Unless resulting from a competitive, promotional examination, no appointment shall be permanent until after appointment from a certification list and expiration of the probationary period. The service of any probationary employee may be terminated by the appointing authority at any time during the probationary period or at the end of the probationary period by submitting a written report to the commission and the employee specifying the reason the employee is found to be unsatisfactory and such removal shall be final. Unless the employee has been removed earlier, the appointing authority shall, not less than ten calendar days prior to the end of the probationary period, submit a report to the commission of the decision to make the appointment permanent or remove such employee together with the reason therefor. Failure to make such report at least ten days prior to the expiration of the probationary period shall automatically make the appointment permanent. An employee removed by the appointing authority during or at the end of the probationary period may be restored to the eligible list if the commission determines the employee would be suitable for appointment to another position. There shall be no appeal of any kind from the action of the appointing authority removing an employee during or at the end of the probationary period.
- (p) For the publication of the rules and amendments thereto in the City Bulletin. The commission shall adopt such other rules, not inconsistent with the provisions of this section, as may be necessary and proper for the enforcement of the merit system.
- (q) For certifying as a permanent appointee, any employee in provisional status on July 16, 1994, who on or before July 16, 1996, has successfully completed two years of service in the same civil service class if no competitive examination has been administered for the civil service class during the two year period. The rule provided for under this paragraph (q) shall not apply to or affect any position in a civil service class in the uniformed ranks of the Divisions of Fire or Police.
- (r) For the establishment of a veterans' preference credit for qualified veterans seeking employment in the open competitive class of the civil service of the City.

Sec. 194. ~~Reports to city by grantee~~ Franchise terms, reports.

No ordinance making such grant, renewal or extension shall be valid unless it shall expressly provide therein, that the grantee shall make to the city at prescribed semi-annual periods, a statement of the assets, liabilities, receipts and disbursements of the public utility operating such grant, renewal or extension. Said statement shall be in detail adequate for determining the cost of the service rendered, and shall be signed and sworn to by the grantee or its proper officer or officers. Said ordinance shall also reserve to the city the right of verifying such statements by examination of the books and records of the grantee. No ordinance making such grant, renewal or extension shall be valid if such ordinance does not reserve to the city the right to prevent unjust discrimination in service or rates.

#### Sec. 231. Annual reports.

The various officers, boards and heads of departments shall annually report to council in comprehensive and systematized detail, the financial and other transactions of the departments or divisions thereof under their supervision or control. Such reports shall cover such period of time and be made in the manner and at the time that council shall by ordinance prescribe. ~~Such reports shall, when so made, be grouped and published in book form as the annual report of the city.~~ The city clerk shall compile the reports as the annual report of the city and shall publish such annual report by the production of a permanent electronic record that is made available to the public pursuant to the general laws of the state governing public records.

#### Sec 236. Charter Review Commission

A charter review commission, composed of five qualified electors of the city, shall be appointed at the second regular meeting of council in the year 2022 and of each succeeding tenth year thereafter, and at any time council may, by vote of six of its members, call for such a commission. The charter review commission shall consist of two members appointed by the council, two members appointed by the mayor, and one member jointly appointed by the president of council and the mayor, such member serving as chair of the commission. Members of the commission shall not hold any other office or employment in the government of the city, and shall serve without compensation. Vacancies shall be filled in the same manner as prescribed for the original appointment. The commission shall be considered a public body. Within six months after appointment, the commission shall report its findings and recommendations regarding the charter, if any, to council. Council may at its discretion submit, in whole or in part, any of the proposed amendments to a vote of the people in the manner provided for by this charter. Any such amendment shall be in a form as provided by council. Nothing in this section shall limit the authority of council to submit any proposed charter amendment to a vote of the people as otherwise provided for in this charter.

#### Sec 237. Charter technical changes.

The council is granted the authority to, through ordinance adopted by unanimous vote of the entire council, incorporate technical changes to this charter. The ordinance providing for such technical changes shall not be passed as an emergency measure and shall be subject to the referendum as

provided for in this charter. Technical changes shall not affect the intent or purpose of any part of the charter and shall be strictly limited to the following: correcting misspellings and obvious errors of grammar, punctuation, or sentence construction; standardizing similar terms, phrases, or references; and re-numbering, re-ordering, or re-sequencing any sentences, paragraphs, or sections of the charter to improve clarity, ease of reference, and grouping of sections related in subject matter.

Sec. 238. Equal Rights.

No officer, employee, or agent of the city shall deny equal access to city services, or equal opportunity in employment and promotion, or the benefits thereof, to any person on the basis of race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, family or military status, or any other status that is protected by federal, state, or local law or ordinance.

**City of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1748-2014

**Drafting Date:** 7/11/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance provides for the submission to the electors of the city of Columbus the question of amending the Charter of the City of Columbus ("charter"), as hereinafter described. Such question is based on the recommendations of the 2014 Columbus Charter Review Commission ("commission").

On June 30, 2014, the Charter Review Commission, appointed by Mayor Michael B. Coleman and Council President Andrew J. Ginther, adopted twenty-one (21) recommendations. A report summarizing those recommendations was submitted on July 7, 2014 and is attached to this ordinance.

Based on council's consideration of the commission's recommendations, council proposes a ballot question regarding elections. Proposed Charter Amendment No. 2, City Elections, addresses the following:

- Renumbers, repeals and reenacts amended provisions regarding nominations and elections.
- All city elections must be conducted pursuant to state law, unless otherwise provided by the charter or ordinance; and elections must be nonpartisan by secret ballot.
- Allows city council to enact ordinances regulating campaign finances and disclosure of contributions for candidates and ballot issues.
- Eliminates all ballot forms in charter; requires printing of summary of questions and issues on the ballot; and retains ability to make modifications to ballots by charter or ordinance of council.
- Requires use of state nominating petition forms.
- Adds "disqualified" to death and withdrawal as conditions to replace candidates in primary or general elections; and uses state law deadlines and processes for withdrawal, replacement.
- Establishes uniform general provisions for the initiative, referendum, recall and charter amendment petitions, as follows:
- Requires the city clerk to provide a petition template for the same.
- Adopts a modified version of state law for municipal petitions, incorporating the following: part-petitions must be circulated as a single instrument; petitions must be printed in uniform color; titles must be without argument and placed on top of sequentially numbered pages; full text of a proposal must appear on petition; and circulator's statement must disclose payment for circulation.
- Must file statement of intent to compensate and report of compensation if any person is paid to circulate or organize circulation of a petition.
- May not withdraw physical petitions; may withdraw a petition from consideration or from the ballot.
- All petitions filed with city clerk - both certified copy and final petition.
- State law controls circulation and validation, with limited exceptions.
- Signatures may not be collected prior to filing a certified copy of a petition.

- Petitioners must file an initiative or charter amendment petition within one year after filing certified copy.
- Maintains the thirty-day deadline for petitioners to file referendum or recall petitions after filing certified copy.
- Council must act by ordinance on petitions and such ordinances may not be vetoed or subject to referendum.
- Requires valid signatures equal to 5% of votes cast in the last regular municipal election for mayor to initiate initiative or referendum.
- The board of elections must validate petition signatures within 10 days.
- Council must determine the sufficiency of petition within 14 days of the board's report on the number of valid signatures and the city attorney's report on the legal sufficiency of the petition.
- No city officer may consider the subject matter of a petition when determining the legal sufficiency thereof, except as required to assure compliance with applicable provisions of this charter, general laws of the state, or ordinance of council.
- If a petition is sufficient, council has 30 days to pass an initiated ordinance, or submit to voters; and 30 days to repeal an ordinance, or submit referendum to voters.
- Council must prescribe ballot summary and may prescribe arguments for and against an issue to be posted in voting locations; and petitioners may submit suggested language to council.
- Clarifies that annual appropriate ordinances and ordinances submitting proposals to electors are not subject to referendum.
- Retains constitutional requirements regarding signatures and council action for charter amendments.
- Initiated charter amendments are limited to a single subject.
- Council must prescribe ballot summary and may prescribe arguments for and against an issue to be posted in voting locations; and petitioners may submit suggested language to council.
- Adopts a modified version of state law regarding the recall.
- Maintains the requirement that recall petition have valid signatures equal to 15% of votes cast in the last regular municipal election for mayor.
- Recall petitions may not be filed within 180 days of an official taking office or within 90 days of a general election for the office.
- No more than three elected officials may be recalled at a single election.
- City clerk to determine sufficiency of petition for the recall; and, if the petition is sufficient and the official does not resign within five days, must call for an election on the recall.
- Maintains the requirement that vacancy after recall be filled as otherwise provided by charter.

To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 2, City Elections-"; and to declare an emergency.

**WHEREAS**, on the centennial of the charter's adoption by Columbus voters, Council President Andrew J. Ginther and Mayor Michael B. Coleman appointed a five-member Charter Review Commission to conduct a

comprehensive review of the city's charter; and

**WHEREAS**, the highly regarded community leaders who served on the commission held seven public working meetings, solicited public comment via two public hearings, an online form, and a dedicated email address, and, based on such deliberations, submitted a final report of recommendations to the mayor and council president on July 7, 2014; and

**WHEREAS**, the Charter Review Commission made twenty-one recommendations, of which nineteen necessitate changes to the charter; and

**WHEREAS**, after due deliberation and consultation with the mayor, auditor, and city attorney, this council finds that the residents of Columbus will be well-served by the proposed charter amendments regarding city elections; and

**WHEREAS**. An emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize submission of Proposed Charter Amendment No. 2, City Elections to the electors to assure timely filing with the boards of elections for placement on the November 4, 2014 ballot, 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.** The city council hereby finds that a regular municipal election will not be held in 2014. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the question hereinafter set forth on the November 4, 2014 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from passage of this ordinance.

**SECTION 2.** That there be submitted to the electors of the city of Columbus the question of amending the Charter of the City of Columbus, such question and proposed amendments being set forth as an attachment ("AMENDED FINAL PROPOSED AMENDMENT TO THE CHARTER City Elections 2014071420140717") hereto and hereby made a part hereof.

**SECTION 3.** That the question submitted in Section 1 be and hereby is known as "Proposed Charter Amendment No. 2, City Elections."

**SECTION 4.** That the city clerk is directed to forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 5.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be and hereby are requested to place the question, "Proposed Charter Amendment No. 2, City Elections" upon the ballot to be submitted to the electors as provided for and upon the date set forth herein.

**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

the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.



Sec. 41. The initiative. Nominations and elections.

~~Any proposed ordinance may be submitted to the council by a petition signed by registered electors of the city, not less in number than five per cent of the total vote cast at the last preceding general municipal election. All petition papers circulated with respect to any proposed ordinance shall be uniform in character, and shall contain the proposed ordinance in full, and have printed thereon the names and addresses of at least five electors of the city who shall be officially regarded as filing the petition.~~

- (a) Elections. A general election for the choice of elective officers provided for in this charter shall be held on the first Tuesday after the first Monday in November in odd numbered years. Elections so held shall be known as regular municipal elections. Such other elections shall be held as may be required by law or provided for in this charter.
- (b) Nominations. Candidates for all offices to be voted for at any municipal election under the provisions of this charter shall be nominated at a nonpartisan primary election to be held in odd numbered years on the same date as may be provided in the general laws of the state for the holding of primary elections.
- (c) All elections provided for in this charter shall be conducted and the results certified in accordance with general laws of the state, unless otherwise provided for in this charter or ordinance of council.
- (d) At each election, the electors voting therein may cast their votes for not more than the number of persons to be elected to the office in question.

Sec. 41-1. Political contributions.

Nothing in this charter, directly or through incorporation of state election laws, shall prevent the city from adopting ordinances, enforcing requirements, or setting limits or disclosure requirements on campaign finances or monetary contributions relating to elections for city ballot issues or offices.

Sec. 41-2. Ballots.

All elections provided for in this charter shall be by secret ballot, and such ballots shall be nonpartisan, without party marks or designations. The form of such ballots shall be as prescribed by general laws of the state, unless otherwise provided for by this charter or ordinance of council.

Sec. 41-3. Nomination of council members and other officers.

- (a) Candidates for the office of city council member and for mayor, city attorney, and auditor, shall be nominated by a nonpartisan primary election. The name of any elector of the city shall be printed upon the primary ballot if there is filed with the election authorities a valid nominating petition in accordance with the following provisions:
  - (1) The requirements for such petition form and circulation, and for the validation of such petition and the parts thereof and signatures thereon, shall be as provided for nonpartisan nominations

in general laws of the state, unless otherwise provided for by this charter or ordinance of council.

- (2) Such petition shall be signed by not less than one thousand registered electors of the city and such signatures shall be affixed thereon no more than one year prior to the date of filing.
  - (3) Such petitions shall be filed with the election authorities no later than four p.m., not less than ninety days previous to the day of such primary election.
  - (4) Such petitions shall contain the names and addresses of five registered electors of the city of Columbus designated in advance by the candidate or candidates as a nominating committee.
- (b) Notwithstanding the provisions of paragraph (a) of this section, if no petition in accordance with the provisions of this section is filed for any of the offices to be voted on at the next regular municipal election, or if the number of persons filing such petitions does not exceed, as to any such office, the number of candidates which would be placed upon the ballot at the next regular municipal election, then no primary election should be held for the purpose of nominating candidates for such office to be voted upon at such next regular municipal election. The election officials whose duty it would have been to provide for and conduct the holding of such primary election, shall declare the results thereof and issue certificates of nomination to the persons entitled thereto if such primary election had been held, shall declare each of such persons filing petitions in accordance with the provisions of this section to be nominated and shall place their names on the ballot at the next regular municipal election in the same manner as though such primary election had been held and such persons had been nominated at such elections.

Sec. 41-4. Nomination and election of the remainder of an unexpired term.

The following procedures for the nomination and election of a successor shall apply when this charter requires an election for the remainder of an unexpired term of office:

- (a) When a vacancy occurs during the term of office of an elected city official and an appointment to fill that vacancy has been made more than thirty days before the deadline for filing nominating petitions for the next regular municipal election, then unless this charter section provides otherwise, the nomination and election of candidates for the unexpired term shall be conducted in the manner provided in this charter for the nomination and election for such office.
- (b) When a vacancy occurs during the term of office of an elected city official and an appointment to fill that vacancy has been made less than thirty days before the deadline for filing nominating petitions for the next regular municipal election but more than ninety days before the next regular municipal election, then candidates seeking election to the unexpired term shall file nominating petitions otherwise in compliance with this charter not less than thirty day after the appointment to fill such vacancy has been made, and there shall be no primary election.
- (c) Notwithstanding other provisions of this charter, in that case the election authorities shall place on the ballot at the next regular municipal election all candidates who have filed valid nominating petitions otherwise in compliance with this charter, and the candidate who shall receive the greatest number of votes shall be declared elected for the unexpired term.

- (d) Notwithstanding other provisions of this charter, an election for the remainder of an unexpired term of office is not required by this charter when an appointment to fill the vacancy occurs less than ninety days before the next regular municipal election.
- (e) The nomination and election for the remainder of an unexpired term of a council member shall be conducted separately from other council nominations and elections that may be on the ballot at that regular municipal election.

Sec. 41-5. Election of council members and other officers.

The candidates for nomination to the office of city council member who shall receive the greatest vote in such primary shall be placed on the ballot at the next regular municipal election in number not to exceed twice the number of vacancies in the city council to be filled, and the two candidates for nomination for each of the other offices to be filled who shall receive the greatest number of votes shall also be placed on the ballot at such regular municipal election, and the candidates at the regular municipal election, equal in number to the places to be filled, who shall receive the highest number of votes at such regular municipal election, shall be declared elected. A tie between two or more candidates for the office of city council member, or between candidates for any other office, shall be decided by lot under the direction of the election authorities, as provided by the general election laws of the state.

Sec. 41-6. Replacement upon death, disqualification or withdrawal of candidate.

- (a) If a person nominated by petition as a candidate for the office of city council member or for mayor, city attorney, or auditor, at a nonpartisan primary election, if such an election is to be held for the office sought by such candidate, dies, is disqualified or withdraws before such primary election, the vacancy so created may be filled in the manner and by the deadline provided for in general laws of the state, unless otherwise provided by this charter or ordinance of council.
- (b) If a person is either nominated in the primary election as a candidate for the office of council member or for mayor, city attorney, or auditor, for the next subsequent general election or certified as a candidate for the next subsequent general election according to this charter, and such candidate dies, is disqualified, or withdraws before such general election, the vacancy so created may be filled in the manner and by the deadline established in general laws of the state, unless otherwise provided by this charter or ordinance of council.

**PETITIONS FOR INITIATED ORDINANCE, REFERENDUM, RECALL, CHARTER AMENDMENT**

Sec. 42. [~~Petition and signatures.~~] Questions and issues.

~~All signatures appended to any such petition shall be written in ink or indelible pencil, and each signer shall place thereon the place of residence of such elector so signing by street and number and date of signing. The signatures to any such petition need not all be appended to one paper, but to each such paper there shall be attached an affidavit by the circulator thereof stating the number of signers to such~~

~~part of the petition and that such signatures were appended thereto in the presence of affiant. The petition and signatures thereto appended, so verified, shall be presumed to be in all respects sufficient, unless not later than forty days before the election, it shall be otherwise proven.~~

~~(Adopted 11-7-33.)~~

The following provisions shall govern any petition for an initiated ordinance, referendum, recall, or charter amendment.

Sec 42-1. Petition templates.

The city clerk shall produce petition templates for an initiated ordinance, referendum, recall, and charter amendment, which templates shall conform to general laws of the state, unless otherwise provided by this charter or ordinance of council.

Sec. 42-2. Petition forms.

Each petition for a proposal initiated by a citizen shall comply with the following as to form and with applicable general laws of the state, unless otherwise provided by this charter or ordinance of council:

- (a) A petition may be circulated in separate part-petitions, but shall be uniform in character.
- (b) Each part-petition shall be circulated and submitted as a single instrument.
- (c) The petition and parts thereof shall be printed in a single, uniform color.
- (d) A petition may only contain one proposal, which shall not address multiple or unrelated subject matters or questions of law.
- (e) The title of the proposal shall clearly and without argument describe the proposed ordinance, referendum, recall, or charter amendment, and such title shall be placed, in at least fourteen-point font, on the top of each page of a part-petition, which pages shall be numbered sequentially.
- (f) A petition shall contain a full and correct copy of any proposed ordinance, referendum, or charter amendment, with no summary, argument or other ancillary information regarding the proposal placed thereon, unless otherwise required by this charter or ordinance of council.
- (g) On each page of a part-petition where voters' signatures may be placed, the following shall be printed, in at least twelve-point font, below the title of such proposal: "NOTICE: Whoever knowingly signs this petition more than once; signs a name other than one's own on this petition, except as provided by general laws of the state; or signs this petition when not a qualified elector of the City of Columbus, is liable to prosecution."
- (h) The following sentence shall appear in the circulator's statement provided for by general law: "I am provided or promised moneys or things of value to circulate this petition by ..... (Name and address of employer)."

Sec. 42-3. Petition committee.

The petition shall bear the names of five qualified electors of the city of Columbus, who shall represent the petitioners in all matters relating to such petitions and shall be known as the petition committee.

Sec. 42-4. Filing certified copy of petition with city clerk.

Whoever seeks to propose by petition an ordinance, referendum, recall, or charter amendment shall file a certified copy of the petition with the city clerk prior to circulating the same.

Sec. 42-5. Duties upon filing of certified copy of petition.

The city clerk shall forward the certified copy of a petition forthwith to the city attorney and the members of council. The city attorney shall ascertain if the petition addresses a single subject and review the legal sufficiency of the petition, based upon any applicable local, state or federal laws, rules or regulations, and shall report the same to the city clerk and the members of council.

Sec. 42-6. Statement of intent to compensate.

Any person or entity providing or promising moneys or things of value for the circulation, supervision, management, or other organization of a petition shall file a statement to that effect with the city clerk prior to providing any such moneys or things of value. The statement shall be on a form prescribed by the city clerk and duly notarized. Upon the filing of the petition, such person or entity shall file with the city clerk, on a form prescribed by the city clerk and duly notarized, an itemized statement of moneys or things of value promised or provided for the circulation, supervision, management, or other organization of such petition.

Sec. 42-7. All petitions to be filed with city clerk.

All separate part-petitions providing for a proposed ordinance, referendum, recall, or charter amendment shall be filed at the same time, as one instrument, with the city clerk. No alterations, corrections, or additions may be made to a petition after it is filed in a public office. Petitions for an initiated ordinance or charter amendment shall be filed within one year of filing a certified copy of the same with the city clerk; petitions for recall or referendum shall be filed as otherwise provided for herein.

Sec. 42-8. Withdrawal, effect of withdrawal or insufficiency.

No petition, or part thereof, presented to or filed with any office of the city of Columbus may be withdrawn from such public office. A petition shall be withdrawn from consideration by the city if the petition committee submits to the city clerk a written notice of withdrawal, signed by a majority of the committee and duly notarized, prior to final action on the petition; and a petition shall be withdrawn from consideration by the electors if notice is submitted in like manner prior to the forty-fifth day before the date of the election thereon.

Sec. 42-9. Duties upon filing of a petition.

Within ten days after filing a petition for a proposed ordinance, referendum, recall, or charter amendment, the city clerk shall cause copies of the part-petitions to be made, and shall forward the part-petitions to the elections authorities to validate the signatures on the petition and to the city attorney to advise on the legal sufficiency of the petition, based upon any applicable local, state or federal laws, rules or regulations; provided, however, in the case of a proposed charter amendment, the city clerk shall forward the petitions forthwith to the elections authorities and the city attorney. No city officer may consider the subject matter of a petition when determining the legal sufficiency thereof, except as required to assure compliance with applicable provisions of this charter, general laws of the state, or ordinance of council. Validation of signatures shall be reported by the elections authority within ten days of their receipt of the petition. The city clerk shall, upon receipt, forthwith forward to the council the elections authority's report regarding signature validation and the city attorney's findings regarding legal sufficiency.

Sec. 42-10. Validation of part-petitions, signatures.

Validation of signatures and part-petitions shall be as provided for in the general laws of the state, unless otherwise provided by this charter or ordinance of council. No part-petition which includes a purported elector's signature or circulator's signature affixed prior to the date of filing a certified copy of the petition shall be deemed valid.

Sec. 42-11. Council action by ordinance.

Council action on a petition for any proposed ordinance, referendum, or charter amendment shall be by ordinance.

Sec. 42-12. Sufficiency of petition, signatures.

If a petition and signatures appended to a petition are found to be sufficient as provided herein, such petition and signatures appended to such petition shall be presumed to be in all respects sufficient unless not later than forty-five days before the election thereon it shall be otherwise proven.

Sec. 42-13. Petitions not subject to veto, referendum.

Any ordinance placing an issue before voters or setting the date of an associated special election shall go into effect and be in force from and after the date of passage, and shall not be submitted to or require the mayor's signature, or be subject to the mayor's veto; nor shall such ordinance be subject to the referendum.

Sec. 42-14. Conflicting questions and issues.

If two or more proposals are approved or adopted at the same election, and the city council finds that any provisions of two or more are in conflict, the proposal receiving the highest number of votes shall prevail.

Sec. 42-15. Effect of petition irregularities after approval by voters.

No vote on a proposal submitted to the electors of the city of Columbus shall be held ineffective or void on account of the insufficiency of the petitions by which such submission of the proposal was procured.

Sec. 42-16. Legal review, action upon approval of initiated question or issue.

Upon approval of an initiated proposal, the city attorney shall review the same. If the city attorney finds any conflicts between the proposal so approved and any applicable local, state or federal law, this charter, the Ohio Constitution, or the United States Constitution, the city attorney shall promptly inform the mayor and city council of the same in writing.

### **INITIATED ORDINANCE**

Sec. 43. ~~[Duties of city clerk.]~~ Ordinance initiated by petition.

~~All papers comprising a petition shall be assembled and filed with the city clerk as one instrument. The city clerk shall, within ten days after the filing thereof, certify thereon the number of signatures thereto appended, and shall submit the proposed ordinance to the council on the date of its next regular meeting.~~

The power to initiate an ordinance by petition is hereby reserved to the people of the city of Columbus. Any proposed ordinance may be submitted to the council by a petition signed by registered electors of the city equal to not less than five per cent of the total vote cast at the last preceding regular municipal election for mayor. Any such proposed ordinance shall comply, in all respects, with the requirements of this charter and applicable rules of council regarding ordinances.

Sec. 43-1. Council action on initiated ordinances.

Upon receipt of the report regarding the validation of signatures, the city clerk shall read a summary of the same into the record at the next regular meeting of council. Within fourteen days thereafter, the council shall determine the sufficiency of the petition by ordinance. Should the council find such petition sufficient, it shall vote within thirty days to either adopt the proposed ordinance without alteration, or by ordinance order and provide for the submission of such proposed ordinance in its original form to a vote of the electors of the city.

Sec. 43-2. Placement of issue on the ballot.

The aforesaid ordinance shall require that such proposed ordinance be submitted at the next regular municipal election if one shall occur not less than sixty nor more than one-hundred-twenty days after its passage. If no such election will be held within the period herein provided, the council shall, at its sole discretion, order and provide for the submission of such proposed ordinance to a vote of the electors of the city at either a special election within such period, or at the next regular municipal election.

Sec. 43-3. Ballot language, initiated ordinance.

In any ordinance placing a proposed ordinance on the ballot, city council shall prescribe a brief summary of the same, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot. City council may further prescribe arguments, of no more than two-hundred words each, printed side by side in such order as council deems appropriate, both in support of and in opposition to such proposed ordinance; and such arguments shall properly represent the substance, purpose and effect of the proposal. The ballot committee may prepare and present to city council suggested arguments for such proposal, which shall properly identify the substance, purpose and effect of the proposal. The arguments, so prescribed by council, shall be affixed to a copy of the proposal ordinance and shall be placed in each voting location of the city.

Sec. 43-4. Effect of electoral vote on proposed ordinance.

If such proposed ordinance be approved by a majority of the electors voting thereon, it shall become an ordinance of the city at the time fixed therein, or upon the completion of the official canvass of the election, whichever is later. Ordinances approved by an electoral vote shall not be repealed, amended or supplemented except by an electoral vote.

**REFERENDUM**

Sec. 44. ~~[Council action; submission to voters.]~~ Referendum initiated by petition.

~~If the petition contains the required number of signers, the council shall, on the date of filing such proposed ordinance by the city clerk, read and refer the same to an appropriate committee who shall submit their report thereon to the council on the date of its next regular meeting. Should the council fail to take action on the date of such committee report, or shall reject the proposed ordinance, in whole or in part, the council shall forthwith order and provide for the submission of such proposed ordinance in its original form to a vote of the electors of the city at the next ensuing election to be held not less than sixty nor more than one hundred and twenty days thereafter; provided, that should no election be held within the period herein provided, the council may order and provide for the submission of such proposed ordinance, to a vote of the electors of the city within such period; otherwise, such proposed ordinance shall be submitted in its original form to a vote of the electors of the city at the next ensuing election.~~



The power to initiate a referendum by petition on any ordinance, other than those ordinances listed herein, is hereby reserved to the people of the city of Columbus. Any proposed referendum may be submitted to the council by a petition signed by registered electors of the city equal to not less than five per cent of the total vote cast at the last preceding regular municipal election for mayor, and such petition shall be submitted within thirty days of final action by the council.

Sec. 44-1. Ordinances not subject to the referendum.

The following shall not be subject to the referendum, but shall go into effect at the time indicated therein:

- (a) Any annual appropriation ordinance.
- (b) In all cases where council is required to pass more than one ordinance or other measure to complete the legislation necessary to make and pay for any public improvement, the referendum shall apply only to the first ordinance or measure required to be passed.
- (c) Ordinances or resolutions providing for the approval or disapproval of appointments or removals by the mayor, and appointments or removals made by council.
- (d) Action by the council on the approval of official bonds.
- (e) Ordinances or resolutions providing for the submission of any proposal to a vote of the electors.

Sec. 44-2. Effect of referendum petition on subject ordinance.

If a petition for referendum shall be filed as provided for herein regarding an ordinance that shall go into effect thirty days after final passage by the council, such ordinance shall not be operative until the steps indicated herein have been taken. If a petition for referendum is filed as provided for herein regarding an emergency measure, such ordinance shall go into effect at the time indicated in such ordinance. If, when submitted to a vote of the electors, an emergency measure is not approved by a majority of those voting thereon, it shall be considered repealed as regards any further action thereunder; but such measure so repealed shall be deemed sufficient authority for payment, in accordance with the ordinance, of any expense incurred previous to the referendum vote thereon. If any aforesaid referendum petition be filed regarding a measure passed by the council providing for an expenditure of money, a bond issue, or a public improvement, all steps preliminary to such actual expenditure, actual issuance of bonds, or actual execution of a contract for such improvement, may be taken prior to the election.

Sec. 44-3. Council action on petition for referendum.

Upon receipt of the report regarding the validation of signatures, the city clerk shall read a summary of the same into the record at the next regular meeting of council. Within fourteen days thereafter, the council shall determine the sufficiency of the petition. Should the council find such petition sufficient, it shall vote within thirty days to either repeal the subject ordinance, or by ordinance order and provide for the submission of such proposed referendum in its original form to a vote of the electors of the city.

Sec. 44-4. Placement of issue on the ballot.

The aforesaid ordinance shall require that such proposed referendum be submitted at the next regular municipal election if one shall occur not less than sixty nor more than one-hundred-twenty days after its passage. If no such election will be held within the period herein provided, the council shall, at its sole discretion, order and provide for the submission of such proposed referendum to a vote of the electors of the city at either a special election within such period, or at the next regular municipal election.

Sec. 44-5. Ballot language, referendum.

In any ordinance placing a referendum on the ballot, city council shall prescribe a brief summary of the same, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot. City council may further prescribe arguments, of no more than two-hundred words each, printed side by side in such order as council deems appropriate, both in support of and in opposition to such referendum; and such arguments shall properly represent the substance, purpose and effect of the proposal. The ballot committee may prepare and present to city council suggested arguments for such proposal. The arguments, so prescribed by council, shall be affixed to a copy of the proposal referendum and shall be placed in each voting location of the city.

Sec. 44-6. Effect of electoral vote on referendum.

If such proposed referendum be approved by a majority of the electors voting thereon, the ordinance which was the subject of the referendum shall be repealed upon the completion of the official canvass of the election. Ordinances rejected or repealed by an electoral vote shall not be re-enacted, in whole or in part, except by an electoral vote.

**CHARTER AMENDMENTS**

Sec. 45. ~~[Approval or rejection.]~~ Charter amendments.

~~Ordinances submitted to the council by petition and passed by the council as herein provided, shall be subject to the referendum in the same manner as other ordinances.~~

~~Ordinances rejected or repealed by an electoral vote shall not be re-enacted, in whole or in part, except by an electoral vote.~~

~~Ordinances approved by an electoral vote shall not be repealed, amended or supplemented except by an electoral vote.~~

~~The adoption or rejection of ordinances submitted to an electoral vote shall take effect upon such adoption or rejection.~~

Proposed amendments to this charter may be submitted to the electors of the city by a two-thirds vote of the council and such submission shall be by ordinance. Proposed amendments to this charter shall be submitted by the council forthwith upon a petition signed by electors of the city equal to not less than ten percent of the total vote cast at the last preceding regular municipal election.

Sec. 45-1. Council action on petition for proposed charter amendment.

Upon receipt of the report regarding the validation of signatures, the city clerk shall read a summary of the same into the record. The council shall forthwith determine the sufficiency of the petition. Should the council find such petition sufficient, it shall forthwith by ordinance provide for the submission of such proposed charter amendment to a vote of the electors of the city.

Sec. 45-2. Placement of issue on the ballot.

The aforesaid ordinance shall order and provide for the submission of such proposed charter amendment to the electors at the next regular municipal election if one shall occur not less than sixty nor more than one-hundred-twenty days after its passage; otherwise it shall provide for the submission of the question at a special election to be called and held within the time aforesaid.

Sec. 45-3. Notice of charter amendment.

The city clerk shall provide notice of any proposed charter amendment as provided for by general laws of the state, unless otherwise provided by this charter or ordinance of council.

Sec. 45-4. Ballot language, generally.

In any ordinance placing a proposed charter amendment on the ballot, city council shall prescribe a brief summary of the same, which shall be accurate, shall not be misleading, and shall be without material omission or argument. The summary so prescribed shall be placed upon the ballot. City council may further prescribe arguments, of no more than two-hundred words each, printed side by side in such order as council deems appropriate, both in support of and in opposition to such proposed charter amendment; and such arguments shall properly represent the substance, purpose and effect of the proposal. The ballot committee may prepare and present to city council the arguments for such proposal, which shall properly identify the substance, purpose and effect of the proposal. The arguments, so prescribed by council, shall be placed in the notice to voters provided for herein; and shall be affixed to a copy of the proposal charter amendment and be placed in each voting location of the city.

Sec. 45-5. Effect of approval at election.

If such proposed amendment be approved by a majority of the electors voting thereon, it shall become a part of the charter at the time fixed in the proposed amendment, or upon the completion of the official canvass of the election, whichever is later.

**THE RECALL**

Sec. 46. ~~{Ballots; levies; taxes.}~~ The recall.

~~The ballots used when voting upon any such proposed ordinance shall state the title of the ordinance to be voted on and below it the two propositions, "For the ordinance" and "Against the ordinance." Immediately at the right of each proposition there shall be a square in which by making a cross (x), the voter may vote for or against the proposed ordinance. If a majority of the electors voting on any such proposed ordinance shall vote in favor thereof, it shall thereupon become an ordinance of the city, provided, however, that if the ordinance submitted is for an issue of bonds or the levying of a tax, the number of votes necessary for adoption of such ordinance shall be the same as that required by the general laws of the state for the adoption of such measures by a vote of the electors.~~

Any elective officer provided for in this charter may be removed from office by recall petition. Such recall petition shall contain the signatures of not less than fifteen per cent of the number of electors who voted in the last preceding regular municipal election for mayor. Except as herein otherwise provided, no petition for recall shall be filed within one-hundred-eighty days after a person takes office, or within ninety days preceding a regular municipal election for such office. No more than three elective officers may be subject to the recall at any election.

#### Sec. 46-1. Petition requirements.

Petitions for the recall shall be submitted to the city clerk within thirty days of the filing of the certified copy of the same. Separate petitions shall be submitted for each elective officer whose removal is sought. Petition for the recall of any elective officer shall contain the name and title of the person subject to the recall and a general statement in not more than two-hundred words setting forth the grounds upon which the removal of such person is sought.

#### Sec. 46-2. City clerk action on petition for proposed charter amendment.

Upon receipt of the report regarding the validation of signatures, the city clerk shall forthwith determine the sufficiency of the petition. If the clerk finds the petition sufficient, the city clerk shall forthwith serve notice of that fact upon the elective officer designated in the petition. If the official designated in the petition files a written resignation with the city clerk within five days after such notice, the office shall be forfeited. Such resignation shall be irrevocable, and the vacancy shall be filled in the manner of filling vacancies provided in this charter. If the elective officer whose removal is sought does not resign within five days after such notice, the city clerk shall thereupon forthwith order and provide for an election to determine the question of the removal of the elective officer. The city clerk shall solicit from such official a general statement in not more than two hundred words of the grounds upon which the person should retain office.

#### Sec. 46-3 Placement of recall on the ballot.

The question of the removal of the elective officer shall be submitted to the electors of the city at the next regular municipal election if one shall occur not less than sixty, nor more than one-hundred-twenty, days after the city clerk determines the sufficiency of the same. If no such election will be held within

the period herein provided, the city clerk shall order and provide for a special election within such period. If more than three valid petitions have been found sufficient, the three petitions bearing the most valid signatures shall be submitted at such an election. After such election, the city clerk shall repeat the provisions herein until all such sufficient petitions have been submitted to the electors.

Sec. 46-4. Ballot language, generally.

The ballot form for any recall shall be as provided for by general laws of the state, unless otherwise provided by this charter or ordinance of council.

Sec. 46-5. Effect of electoral vote on recall.

If a majority of the votes cast on the question of removal of any officer are affirmative, the elective officer whose removal is sought shall thereupon be deemed removed from office upon the announcement of the official canvass of that election and the vacancy caused by such recall shall be filled in the manner provided in this charter for filling vacancies caused by death or resignation.

~~Sec. 47. [Submission to council; publication.]~~

~~Proposed ordinances for repealing any existing ordinance or ordinances, in whole or in part, may be submitted to the council as provided in the preceding sections for initiating ordinances. Initiated ordinances adopted by the electors shall be published as in the case of other ordinances.~~

~~Sec. 48. The referendum.~~

~~No ordinance passed by the council except as otherwise provided by this charter, shall go into effect until thirty days after its final passage by the council. If at any time within said thirty days, a petition signed by registered electors of the city, not less in number than five per cent of the total vote cast at the last preceding general municipal election be filed with the city clerk requesting that any such ordinance be repealed or submitted to a vote of the electors of the city, it shall not become operative until the steps indicated herein have been taken. All petition papers circulated with respect to the repeal of any such ordinance shall be uniform in character and have printed thereon the names and addresses of at least five electors of the city who shall be officially regarded as filing the petition.~~

~~Sec. 49. [Signatures for referendum.]~~

~~All signatures appended to any such petition shall be written in ink or indelible pencil, and each signer shall place thereon the place of residence of such elector so signing by street and number and date of signing. The signatures to any such petition need not all be appended to one paper, but to each such paper there shall be attached an affidavit by the circulator thereof stating the number of signers to such part of the petition and that such signatures were appended thereto in the presence of affiant. The~~

~~petition and signatures thereto appended, so verified, shall be presumed to be in all respects sufficient, unless within fifteen days after the filing of any such petition it shall be otherwise proven.~~

~~Sec. 50. [Action by clerk and council on petition.]~~

~~All papers comprising any such petition shall be assembled and filed with the city clerk as one instrument. The city clerk shall, within ten days after the filing thereof, certify thereon the number of signatures thereto appended, and shall submit the petition to the council on the date of its next regular meeting. If the petition contains the required number of signers, the council shall, within thirty days after the date of filing such referendum petition by the city clerk, repeal the ordinance therein sought to be repealed, or shall order and provide for the submission of such ordinance to a vote of the electors of the city at an election to be held not less than sixty days thereafter.~~

~~Sec. 51. [Referendum petition regulations; ballots.]~~

~~Referendum petitions need not contain the text of the ordinance, the repeal of which is sought, but shall refer to such ordinance by its title, number and date of passage. They shall be subject in all other respects to the requirements for petitions submitting proposed ordinances to the council. Ballots used in referendum elections shall conform in all respects to those provided for in Section 46 of this charter.~~

~~Sec. 53. Conflicting ordinances.~~

~~If the provisions of two or more ordinances adopted or approved at the same election conflict, the ordinance receiving the highest affirmative vote shall prevail.~~

~~Sec. 54. Referendum on emergency measures.~~

~~Ordinances passed as emergency measures shall be subject to referendum in like manner as other ordinances, except that they shall go into effect at the time indicated in such ordinance. If, when submitted to a vote of the electors, an emergency measure be not approved by a majority of those voting thereon, it shall be considered repealed as regards any further action thereunder; but such measure so repealed shall be deemed sufficient authority for payment, in accordance with the ordinance, of any expense incurred previous to the referendum vote thereon.~~

~~Sec. 55. When referendum does not apply.~~

~~The following ordinances or measures shall not be subject to the referendum, but shall go into effect at the time indicated therein:~~

~~(a) — The annual appropriation ordinance.~~

~~(b) — In all cases where council is required to pass more than one ordinance or other measure to complete the legislation necessary to make and pay for any public improvement, the referendum shall apply only to the first ordinance or measure required to be passed and not to~~

~~any subsequent ordinances or measures relating thereto, and said first ordinance or measure shall clearly state the purpose and general scope of the improvement.~~

- ~~(c) — Ordinances or resolutions providing for the approval or disapproval of appointments or removals by the mayor, and appointments or removals made by council.~~
- ~~(d) — Action by the council on the approval of official bonds.~~
- ~~(e) — Ordinances or resolutions providing for the submission of any proposition to a vote of the electors.~~

~~Sec. 56. Referendum — preliminary action.~~

~~In case a petition be filed requiring that a measure passed by the council providing for an expenditure of money, a bond issue, or a public improvement be submitted to a vote of the electors, all steps preliminary to such actual expenditure, actual issuance of bonds, or actual execution of a contract for such improvement, may be taken prior to the election.~~

~~Sec. 200. Nominations and elections.~~

~~(a) Elections. A general election for the choice of elective officers provided for in this charter shall be held on the first Tuesday after the first Monday in November in odd numbered years. Elections so held shall be known as regular municipal elections. Such other elections shall be held as may be required by law or provided for in this charter.~~

~~(b) Nominations. Candidates for all offices to be voted for at any municipal election under the provisions of this charter shall be nominated at a nonpartisan primary election to be held in odd numbered years on the same date as may be provided in the general laws of the state for the holding of primary elections.~~

~~Any matter which the general laws of the state, or this charter, requires a vote of the electorate for adoption, shall be submitted to a vote of the electorate at any regular municipal election or primary election to be held not less than sixty nor more than one hundred twenty days subsequent to the passage of the ordinance submitting the matter. If no regular municipal election or primary election is to be held within the period of sixty to one hundred twenty days subsequent to the passage of the ordinance submitting the matter, a special election shall be held within such time for that purpose. The ordinance submitting a matter to a vote of the electorate shall be certified by the city clerk to the proper election officials immediately upon passage by council. Not less than thirty days prior to such election the city clerk shall give notice to the electorate of the matter being submitted in the same manner as provided in Section 234 hereof in regard to proposed amendments to this charter. Except as otherwise provided for in the charter all elections shall be held and conducted and the results thereof ascertained and certified as provided by the general laws of the state and by the election authorities therein provided for.~~

~~Nothing in this Charter, directly or through incorporation of state election laws, shall prevent the City from adopting ordinances, enforcing requirements, or setting limits on campaign finances or monetary contributions relating to elections for City offices.~~

~~Sec. 201. Ballots.~~

~~The ballots used in all elections provided for in this charter shall be without party marks or designations. The whole number of ballots to be printed for any primary or regular election for the nomination or election of candidates for any office, shall be divided by the number of such candidates, and the quotient so obtained shall be the number of ballots in each series of ballots to be printed. The names of the candidates shall be arranged in alphabetical order and the first series of ballots printed. The first name shall then be placed last and the next series of ballots printed, and this process shall be repeated until each name shall have been first. These ballots shall then be combined into tablets with no two of the same order of names together. A space shall be provided for each office to be voted for, wherein the voter may write the names of any person for whom the voter may wish to vote. Municipal elections may be conducted either by use of paper ballots or by use of voting machines or by any other secret method as authorized by general law of the State of Ohio. If a method of voting other than paper ballots is used, the rotation of names of candidates shall be in accordance with the constitution and general law of the state.~~

~~Sec. 202. Nomination of council members and other officers.~~

~~(a) Candidates for the office of city council member and for mayor, city attorney, and auditor, shall be nominated by a non-partisan primary election. The name of any elector of the city shall be printed upon the primary ballot if there is filed with the election authorities a petition in accordance with the following provisions, to-wit:~~

- ~~1. Such petition shall state the name and place of residence of each person whose name is presented for a place upon the ballot and that the individual is a candidate for the designated office of the city of Columbus, Ohio.~~
- ~~2. Such petition shall be signed by not less than one thousand registered electors in the city.~~
- ~~3. Such petitions shall contain a provision that each signer thereto thereby pledges to support and vote for the candidate or candidates whose names are therein presented for a place upon the ballot, and each elector signing a petition shall add a place of residence, with street and number, and date of signing, and may subscribe to one nomination for each of the places to be filled and no more. All signatures shall be made with ink or indelible pencil.~~
- ~~4. The signatures of all the petitioners need not be appended to one paper, but to each separate paper there shall be attached a statement signed by the circulator thereof, under penalty of election falsification, stating the number of signers thereto, that each person signed in the circulator's presence on the date mentioned, and that to the best of the circulator's knowledge, the signature is that of the person whose name it purports to be.~~
- ~~5. Such petitions shall be filed with the election authorities no later than four p.m., not less than ninety days previous to the day of such primary election.~~
- ~~6. Such petitions shall contain the names and addresses of five registered electors of the City of Columbus designated in advance by the candidate or candidates as a nominating committee, which~~



~~committee may fill vacancies caused by the death or withdrawal of the candidate or candidates as set forth in Section 206 of this Charter.~~

~~(b) Notwithstanding the provisions of paragraph (a) of this Section, if no petition in accordance with the provisions of paragraph (a) of this Section is filed for any of the offices to be voted on at the next regular municipal election, or if the number of persons filing such petitions does not exceed, as to any such office, the number of candidates which would be placed upon the ballot at the next regular municipal election, then no primary election should be held for the purpose of nominating candidates for such office to be voted upon at such next regular municipal election. The election officials whose duty it would have been to provide for and conduct the holding of such primary election, declare the results thereof and issue certificates of nomination to the persons entitled thereto if such primary election had been held, shall declare each of such persons filing petitions in accordance with the provisions of paragraph (a) of this Section to be nominated and shall place their names on the ballot at the next regular municipal election in the same manner as though such primary election had been held and such persons had been nominated at such elections.~~

~~Sec. 202-1. Nomination and election of the remainder of an unexpired term.~~

~~The following procedures for the nomination and election of a successor shall apply when this Charter requires an election for the remainder of an unexpired term of office:~~

~~(a) When a vacancy occurs during the term of office of an elected city official and an appointment to fill that vacancy has been made more than 30 days before the deadline for filing nominating petitions for the next regular municipal election, then unless this charter section provides otherwise, the nomination and election of candidates for the unexpired term shall be conducted in the manner provided in this charter for the nomination and election for such office.~~

~~(b) When a vacancy occurs during the term of office of an elected city official and an appointment to fill that vacancy has been made less than 30 days before the deadline for filing nominating petitions for the next regular municipal election but more than 90 days before the next regular municipal election, then candidates seeking election to the unexpired term shall file nominating petitions otherwise in compliance with Charter Section 202(a) not less than 30 day after the appointment to fill such vacancy has been made, and there shall be no primary election.~~

~~Notwithstanding other provisions of this charter, in that case the election authorities shall place all candidates on the ballot at the next regular municipal election who have filed nominating petitions otherwise in compliance with Charter Section 202(a), and the candidate who shall receive the greatest number of votes shall be declared elected for the unexpired term.~~

~~(c) Notwithstanding other provisions of this charter, an election for the remainder of an unexpired term of office is not required by this charter when an appointment to fill the vacancy occurs less than 90 days before the next regular municipal election.~~

~~(d) The nomination and election for the remainder of an unexpired term of a council member shall be conducted separately from other council nominations and elections that may be on the ballot at that regular municipal election.~~

~~Sec. 203. Acceptance.~~

~~Any person whose name has been submitted for candidacy by such petition shall file an acceptance of such candidacy with the election authorities not later than fifty five days previous to such primary election; otherwise that name shall not appear upon the ballot. Provided, however, that such acceptance shall, in the years 1945 and 1947, be filed with the election authorities not later than seventy days previous to such primary election.~~

~~Sec. 204. Form of primary ballot.~~

~~Except that the crosses here shown shall be omitted and that in place of the names of candidates and number of places to be filled, as here shown, there shall appear the names of candidates, actually seeking nomination, and the number of places to be filled, the ballots shall be printed substantially as follows:~~

**PRIMARY ELECTION**

~~**Instructions to voters.** Vote for not more than the number of persons to be elected to the office designated by making a cross in the square opposite and to the left of their names. If you wrongfully mark, tear or deface this ballot, return it to the judges and obtain another.~~

~~FOR COUNCILMEMBERS (Vote for not more than four)~~

X	JOHN COE
	JANE DOE
X	MICHAEL HOE
X	MARY POE
X	RICHARD ROE

~~FOR MAYOR (Vote for not more than one)~~

	ALICE DALTON
X	THOMAS DEAN
	LEE EVANS

~~Sec. 205. Election of council members and other officers.~~

~~The candidates for nomination to the office of city council member who shall receive the greatest vote in such primary shall be placed on the ballot at the next regular municipal election in number not to~~

~~exceed twice the number of vacancies in the city council to be filled, and the two candidates for nomination for each of the other offices to be filled who shall receive the greatest number of votes shall also be placed on the ballot at such regular municipal election, and the candidates at the regular municipal election, equal in number to the places to be filled, who shall receive the highest number of votes at such regular municipal election, shall be declared elected. A tie between two or more candidates for the office of city council member, or between candidates for any other office, shall be decided by lot under the direction of the election authorities, as provided by the general election laws of the state.~~

~~Sec. 206. Replacement upon death or withdrawal of candidate.~~

~~(a) If a person nominated by petition as a candidate for the office of city council member or for mayor, city attorney, or auditor, at a nonpartisan primary election, if such an election is to be held for the office sought by such candidate, dies or withdraws not less than forty days before the day of such primary election, the vacancy so created may be filled by the nominating committee of five persons designated in the nominating petition of the affected candidate.~~

~~(b) if a person is either nominated in the primary election as a candidate for council member or other elected city office for the next subsequent general election or certified as a candidate for the next subsequent general election according to Section 202(b) of this Charter, and such candidate dies or withdraws not less than forty days before such general election, the vacancy so created may be filled by the nominating committee of five persons designated by the nominating petition filed prior to the primary election by the affected candidate.~~

~~(c) To fill the vacancy created by the death or withdrawal of a candidate for council member or other elected city office under provisions (a) or (b) of this section the members of the nominating committee of five persons designated in the nominating petition filed by the affected candidate, or a majority of them shall file with the appropriate election officials, not less than forty days before the day of either the primary election or the general election, a certificate signed and sworn to under oath by each of them, designating the person they select to fill such vacancy. Such certificate must be accompanied by the written acceptance of the person whose name is so certified.~~

~~Sec. 210. Form of ballots.~~

~~Ballots used for the election of candidates shall contain a complete set of the offices to be filled, and the names of candidates for each office shall be arranged under the title thereof as hereinbefore provided. The ballots shall be so printed that the voter may designate the candidates, to the number to be elected, for whom the voter desires to vote.~~

~~Sec. 211. [Ballot form illustrated.]~~

~~Except that the crosses here shown shall be omitted, and that in place of the titles of officers and names of candidates here shown, there shall appear the titles of offices actually to be filled and the names of candidates nominated therefor, the ballots shall be printed substantially as follows:~~

## FORM OF BALLOT

### Instructions to Voters

~~(1) — Vote for the candidate or candidates you wish to support by making a cross (X) in the square opposite and to the left of their names. You must not vote for more than the number to be elected.~~

~~(2) — If you wrongfully mark, or tear or deface this ballot, return it to the judges and obtain another.~~

### FOR COUNCIL MEMBERS

## **THE RECALL**

### Sec. 215. Recall petition.

~~Any elective officer provided for in this charter may be removed from office by the electors, by the following procedure:~~

~~A petition for the recall of the officer or offices designated, signed by at least one thousand of the electors of the city, and containing a statement in not more than two hundred words of the grounds of the recall, shall be filed with the city clerk, who shall forthwith notify the officer or officers sought to be removed, and the officer(s), within five days after such notice, may file with such city clerk a defensive statement in not exceeding five hundred words. The city clerk shall at once, upon the expiration of said five days, cause sufficient printed or typewritten copies of such petition, without the signatures, to be made, and to each attach a printed or typewritten copy of such defensive statement, if one is furnished within the time provided. The city clerk shall cause one copy of such petition to be placed on file in the clerk's office, and provide facilities for their signing the same, and the city clerk shall cause one copy to be placed in each of the several fire engine houses of the city, where the same shall be in the custody of the captain of the house, who shall provide facilities for their signing the same. The city clerk shall immediately cause notice to be published in the City Bulletin of the placing of such copies of such petition, together with a complete copy of the petition, without the signature, and of the defensive statement.~~

~~Such copies of such petition shall remain on file in the several places designated, for the period of thirty days, during which time any of them may be signed by any elector of the city in person; but not by agent or attorney. Each signer of any of such copies shall sign in ink or indelible pencil, and shall place thereafter the signer's residence by street and number.~~

### Sec. 216. Notice.

~~At the expiration of said period of thirty days the city clerk shall assemble all of said copies as one instrument, and shall examine the same and ascertain and certify thereon whether the signatures thereto amount to at least fifteen per cent of the registered voters of the city. If such signatures do amount to such per cent the city clerk shall at once serve notice of that fact upon the officer or officers designated in the petition, and also deliver to the election authorities a copy of the original petition,~~

with a certificate as to the percentage of registered voters who signed the same and a certificate as to the date of the last mentioned notice to the officer or officers designated in the petition.

#### Sec. 217. Recall election.

If the officer or officers, or any of them, designated in the petition, file with the city clerk within five days after the last mentioned notice from the city clerk, a written resignation, the said clerk shall at once notify the election authorities of that fact and such resignation shall be irrevocable and the vacancy shall be filled in the manner of filling vacancies provided in this charter. In the absence of such resignation, the election authorities shall forthwith order and fix a day for holding a recall election for the removal of those not resigning. Any such election shall be held not less than fifty days nor more than ninety days after the expiration of the period of five days last mentioned, and at the same time as any other general or special election held within such period; but if no such election be held within such period the election authorities shall call a special recall election to be held within the period aforesaid.

#### Sec. 218. Ballots.

The ballots at such recall election shall conform to the following requirements. With respect to each person whose removal is sought, the question shall be submitted: "Shall (name of person) be removed from the office of (title of office) by recall?" Immediately following each such question there shall be printed on the ballots the two propositions in the order here set forth:

"For the recall of (name of person)."

"Against the recall of (name of person)."

Immediately to the right of each of the propositions shall be placed a square in which the voters, by making a cross mark (X), may vote for either of such propositions.

#### Sec. 219. Filling of vacancies.

In any such election if a majority of the votes cast on the question of removal of any officer are affirmative, the person whose removal is sought shall thereupon be deemed removed from office upon the announcement of the official canvass of that election and the vacancy caused by such recall shall be filled in the manner provided in this charter for filling vacancies caused by death or resignation.

If, however, an election is held for the recall of more than three council members, candidates to succeed them for their unexpired terms shall be voted upon at the same election, and shall be nominated without primary election, by petitions signed, dated and verified in the manner required for petitions presenting names of candidates for nomination at a primary election, and similar inform to such petitions, but signed by electors equal in number to at least two per cent of the registered voters of the city, and filed with the election authorities at least thirty days prior to such recall election. But no such nominating petition shall be signed or circulated until after the time has expired for signing the copies of the petition for the recall, and any signatures thereon antedating such time shall not be counted.

Candidates shall not be nominated to succeed any particular council members; but if only one council member is removed at such election, the candidate at such election receiving the highest number of

~~votes shall be declared elected to fill the vacancy for the unexpired term; and if more than one council member is removed at such election, such candidates equal in number to the number of council members removed shall be declared elected to fill the vacancies; and among the successful candidates those receiving the greater number of votes shall be declared elected for the longer terms. Cases of ties, and all other matters not herein specially provided for, shall be determined by the rules governing elections generally.~~

~~Sec. 220. Effect of resignations.~~

~~No proceedings for the recall of all of the members of the city council at the same election shall be defeated in whole or in part by the resignation of any or all of them, but upon the resignation of any of them, the city council shall have power to fill the vacancy until a successor is elected and the proceedings for the recall and the election of successors shall continue, and have the same effect as though there had been no resignation.~~

~~Sec. 221. Miscellaneous provisions.~~

~~Except as herein otherwise provided, no petition to recall any officer shall be filed within six months after the officer takes office. No person removed by recall shall be eligible to be elected or appointed to any city office during a period of two years after the date of such recall. The city clerk shall preserve all papers comprising or connected with a petition for a recall. The method of removal herein provided is in addition to such other methods other than recall as are, or may be, provided by general law.~~

~~Sec. 222. Offenses relating to petitions.~~

~~No person shall falsely impersonate another, or purposely write a false name or residence, in signing of any petition for initiative, referendum or recall, or forge any name thereto, or sign any such paper with the knowledge that one is not a qualified elector of the city. No person shall sign, or knowingly permit to be signed, any petition for recall at any place other than one of the places hereinbefore designated for the signing of such petitions.~~

~~Sec. 223. [Violations; penalty.]~~

~~No person shall, either in or within one hundred feet of any place so designated, either solicit any elector to sign such petition or attempt to prevent or dissuade one from signing the same. Nor shall any person employ or pay another, or accept employment or payment, for circulating any initiative or referendum petition upon the basis of the number of signatures procured thereto. Any person violating any of the provisions of this section or the next preceding section shall be deemed guilty of a misdemeanor and shall, upon conviction, be fined in any sum not to exceed one hundred dollars and the cost of prosecution. The foregoing provision shall not be held to be exclusive of, but in addition to, all laws of the state prescribing penalties for the same offenses or for other offenses relating to the same matter.~~

Sec. 234. Amendments.

~~Amendments to this charter may be submitted to the electors of the city by a two-thirds vote of the council, and shall be submitted by the council upon a petition signed by ten per cent of the electors of the city, setting forth any such proposed amendment. The ordinance providing for the submission of any such amendment shall be submitted to the electors at the next regular municipal election if one shall occur not less than sixty nor more than one hundred and twenty days after its passage; otherwise it shall provide for the submission of the amendment at a special election to be called and held within the time aforesaid. Not less than thirty days prior to such election the city clerk shall mail a copy of the proposed amendment to each elector whose name appears upon the registration books of the last regular municipal or general election, or, pursuant to laws passed by general assembly, give notice of the proposed amendment by newspaper advertising. If such proposed amendment be approved by a majority of the electors voting thereon, it shall become a part of the charter at the time fixed therein.~~

**City of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** 1749-2014

**Drafting Date:** 7/11/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance provides for the submission to the electors of the city of Columbus the question of amending the Charter of the City of Columbus ("charter"), as hereinafter described. Such question is based on the recommendations of the 2014 Columbus Charter Review Commission ("commission").

On June 30, 2014, the Charter Review Commission, appointed by Mayor Michael B. Coleman and Council President Andrew J. Ginther, adopted twenty-one (21) recommendations. A report summarizing those recommendations was submitted on July 7, 2014 and is attached to this ordinance.

Based on council's consideration of the commission's recommendations, council proposes a ballot question regarding city officeholders. Proposed Charter Amendment No. 3, City Officeholders, addresses the following:

- Adopts state law to determine if an officer or employee of the city has an unlawful interest in a public contract, theft in office, bribery, or improper compensation; and maintains the charter's elevated penalty for violation - loss of office or employment.
- Affirms that records of the city are public records and must be made available pursuant to general laws.
- Establishes that public bodies of the city are subject to state open meeting laws; and requires city entities to follow general open meeting laws if the entity is appointed by an officer of the city for the sole purpose of advising a public body of the city.
- Establishes prohibited uses of public funds and requires council to adopt an ordinance stating those prohibited uses.
- Creates the Citizens' Commission on Elected Official Compensation to recommend, every four years, the salary for the mayor, auditor, city attorney, and city council; members are appointed as follows; 2 by council, 2 by the mayor and 1 chair appointed by the mayor and council president; council must act on, but may not exceed, the commission's recommendations; and annual cost of living adjustments are strictly limited to the average of the consumer price index for the previous four years.
- The following provisions regarding the council are amended: vacancies include ceasing to hold qualifications or otherwise vacating office; special and emergency meetings may be called as provided by general laws; records, including the journal, ordinances and resolutions, of council must be provided to the public pursuant to general laws; special and standing committees, and rules therefor, may be established by council; councilmembers may be expelled or punished for specified acts; the council president shall establish the agenda for council meetings, appoint committee chairs and members; a new council president must be elected if the office is vacated; the council president pro tempore must be a standing office, with an acting president pro tempore in the absence of both president and president pro tempore; council may



appoint a person to conduct investigations for council; reorders existing authorities of city council.

- Ordinances may be introduced in written, printed, electronic or digital form.
- The city clerk's duties are consolidated in a single section; the bureau of information and publicity in the city clerk's office is repealed and its duties given to the city clerk.
- Defines the city bulletin, requires that it be a permanent electronic record.
- Repeals Section 12 regarding council's authority to appoint a public defender.
- Establishes a process for a councilmember, mayor, auditor or city attorney, or such person's agent, to declare temporary inability to discharge the powers and duties of office unless rescinded, six months have passed or the office is vacated.
- Establishes a process to determine that a councilmember, mayor, auditor or city attorney is permanently unable to discharge the powers and duties of office; defines permanent inability as failing to discharge power and duties of office for 90 days, with no declaration of temporary inability; the office is vacated if the appropriate court determines the office is permanently unable, based on a writ of quo warranto.
- Establishes acting officers for the mayor, city attorney and city auditor.
- Council members, mayor, city attorney and auditor must reside in Columbus during the term of office, and may not hold any public office other than notary public, state militia or US Armed Forces Reserves. If any person ceases to hold any qualification for office, the office is vacated and filled as otherwise provided in the charter.

To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 4, 2014, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 3, City Officeholders-"; and to declare an emergency.

**WHEREAS**, on the centennial of the charter's adoption by Columbus voters, Council President Andrew J. Ginther and Mayor Michael B. Coleman appointed a five-member Charter Review Commission to conduct a comprehensive review of the city's charter; and

**WHEREAS**, the highly regarded community leaders who served on the commission held seven public working meetings, solicited public comment via two public hearings, an online form, and a dedicated email address, and, based on such deliberations, submitted a final report of recommendations to the mayor and council president on July 7, 2014; and

**WHEREAS**, the Charter Review Commission made twenty-one recommendations, of which nineteen necessitate changes to the charter; and

**WHEREAS**, after due deliberation and consultation with the mayor, auditor, and city attorney, this council finds that the residents of Columbus will be well-served by the proposed charter amendments regarding city officeholders; and

**WHEREAS**, An emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize submission of Proposed Charter Amendment No. 3, City Officeholders to the electors to assure

timely filing with the boards of elections for placement on the November 4, 2014 ballot, 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.** The city council hereby finds that a regular municipal election will not be held in 2014. Therefore, pursuant to City Charter Section 234, a special election is hereby called to place the question hereinafter set forth on the November 4, 2014 ballot at a special election to be held concurrently with the general election, a date not less than 60 nor more than 120 days from passage of this ordinance.

**SECTION 2.** That there be submitted to the electors of the city of Columbus the question of amending the Charter of the City of Columbus, such question and proposed amendments being set forth as an attachment ("AMENDED FINAL PROPOSED AMENDMENT TO THE CHARTER City Officeholders 2014071120140717") hereto and hereby made a part hereof.

**SECTION 3.** That the question submitted in Section 1 be and hereby is known as "Proposed Charter Amendment No. 3, City Officeholders."

**SECTION 4.** That the city clerk is directed to forthwith serve a certified copy of this ordinance upon the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio.

**SECTION 5.** That the boards of elections of Franklin County, Delaware County, and Fairfield County, Ohio be and hereby are requested to place the question, "Proposed Charter Amendment No. 3, City Officeholders" upon the ballot to be submitted to the electors as provided for and upon the date set forth herein.

**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 the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.

Sec. 3. Legislative powers.

The legislative powers of the city, except as reserved to the people by this charter, shall be vested in a council, consisting of seven members, elected at large.

Sec. 4. Council members.

All council members shall serve for a term of four years; except, that at the first election the four candidates having the highest number of votes shall serve for four years, and the three candidates having the next highest number of votes shall serve for two years.

Sec. 5. Vacancies.

If a ~~City~~ city council member ~~should~~ dies, resigns, ~~or be~~ is removed from office, ceases to hold any qualification for office, or the office is otherwise vacated during the term of office, the successor shall be appointed by ~~Council~~ council to serve until the first day of January following the next regular municipal election. If such election be the time for the regular election of the council member, a council member shall then be elected to serve for a term of four years; otherwise, for the unexpired term. Vacancies in the council shall be filled by the council; provided, however, that, if the vacancies in the council are not filled by the council within thirty (30) days from the date following the occurrence of such vacancy, the mayor shall have in all future balloting a vote on the question of filling such vacancies; ~~provided, further that any vacancy resulting from a recall election shall be filled in the manner hereinafter provided.~~

Sec. 5-1. Temporary inability.

If a city council member is unable to discharge the powers and duties of office, such inability being of temporary duration, the member, or the member's agent, shall transmit to the presiding officer of council a signed, written declaration setting forth the reasons for such inability and the city clerk shall be notified of the same. Such declaration shall be in effect until such time as the declaration is rescinded in like manner, or six months have passed, or the office is vacated. For the purpose of this section, each council member shall file with the city clerk a notarized statement, on a form prescribed by the city clerk, setting forth the name of one or more persons designated as the member's agent(s). The filing shall be made by the second meeting of council each January and may be amended at any time.

Sec. 5-2. Permanent inability.

If a city council member has been unable to discharge the powers and duties of office for ninety consecutive days, and no written declaration of temporary inability was in effect during such ninety consecutive days, such act shall work a forfeiture of office and the presiding member of council shall request that the appropriate official commence in the appropriate court an action in quo warranto to vacate the office. If judgment be made that the office be vacated, a successor shall be named as provided for in this charter.

Sec. 6. Qualifications of council members.

Members of council shall be ~~residents~~ electors of the city and shall, at all times during the term of office, maintain residence in the city of Columbus. ~~of the city and have the qualifications of electors therein.~~ Council members shall not hold any other public office except that of notary public, or member of the state militia or any reserve unit of the Armed Forces of the United States of America. ~~, and except as provided in Section 64 of this charter not be interested in the profits of emoluments of any contract, job, work or service for the municipality.~~ Any member who shall cease to possess any of the qualifications herein required shall forthwith forfeit the office and the vacancy shall be filled as provided for herein, ~~and any such contract in which any member is or may become interested may be declared void by the council.~~

~~Sec. 7. Salary and attendance.~~

~~Each member of the council shall receive a salary of not less than four thousand eight hundred dollars a year, payable in equal monthly installments. Absence from eight consecutive regular meetings shall operate to vacate the seat of a member unless the absence is excused by resolution of council setting forth such excuse and entered upon the journal.~~

Sec. 8. Meetings of council.

At 5 o'clock p.m., on the first Monday in January, following a regular municipal election, the council shall meet at the usual place for holding meetings. If the first Monday in January is a legal holiday, then the meeting shall be held on the following day. Thereafter the council shall meet at such times as may be prescribed by ordinance or resolution; provided that at least fifty regular meetings shall be held in each year. The mayor, the president of the council, or any three members thereof may call special or emergency meetings of the council as provided for by general laws of the state or ordinance of council upon at least twelve hours' written notice to each member of the council, served personally on each member or left at the member's usual place of residence. ~~Such notice shall state the subject to be considered at the meeting and no other subjects shall be then considered unless all members of council are present.~~ All meetings of the council or committees thereof shall be held in public in accordance with the general laws of Ohio pertaining to the requirements for open meetings of public bodies and ~~any citizen shall have access to the minutes and records thereof~~ shall be maintained as an electronic record that is made available to the public pursuant to the general laws of the state governing public records at all reasonable times.

Sec. 9. Rules ~~and journal.~~

The council shall determine its own rules and order of business ~~and shall keep a journal of its proceedings.~~ ~~It may punish or expel any member for disorderly conduct or violation of its rules. No~~

~~expulsion shall take place without the concurrence of six members, nor until the delinquent member shall have been notified of the charge and been given an opportunity to be heard.~~

Sec. 9-1. Journal

The council shall keep a journal of its proceedings, which journal shall be maintained as a permanent electronic record that is made available to the public pursuant to the general laws of the state governing public records.

Sec. 9-2. Organization of council.

The council shall organize itself as it deems appropriate, including the formation of and rules for special committees and standing committees to promote the thorough and effective conduct of the business of the council.

Sec. 9-3. Expelling, removing, forfeiting office.

The council shall be the judge of the election and qualification of its members. Council may punish or expel any member for any of the following during the term of office: gross misconduct, or malfeasance, misfeasance, or nonfeasance in office, or upon conviction of a felony or of a crime involving moral turpitude, or for disorderly conduct, or for violation of its rules. No expulsion shall take place without the concurrence of six members, nor until the delinquent member shall have been notified of the charge and been given an opportunity to be heard. Any vacancy created upon the expulsion of a member shall be filled as provided for in this charter. In addition to these provisions and those regarding permanent inability, absence from eight consecutive regular council meetings shall operate to vacate the seat of a council member unless the absence is excused by resolution, adopted by vote of three-fifths of its members, setting forth such excuse and entered upon the journal.

Sec. 10. President of council.

At the first meeting in January following a regular municipal election, the council shall elect one of its members president, The president of council who shall preside at meetings of the council, determine the agenda for such meetings, appoint the chair and members of council committees, and perform such other duties as presiding officer as may be imposed by the council. In the absence of the president, the council shall elect a president pro tempore. If the president of council dies, resigns, is removed from office, ceases to hold any qualification for office, or the office is otherwise vacated during the term of office, the council shall elect one of its members president.

Sec. 10-1. President pro tempore of council.

At the first meeting in January following a regular municipal election, the council shall elect one of its members president pro tempore. The president pro tempore of council shall act as the presiding officer of the council in the absence of the president of council.

Sec. 10-2. Acting president pro tempore of council.

In the absence of the president of council and the president pro tempore of council, the council shall elect one of its members acting president pro tempore.

Sec. 11. The city clerk. ~~Clerk and employees.~~

The council shall appoint a city clerk who shall serve at the pleasure of council ~~be known as the city clerk, and such other officers and employees of council as may be necessary.~~

Sec 11-1. Duties of the city clerk.

The office of the city clerk, under the supervision and control of the city clerk, shall keep the records of the council; compile an annual report giving a summary of the council proceedings and a summary of the operations of the administrative departments for the previous fiscal year; collect and compile information and statistics concerning all departments and offices of the city; publish weekly the city bulletin; and perform such other duties as may be required by this charter or by the council. Except as otherwise provided in this charter or by ordinance of council, the city clerk shall receive on behalf of council all petitions, papers, or like documents required to be submitted to council. Such city clerk shall serve during the pleasure of the council. Council shall exercise no power of appointment except as herein expressly provided.

Sec 11-2. The City Bulletin

The city clerk shall cause a weekly city bulletin to be produced. The city bulletin shall contain the transactions and proceedings of the council, the legal advertising of the city and such other information relating to the affairs of the city as shall be determined by ordinance. The city bulletin shall be published in such manner and on such terms as the council may determine, and shall be maintained as a permanent electronic record that is made available to the public pursuant to the general laws of the state governing public records. No unofficial advertisement shall be published in the city bulletin, nor shall the city bulletin be used to promote the candidacy of any person, or be used as a medium for any personal controversy.

Sec. 12. Public defender.

Council shall have power to appoint a public defender of indigent persons charged with offenses in the municipal courts.

Sec. 13. The city treasurer.

Council shall appoint a city treasurer who shall ~~hold and administer the office during its pleasure~~ serve at the pleasure of council. The treasurer shall perform such duties and exercise such powers as are prescribed in this charter or by the council.

Sec. 14. Officers and employees.

The council shall appoint such officers and employees of council as it deems necessary. Except as herein otherwise provided, council shall by ordinance determine the number of officers and employees in each department of the city government. Council shall exercise no power of appointment for officers or employees except as herein expressly provided.

Sec. 31. Limitations on expenditures, prohibited use of public funds.

Moneys appropriated as hereinbefore provided shall not be used for other purposes than those designated in the appropriation ordinance, and all expenditures within the fiscal year shall be made with and within the appropriations hereinbefore provided for. The mayor and the city auditor shall supervise all departmental expenditures, and shall keep such expenditures within the appropriations. No funds of the city of Columbus, from any source whatsoever, shall be disbursed, nor shall any transaction thereof be conducted, in any manner contrary to this charter, general laws of the state, or ordinance of council. Council shall by ordinance establish prohibited uses of public funds and penalties for violation of the same.

Sec. 15. Compensation of officers and employees.

Subject to the provisions of this charter as to the salary of council members, the auditor, the city attorney, and the mayor, council shall fix by ordinance, the salary or compensation of all officers and employees of the city government: ~~provided, however, that the board of health, and the trustees of the sinking fund shall have the power to fix the salary or compensation of the officers and employees in their respective departments~~. The salary or compensation so fixed shall be uniform for like service. All such salaries and rates of pay shall be reported to the civil service commission forthwith. The salary of any officer, employee, or member of a board or commission in the unclassified service of the city who was elected or appointed for a definite term shall not be increased or diminished during the term for which the individual was elected or appointed, and all fees pertaining to any office shall be paid into the city treasury.

Sec. 15-1. Citizens' commission on elected official compensation.

The salary of all elective officers provided for in this charter shall be established by ordinance upon recommendation from a citizens' commission on elected official compensation.

Sec. 15-2. Commission membership.

The citizens' commission on elected official compensation shall consist of five members, who shall be qualified electors of the city, shall not hold any other office or employment in the city government, and shall serve without compensation. Two members shall be appointed by the council, two members shall be appointed by the mayor, and one member shall be jointly appointed by the president of council and the mayor, such member serving as chair of the commission. Such appointments shall take place at the second regular meeting of council in 2018 and of each succeeding fourth year thereafter; except that the first commission shall be appointed at the second regular meeting of council in 2015. Vacancies shall be filled in the same manner as prescribed for the original appointment. The commission shall be considered a public body.

Sec. 15-3. Commission duties.

The commission shall conduct a review of salaries for like positions in the public sector. The review shall be made for the purpose of recommending salaries appropriate to the duties and responsibilities of each elective officer of the city.

Sec. 15-4. Commission report.

Within three months of appointment, the commission shall submit to the city clerk a report of recommendations for the salary of each elective officer of the city, including an annual cost of living adjustment which shall not exceed the average increase in the consumer price index, or successor thereto, during the preceding four years. If the commission fails to timely submit the report, the council may compel a meeting of the commission to prepare and submit the same.

Sec. 15-5. Council action to establish salaries.

After the report is submitted, council shall by ordinance either accept the commission recommendations or any portion thereof, or reject the same. If council rejects the recommendations, the salaries then in effect shall remain unchanged. In no event may council adopt an ordinance establishing salaries which exceed the recommendations of the commission.

Sec. 16. Official bonds.

The council may determine whether any officer or employee shall give a bond, and the amount thereof; which bond shall be given by such officer or employee, and be signed by a surety company authorized to do business in Ohio, to the approval of the mayor; provided that the bond of the mayor, if any, shall be approved by council. Council shall by ~~general~~ ordinance provide for the payment, by the city, of the premiums on such bonds.

Sec. 17. Legislative procedure.



~~The council shall be the judge of the election and qualification of its members.~~ Four members shall constitute a quorum to do business, but a lesser number may adjourn from day to day and compel the attendance of absent members in such manner and under such penalties as may be prescribed by ordinance.

Sec. 18. [Action on ordinances or resolutions.]

The action of council shall be by ordinance or resolution and the affirmative vote of at least four members of council shall be necessary to adopt any ordinance or resolution. The vote upon the passage of all ordinances, and upon the adoption of such resolution as the council by its rules shall prescribe, shall be taken by "yea" and "nays" and entered upon the journal. Every ordinance and resolution of the council, so adopted, shall be maintained as a permanent electronic record that is made available to the public pursuant to the general laws of the state governing public records.

Sec. 19. Ordinance enactment.

Each proposed ordinance or resolution shall be introduced in electronic, digital, written or printed form, and shall not contain more than one subject which shall be clearly stated in a title; ~~but~~ except that general appropriation ordinances may contain the various subjects and accounts for which moneys are to be appropriated. The enacting clause of all ordinances passed by the council shall be, "Be it ordained by the council of the city of Columbus." The enacting clause of all ordinances submitted by the initiative shall be, "Be it ordained by the people of the city of Columbus."

Sec. 33. Investigation by council.

The council, or any committee thereof or any person duly authorized by the council ~~so~~ to do so, may shall have the power to investigate the financial transactions of any office or department of the city government and the official acts and conduct of any city official, relative to any matter upon which the council may act; and by similar investigations may secure information upon any matter within its authority as a legislative body.

Sec. 34. [Investigation procedure.]

In conducting such investigations the council, or any committee thereof or any person duly authorized by the council to do so, may compel the attendance of witnesses and the production of books, papers and other evidence, and for that purpose may issue subpoenas or attachments which shall be signed by the presiding officer of the council or the chairperson of such committee, as the case may be, which may be served and executed by any officer authorized by law to serve subpoenas and other process. If any witness shall refuse to testify to any facts within the witness' knowledge or to produce any papers or books in the witness' possession, or under the witness' control, relating to the matter under inquiry, before the council, or any such committee, the council shall have the power to cause the witness to be

punished as for contempt. No witness shall be excused from testifying ~~touching~~ regarding the witness' knowledge of the matter under investigation in any such inquiry, but such testimony shall not be used against the witness in any criminal prosecution except for perjury committed upon such inquiry.

Sec. 58. Term and qualifications of mayor.

The mayor shall be the chief executive officer of the city, elected for a term of four years. The mayor shall be an elector of the city and shall, at all times during the term of office, maintain residence in the city of Columbus. ~~and~~ The mayor shall not hold any other public office or employment, except that of notary public, or member of the state militia or any reserve unit of the Armed Forces of the United States of America. If the mayor shall cease to possess any of the qualifications herein required, the mayor shall forthwith forfeit the office and the vacancy shall be filled as provided for herein.

~~Sec. 59. Salary of mayor.~~

~~The salary of the mayor shall be five thousand dollars per annum; but said salary may be changed by ordinance of council, provided that such ordinance must be passed at least one year prior to the beginning of the term of the mayor to be affected thereby.~~

Sec. 64. Succession of mayor — acting Acting mayor.

~~If the mayor dies, becomes permanently disabled from performing the duties of office, resigns, or moves from the city during the term of office, the mayor shall be succeeded in office, until the 1st day of January following the next regular municipal election, by the president of the council who shall thereby cease to be a member of council. At the next regular municipal election following the death, resignation or removal of the mayor from the city, if such election be the time for the regular election of a mayor, a mayor shall then be elected to serve for a term of four years; otherwise for the remainder of the unexpired term.~~

If the mayor be temporarily absent from the city, the mayor may designate the director of public service, the director of public safety, or the president of city council as acting mayor. ~~If the mayor becomes temporarily disabled from performing the duties of mayor for any cause, the director of public service, or if absent the director of public safety, or if absent the president of city council, shall become acting mayor. During a period of temporary absence of the mayor the acting mayor so designated shall exercise such powers and duties of the office of mayor as the mayor shall delegate. During a period of temporary disability of the mayor the powers and duties of the office of mayor shall devolve upon the acting mayor. In either case the mayor may invoke this provision by written communication to the appropriate officer to be named the acting mayor, but in the case of temporary disability, failure to do so shall not prevent the proper officer from performing the powers and duties of the office of mayor.~~ Nothing herein shall prevent the president of city council from exercising the president's powers and duties as a member of council during the temporary absence or ~~disability~~ inability of the mayor.

Sec. 64-1. Temporary inability.

If the mayor is unable to discharge the powers and duties of office, such inability being of temporary duration, the mayor, or the mayor's agent, shall transmit to the director of public service, the director of public safety, or the president of city council a signed, written declaration setting forth the reasons for such inability and the city clerk shall be notified of the same; provided that failure to do so shall not prevent the proper officer from performing the powers and duties of the office. The recipient of such declaration shall be designated as acting mayor. During a period of temporary inability of the mayor, the powers and duties of the office of mayor shall devolve upon the acting mayor. Such declaration shall be in effect until such time as the declaration is rescinded in like manner, or six months have passed, or the office is vacated. For the purpose of this section, the mayor shall file with the city clerk a notarized statement, on a form prescribed by the city clerk, setting forth the name of one or more persons designated as the mayor's agent(s). The filing shall be made by the second meeting of council each January and may be amended at any time.

Sec. 64-2. Permanent inability.

If the mayor has been unable to discharge the powers and duties of office for ninety consecutive days, and no written declaration of temporary inability was in effect during such ninety consecutive days, such act shall work a forfeiture of office and the director of public safety and the director of public service shall request that the appropriate official commence in the appropriate court an action in quo warranto to vacate the office. If judgment be made that the office be vacated, a successor shall be named as provided for in this charter.

Sec. 64-3. Successor to mayor.

If the mayor dies, resigns, is removed from office, ceases to hold any qualification for office, or the office is otherwise vacated during the term of office, the mayor shall be succeeded in office, until the 1st day of January following the next regular municipal election, by the president of the council who shall thereby cease to be a member of council. If such election be the time for the regular election of a mayor, a mayor shall then be elected to serve for a term of four years, otherwise for the remainder of the unexpired term.

Sec. 66. Election and qualifications.

The city attorney shall be an elector of the city and shall, at all times during the term of office, maintain residence in the city of Columbus. The city attorney shall not hold any other public office except that of notary public, or member of the state militia or any reserve unit of the Armed Forces of the United States of America. If the city attorney shall cease to possess any of the qualifications herein required, the city attorney shall forthwith forfeit the office and the vacancy shall be filled as provided for herein. ~~and The city attorney shall be elected for a term of four years excepting that at the first election under~~

~~this charter the city attorney shall be elected for a term of two years.~~ The city attorney shall be an attorney-at-law, admitted to practice in the state of Ohio.

Sec. 67. Powers and duties.

The city attorney shall have such duties and responsibilities as are set forth in this charter or required of the city attorney by ordinance, including the following. The city attorney shall be the legal adviser of and attorney and counsel for the city, and for all officers and departments thereof in matters relating to their official duties. The city attorney shall prosecute or defend all suits for and in behalf of the city, and shall prepare all contracts, bonds and other instruments in writing in which the city is concerned and shall certify in writing approval of the form and correctness thereof. The city attorney may appoint a department deputy and such assistants, secretaries and clerks as council may authorize. Said deputy shall have the power to perform all the duties of the city attorney.

Sec. 78. Temporary inability.

If the city attorney is unable to discharge the powers and duties of office, such inability being of temporary duration, the city attorney, or the city attorney's agent, shall transmit to the deputy city attorney a signed, written declaration setting forth the reasons for such inability and the city clerk shall be notified of the same; provided that failure to do so shall not prevent the proper officer from performing the powers and duties of the office. During a period of temporary inability of the city attorney, the powers and duties of the office of city attorney shall devolve upon the deputy city attorney, who shall be the acting city attorney. Such declaration shall be in effect until such time as the declaration is rescinded in like manner, or six months have passed, or the office is vacated. For the purpose of this section, the city attorney shall file with the city clerk a notarized statement, on a form prescribed by the city clerk, setting forth the name of one or more persons designated as the city attorney's agent(s). The filing shall be made by the second meeting of council each January and may be amended at any time.

Sec. 78-1. Permanent inability.

If the city attorney has been unable to discharge the powers and duties of office for ninety consecutive days, and no written declaration of temporary inability was in effect during such ninety consecutive days, such act shall work a forfeiture of office and the deputy city attorney shall request that the appropriate official commence in the appropriate court an action in quo warranto to vacate the office. If judgment be made that the office be vacated, a successor shall be named as provided for in this charter.

Section 78-2. Successor to city attorney.

If the city attorney dies, resigns, is removed from office, ceases to hold any qualification for office, or the office is otherwise vacated or moves from the city during the term of office, the city attorney's successor

in office shall be appointed by the council to serve until the first day of January following the next regular municipal election. If such election be the time for the regular election of a city attorney, a city attorney shall then be elected to serve for a term of four years; otherwise for the remainder of the unexpired term.

Sec. 79. Election and qualifications.

The auditor shall be an elector of the city; and shall, at all times during the term of office, maintain residence in the city of Columbus. The auditor shall not hold any other public office except that of notary public, or member of the state militia or any reserve unit of the Armed Forces of the United States of America. If the auditor shall cease to possess any of the qualifications herein required, the auditor shall forthwith forfeit the office and the vacancy shall be filled as provided for herein. and The auditor shall be elected for a term of four years, excepting that at the first election under this charter the auditor shall be elected for a term of two years.

Sec. 87. Temporary inability.

If the auditor is unable to discharge the powers and duties of office, such inability being of temporary duration, the auditor, or the auditor's agent, shall transmit to the deputy auditor a signed, written declaration setting forth the reasons for such inability and the city clerk shall be notified of the same; provided that failure to do so shall not prevent the proper officer from performing the powers and duties of the office. During a period of temporary inability of the auditor, the powers and duties of the office of auditor shall devolve upon the deputy auditor, who shall be the acting auditor. Such declaration shall be in effect until such time as the declaration is rescinded in like manner, or six months have passed, or the office is vacated. For the purpose of this section, the auditor shall file with the city clerk a notarized statement, on a form prescribed by the city clerk, setting forth the name of one or more persons designated as the auditor's agent(s). The filing shall be made by the second meeting of council each January and may be amended at any time.

Sec. 87-1. Permanent inability.

If the auditor has been unable to discharge the powers and duties of office for ninety consecutive days, and no written declaration of temporary inability was in effect during such ninety consecutive days, such act shall work a forfeiture of office and the deputy auditor shall request that the appropriate official commence in the appropriate court an action in quo warranto to vacate the office. If judgment be made that the office be vacated, a successor shall be named as provided for in this charter.

Sec. 87-2. Successor to auditor.

If the auditor dies, resigns, is removed from office, ceases to hold any qualification for office, or the office is otherwise vacated or moves from the city during the term, a successor in office shall be appointed by council to serve until the first day of January following the next regular municipal election.

If such election be the time for the regular election of the auditor, an auditor shall then be elected to serve for a term of four years; otherwise, for the unexpired term.

~~Sec. 145. [Powers and duties; City bulletin.]~~

~~There shall be established by council a bureau of information and publicity under the supervision and control of the city clerk, who shall, in addition to other duties, compile an annual report giving a summary of the council proceedings and a summary of the operations of the administrative departments for the previous fiscal year; have charge of the editing, printing and distribution of all municipal records, reports and documents; collect and compile information and statistics concerning all departments and offices of the city, and other municipalities; and publish weekly the City Bulletin, which shall contain the transactions and proceedings of the council, the legal advertising of the city and such other information relating to the affairs of the city as shall be determined by ordinance. The City Bulletin shall be published, distributed or sold in such manner and on such terms as the council may determine. No unofficial advertisement shall be published in the City Bulletin, nor shall the City Bulletin be used to promote the candidacy of any person, or be used as a medium for any personal controversy.~~

Sec. 227. Interest in contracts or supplies. Prohibited actions by public officials.

Unless otherwise provided by this charter or ordinance of council, general laws of the state pertaining to prohibited actions by public officials, as established in chapter 2921 of the Ohio Revised Code, or a successor thereto, shall apply to the officers and employees of the city. Such prohibited actions include, but are not limited to, unlawful interest in public contracts, theft in office, soliciting or accepting improper compensation, and bribery. No officer or employee of the city shall have any beneficial interest, which interest accrues to the employee or officer by virtue of office or employment, in any contract with the city, or in the sale to the city of any supplies, material, service or land, except on behalf of the city as an officer or employee. Any willful violation of this section shall constitute malfeasance in office, and any such officer or employee shall thereby forfeit office or employment.

Sec. 239. Public records.

The records of the city shall be made available to the public in accordance with general laws of the state.

Sec. 240. Open meetings.

The public bodies of the city shall hold all meetings in accordance with the general laws of the state pertaining to open meetings. In addition to those entities defined as public bodies in the general laws of the state, an entity of the city shall be considered a public body for purposes of this section if its members are appointed by an officer of the city, and the entity has been established and its members appointed for the sole purpose of advising any officer or decision-making body of the city.

# 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:** In determining the lowest bid for a contract the local bidder credit will not be applied.

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 - July 30, 2014 3:00 pm

SA005506 - SWWTP CORROSION PREVENT COATING PHASE 3

BID NOTICES - PAGE # 1



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Paper proposals will be received by the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage, at 910 Dublin Road, 4th Floor, Columbus, Ohio until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road at 3:00 P.M. local time on July 30, 2014 for Southerly Wastewater Treatment Plant, Corrosion Prevention and Protective Coating Systems, Phase 3, CIP 650368-100003, Contract S83. The work for which proposals are invited consists of: surface preparation and painting of exterior/interior buildings and process piping/equipment, pipe/equipment demolition, steam piping installation and expansion joint replacement, pipe insulation, repair of leaky concrete expansion joints and cracks, asbestos removal, replacement of lighting, foul air piping installation and other miscellaneous work at the Southerly Wastewater Treatment Plant; and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

Copies of plans and specifications are available for viewing at the following locations:

1. Division of Sewerage and Drainage, Treatment Engineering, 1250 Fairwood Avenue, Room 0020, Columbus, OH 43206-3372.
2. Office of Chester Engineers, 88 East Broad Street, Suite 1980, Columbus, OH 43215.

Copies of the Bidding Document packet may be purchased from Key Blue Prints, 195 E. Livingston Ave, Columbus, OH, upon payment of \$90, available as of July 2, 2014. No refunds will be made. Checks / payment shall be made payable to Key Blue Prints. The Bidding Document packet will include one printed copy of the half size Contract Drawings and one printed copy of Volumes I through III of the project manual.

Questions must be in writing, by courier, personal delivery, by fax, or by email and can be submitted to J. Aaron Lecklider, PE, Chester Engineers, 88 E. Broad Street, Suite 1980, Columbus, OH 43215, [alecklider@chesterengineers.com](mailto:alecklider@chesterengineers.com). Questions must be received by noon on July 23, 2014.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project as outlined in the advertisement for bids.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

**PROPOSAL GUARANTY**

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

**PREVAILING WAGE RATE**

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614)644-2239. The City recommends the Prime Contractor obtain the completed Prevailing Wage affidavit from all subcontractors upon completion of the sublet portions of the work, and prior to providing final payment to subcontractors.

**CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2012 edition, will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance

**PRE-BID CONFERENCE**

There will be an optional pre-Bid conference held at the Southerly Wastewater Treatment Plant, Administrative Conference Room, 6977 South High Street (U.S. Route 23), Lockbourne, OH 43137, on July 16, 2014 at 9:30 am. Following the pre-bid conference, a tour will be given to allow Bidders to inspect the Project area and facilities. Bidders are encouraged to attend and participate in the conference and walk-through tour. Bidders will be charged with knowing whatever was discussed in the pre-bid in preparing and submitting their bid.

**CONTRACT COMPLETION**

The work under this contract shall be completed in a manner acceptable to the City within 280 days after the date of the Notice to Proceed.

**BID CANCELLATION AND REJECTIONS**

The Director of Department of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 180 days after the bid opening, and/or advertise for new bids, without liability to the City.

**CONTRACT COMPLIANCE REQUIREMENTS**

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged.

On the following pages, bidders shall identify all subcontractor(s) to whom they propose to subcontract any part of this project on which they are bidding/proposing. All bidders shall include in their bid/proposal, the anticipated cost and scope of work that will be performed by all subcontractor(s), along with their contract compliance number(s).

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has not been updated within 7 business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All contractors and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO for assistance with identifying potential Minority contractors. Information on contract compliance certification is available at <http://eboco.columbus.gov>.

Equal Business Opportunity Commission Office  
1393 E. Broad Street, 2nd Floor  
Columbus, Ohio 43215  
(614) 645-4764  
MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203

**CONSTRUCTION PREQUALIFICATION**

Effective January 01, 2015 (per Section 329.21(g)); Only potential bidders prequalified responsible or prequalified provisionally responsible may be awarded a contract for city construction service work. Only licensed construction trade subcontractors prequalified responsible or prequalified provisionally responsible may subcontract or perform on city construction service work. No business entity prequalified not responsible may receive or perform city construction service work.  
<http://www.columbus.gov/prequalification.aspx>

Office of Construction Prequalification  
90 West Broad Street Suite 108  
Columbus, OH 43215  
Office : 614-645-0359  
Fax : 614-645-5818  
<http://www.columbus.gov/prequalification.aspx>  
ORIGINAL PUBLISHING DATE: July 08, 2014

BID OPENING DATE - July 31, 2014 11:00 am

SA005504 - Solids Handling Pumps

BID NOTICES - PAGE # 4

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids for the purchase of two (2) 4" Solids Handling Pumps and two (2) 3" Solids Handling Pumps to replace Wemco model "C" 4" pumps, Serial number 02DW03964-01-08; and two (2) Wemco model "C" 3" pumps, Serial number 02DW03770-01-12 at the Jackson Pike Wastewater Treatment Plant.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of four (4) pumps as specified. The winning bidder will provide all materials, parts lists, and exploded view diagrams; all installation requirements will be handled by the City of Columbus. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The Pump offeror must submit an outline of its experience and work history in experience in providing Solids Handling Pumps and shall show evidence of at least 5 installations in satisfactory service.

1.2.2 Bidder References: The Pump offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on Monday, July 21, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on Thursday, July 24, 2014. See Section 3.2.3 for additional details.

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: July 08, 2014

SA005502 - Purge and Trap Concentrator/Autosampler

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**1.0 SCOPE AND CLASSIFICATION**

1.1. Scope: The City of Columbus Division of Sewerage and Drainage intends through this solicitation to purchase for immediate delivery a Purge & Trap Concentrator/Autosampler System that will be used for volatile organic analysis of domestic wastewaters, industrial wastes, and sewage sludges.

1.2. Classification: The selected bidder will deliver and install the Purge & Trap Concentrator/Autosampler System. Included in the system will be one (1) purge and trap concentrator and one (1) 100% compatible autosampler. This system must be compliant with EPA methodologies and . This system must be compliant with EPA methodologies and fully functional interfaced to a Perkin Elmer Clarus 680 GC/MS system. System must be installed by authorized contractor service personnel and installer must demonstrate successful operation. Awarded bidder will provide installation, training, and 1 year warranty.

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: July 03, 2014

SA005507 - HEWLETT PACKARD COMPUTERS & ACCESS. UTC

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) and all other City agencies with a Universal Term Contract (UTC) to purchase Hewlett Packard hardware and maintenance as defined in these specifications. The proposed contract will provide for the purchase of multiple preconfigured Hewlett Packard hardware items and Hewlett Packard Catalog listed items and maintenance for the City of Columbus network infrastructure. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder after a purchase order for the listed items is issued. The proposed contract can potentially be in place through April 30, 2017.

1.2 Classification: The City is looking for offerors with a Hewlett Packard certified reseller partnership. The bidder shall submit pricing on the preconfigured items listed and a discount from Hewlett Packard's published website. The contract(s) resulting from this bid proposal will provide for the option of the purchase and delivery of preconfigured Hewlett Packard hardware items and Hewlett Packard Catalog listed items and maintenance.

1.2.1 Bidder experience: Offeror shall document and submit with the bid their ability to provide the City preconfigured HP hardware items and HP Catalog listed items and maintenance.

1.2.2 Bidder References: The bidder must provide references to verify its capabilities, experience, and work history in HP hardware items and HP Catalog listed items and maintenance for the past five years.

1.2.3 Specification Questions: In order to enable accurate communication in respect to this ITB, to provide offerors the opportunity to seek clarification on any matters pertaining to the ITB requirements, and to enhance the offerors understanding of the City's needs, questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on Wednesday July 16, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 5:00 p.m. (local time) on Wednesday July 21, 2014. E-mails containing the written questions should include the Solicitation number and Title in the subject line.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 22, 2014

SA005500 - FLEET/ SKID STEER LOADER

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus Division of Fleet Management to obtain formal bids to establish a contract for the purchase and immediate delivery of one (1) skid steer loader.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) skid steer loader. All offerors must document a skid steer loader certified reseller partnership. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The skid steer loader offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The skid steer loader and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on July 21, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 5:00 p.m. (local time) on July 23, 2014.

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: July 24, 2014

SA005499 - REMANUFACTURED TONER CARTRIDGES UTC

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) and all other City agencies with a Universal Term Contract (UTC) to purchase remanufactured toner cartridges, printer maintenance, and new OEM cartridges not available in the remanufactured market. The City estimates it will spend approximately four hundred and fifty thousand dollars (\$450,000.00) annually under the terms of the resulting contract(s) to maintain approximately 900 devices. The proposed contract can potentially be extended through September 30, 2017.

1.2 Classification: The bidder will provide a published catalog and/or price list (written or electronic) for the cartridges and services requested herein. The contract(s) resulting from this bid proposal will provide for the option of the purchases and delivery of the cartridges, replacement parts, and services listed in the catalog/price list. Bidders must demonstrate experience in providing this type of goods and services.

1.2.1 Specification Questions: In order to enable accurate communication in respect to this ITB, to provide offerors the opportunity to seek clarification on any matters pertaining to the ITB requirements, and to enhance the offerors understanding of the City's needs, questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on Friday July 18, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 5:00 p.m. (local time) on Wednesday July 23, 2014. E-mails containing the written questions should include the Solicitation number and Title in the subject line.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 09, 2014

SA005510 - R&P Fabrication Custom Bike Racks



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Professional Services  
REQUEST FOR PROPOSAL  
Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Department Administrative Office, 1111 E. Broad Street, Columbus, OH 43205, until 4:00 PM, Thursday, July 31st, 2014 for:

**FABRICATION AND INSTALLATION OF ARTIST DESIGNED BIKE RACKS**

Five (5) copies of each proposal are required for submittal.

Consultant shall provide professional services for the fabrication and installation of artist designed bike racks at various locations in the City of Columbus. Services shall include coordination with the artists, preparation of shop drawings, metal fabrication and finishing, and installation on concrete pads.

Project Budget: \$72,000 including consultant fees, fabrication, and installation.

The format for procurement of these services will be per Section 329.12 of the Columbus City Code.

Initial screening will be based on the following criteria:

1. Experience of the Consultant as related to this type of work.
2. Qualifications of key personnel who will be involved with this project.
3. Quality of work previously performed by the consultant for this Department, other City Agencies and other previous clients.

Interested firms should apply to the Recreation and Parks Department with the following information:

1. Firm name, address, telephone number and contact person.
2. Year established.
3. Types of services for which it is qualified.
4. Names of principals in the firm with professional registrations.
5. Names and experience of key personnel assigned to this project.
6. Outside consultants, if any, who will be used on this project.
7. MBE/FBE participation in the project.
8. List of completed projects of similar nature with contact person for each.
9. City of Columbus Contract Compliance Certification Number or copy of completed application.
10. Estimate of Fee range for the work along with billing rates for the key personnel involved.

RFP Information Packet for this project and plans of the project sites are available from 8 A.M. to 5 P.M., Monday through Friday, beginning Monday, July 14, 2014, at the Administrative Office, 1111 E. Broad Street, Columbus, OH 43205.

All questions regarding the submittal should be directed to Jeff Anderson, Recreation and Parks Department, 614-645-3307, [jsanderson@columbus.gov](mailto:jsanderson@columbus.gov).

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

All consultants will be subject to the provisions of the City of Columbus, Contract Compliance Program regarding equal employment opportunity.

Karla Rothan, President                      Alan D. McKnight, Director  
Recreation and Parks Commission      Recreation and Parks Department

Advertisement Dates: 07/12/2014, 07/19/2014  
ORIGINAL PUBLISHING DATE: July 12, 2014

**BID OPENING DATE - August 1, 2014 3:00 pm**

SA005508 - GENERAL ARCHITECTURAL SERVICES-DOW

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR PROPOSALS  
FOR PROFESSIONAL SERVICES FOR  
GENERAL ARCHITECTURAL SERVICES - DIVISION OF WATER  
FOR THE CITY OF COLUMBUS

The City of Columbus, Ohio is soliciting Requests for Proposals (RFPs) from experienced professional consulting/engineering firms to provide full-service assistance to the City for General Architectural Services for the Division of Water of the Department of Public Utilities. The selected professional service firm will provide general architectural services on an "as-needed" basis. The contract to be awarded for these services will be in the amount of \$200,000.00, funded for a minimum one year period (or until all funds are expended), with renewal options for two additional contract modifications. All modifications will be legislated by the end of 2018. The project is identified as General Architectural Services - Division of Water, Project Number 690542-100000, Contract Number 2065.

The Division of Water presently manages administrative offices at Dana Rinehart Utilities Complex, 3500 Indianola Ave. and 3568 Indianola Ave., administrative and maintenance facilities at Hoover Reservoir, maintenance facilities at Griggs Reservoir, a maintenance facility in Bellpoint, Ohio, three surface water sources, three dams, five collector wells, one supplemental supply quarry, two raw water pumping stations, two surface water treatment plants, one ground water treatment plant, one Upground Reservoir, one sludge disposal quarry and 14 stand-alone Columbus owned Water Booster Stations.

General Architectural Services for the Division of Water may include but not be limited to providing architectural services, civil engineering (as related to architectural/facilities work), structural engineering, mechanical engineering, electrical engineering, environmental engineering, asbestos abatement, geotechnical, surveying, and easement preparation services for various projects involving the facilities managed by the Division of Water. Note that the Division of Water also manages a General Engineering Services contract that would be used to address most engineering needs. The engineering services that would be included in the General Architectural Services agreement would be ancillary to architectural services provided.

Projects requiring General Architectural Services may consist of but not be limited to

- conducting research, investigations, tests, and analysis
- making evaluations and recommendations
- developing architectural designs
- preparing technical reports, drawings, specifications, and design documents
- preparing bid and construction contract documents
- providing technical and administrative services for bid and construction phase activities
- providing resident project inspection

Note: A consultant not actively involved in the project design and development may be commissioned to perform everyday construction inspection and administration services.

Project security and confidentiality with respect to DOW records is a critical component of this work. All relevant information shall be considered as "Official Use Only (OUO)" and shall be appropriately secured.

Selection of professional services shall be in accordance with Section 329.14 of Columbus City Codes, 1959, utilizing the Department of Public Utilities Request for Proposals (RFP) process. This process is

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

generally as follows:

1. RFP prepared and advertised by the Department.
2. All offerors are required to obtain an information package containing instructions on the expected format for the proposals, and other project related information. These may be obtained at:

Division of Water  
Water Supply Group - Technical Support Section  
910 Dublin Road, 2nd Floor  
Columbus, Ohio 43215

Information packages will be available beginning Friday July 11, 2014. There is no charge for the information package. Consultants, who prefer information packages to be shipped by Fed Ex, shall provide a Fed Ex account number for payment of shipping charges. Send request via email to Miriam Siegfried, P.E., Technical Support Section, at [mcsiegfried@columbus.gov](mailto:mcsiegfried@columbus.gov). For security reasons, information packages will not be transmitted via e-mail.

3. Proposals will be received by the City until 3:00 pm, Friday August 1, 2014. No proposals will be accepted thereafter. Address Proposals to:

Department of Public Utilities  
Division of Water  
Miriam C. Siegfried, P.E.  
910 Dublin Road, 2nd floor  
Columbus, Ohio 43215

4. Five (5) copies of the proposal documents, each limited to no more than 30 double-sided pages (8.5"x11") in length with minimum 12 point font, shall be submitted in a sealed envelope(s) or box(s) to Miriam C. Siegfried at the address listed above. The envelopes (or box) shall be clearly marked on the exterior to denote both the names of the submitting firm and the particular professional services contract for which the qualifications are offered.

5. The Department Evaluation Committee may request that some offerors make a presentation to the Committee to elaborate on their proposals. Offerors will be notified of the invitation to a presentation interview and will be given sufficient time to prepare for the presentation.

6. The Committee shall rank all offerors based upon the evaluation criteria specified herein and any revisions thereto.

7. The Department shall enter into contract negotiations with the offerors in order of rank.

Any agreement or contract entered into will be in accordance with the provisions of Chapter 329 of Columbus City Codes, 1959, the standard agreements for professional services of the Division of Water, and all other applicable rules and regulations.

All questions shall be submitted in writing by 3:00 pm Wednesday, July 23, 2014 to Miriam C. Siegfried,

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

P.E. Technical Support Section, Division of Water, 910 Dublin Road, Columbus, Ohio 43215, or by fax (614) 645-6165, or by e-mail (mcsiegfried@columbus.gov ). All questions and responses will be shared with all parties obtaining a project information package.

Greg J. Davies, DIRECTOR  
Department of Public Utilities

City Bulletin Publication Dates  
July 19, 2014  
July 26, 2014

**NOTICE OF EQUAL BUSINESS OPPORTUNITY REQUIREMENTS**

The City of Columbus encourages the participation of City certified minority and female business enterprises. All bidders/offerors shall identify all subcontractor(s) who will perform any type of contracting on City bid/proposal(s). All bidders/offeror(s) shall include in their bid/proposal response the anticipated cost and scope of work performed by all subcontractor(s), along with their contract compliance number(s). If the bidders/offerors do not have minority/female business participation in the bid/proposal an explanation must be given and included with the bid/proposal in order to satisfy this requirement.\*

All bidders/offerors and subcontractors that do not have (1) an application in their bid/proposal(s) to secure a contract compliance number or (2) a valid contract compliance number at the time the bid/proposal is submitted the bid/proposal will be deemed non-responsive and will not be considered.

Expired contract compliance numbers will be given 7 business days after the submittal date to update their contract compliance information. If information has not been updated after 7 business days the bid/proposal will be deemed non-responsive and will no longer be considered.

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO for assistance with identifying potential M/FBE contractors or to check the status of your contract compliance number.

Equal Business Opportunity Commission Office  
1393 E. Broad Street, 2nd Floor  
Columbus, Ohio 43205  
(614) 645 -4764

M/FBE Certification	Tia Roseboro	645-2203
Contract Compliance	Tia Roseboro	645-2203

\*While the participation and/or partnering of certified minority and female owned businesses is encouraged the level of minority and female participation will not be a condition of the bid award.

**ENVIRONMENTAL MANAGEMENT SYSTEM**

1. Environmental Policy

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

The Consultant shall review the City of Columbus Department of Public Utilities (DPU) Environmental Policy and shall make its employees and subcontractors performing work on behalf of DPU aware of the policy. The policy is posted on the DPU's EMS webpage at [ems.columbus.gov](http://ems.columbus.gov).

2. Environmental Management System Awareness

The Consultant shall review the document entitled "DPU Consultant/Contractor/Vendor Environmental Management System Awareness Procedure." This procedure is posted on the DPU's EMS webpage at [ems.columbus.gov](http://ems.columbus.gov).

3. Record-Keeping

The Consultant shall maintain any and all records necessary to demonstrate compliance with the requirements of this Special Provision and shall provide such records to the DPU upon request.

**EVALUATION CRITERIA**

The Request for Proposals submittal must include information to address each of the criteria as listed below. Submissions will be evaluated by the evaluation committee based on the following criteria and rating values

20 Points - Proposal Quality

- (5 points) Proposal Quality
- (5 points) Environmental Considerations
- (10 points) Multidisciplinary project team

20 Points Maximum for Experience of Team (Choose with or without Subconsultants below)

20 Points - Qualifications and Experience of Team Members with subconsultants

- (10 points) Prime's staff's qualifications and past experience on similar projects
- (5 points) Proposed subconsultants' qualifications and past experience on similar projects
- (5 points) Prime Consultants experience in managing sub-consultants

20 Points - Qualifications and Experience of Team Members without subconsultants

- (20 points) Prime's staff's qualifications and past experience on similar projects

20 Points - Ability to Perform Required Service Expeditiously

- (10 points) Anticipated workload of project team for contract period
- (10 points) Availability of project team for contract period

20 Points - Past Performance on Similar Projects, including demonstrated abilities to meet schedules and budgets

- (5 points) Past performance of project team on City of Columbus projects
- (5 points) Past performance of project team on projects for other entities
- (5 points) Demonstrated ability to meet schedules
- (5 points) Demonstrated ability to meet budgets

20 Points - Local Workforce

- (20 points) At least 90% of the Team's project labor costs are assignable to employees paying

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

City of Columbus income tax on the date proposal is submitted, or at least 90% of the Team's project labor costs are assignable to the office location within Franklin County if office established prior to 1995.

----- (15 points) At least 75% of the Team's project labor costs are assignable to employees paying City of Columbus income tax on the date proposal is submitted.

----- (15 points) At least 90% of the Team's project labor costs are assignable to employees paying assigned work in an office location within Franklin County, but outside Columbus Corporate Limits on the date proposal submitted

----- (10 points) At least 50% of the Team's project labor costs are assignable to employees paying City of Columbus income tax on the date proposal is submitted

Note: in the proposal, the consultant shall indicate their percentage of local workforce and show how this number was determined. The Team includes the prime consultants and sub-consultants.

100 TOTAL POINTS

ORIGINAL PUBLISHING DATE: July 10, 2014

SA005511 - EAB Tree Canopy Analysis

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Professional Services  
REQUEST FOR PROPOSAL  
Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Department ? Forestry Office, 1533 Alum Industrial Dr W, Columbus, OH 43209, until 3:00 P.M.EST , Friday, August 1, 2014:

EAB/ Tree Canopy Analysis

Five (5) bound copies and 1 CD (PDF) of each proposal are required for submittal.

Consultant shall provide services to

- 1) Provide a current baseline estimate of canopy cover, of a known and documented accuracy, for The City of Columbus (the project area).
- 2) Provide a comprehensive analysis of Columbus? baseline tree canopy, with a primary focus on ecosystem service benefits using the iTree suite of programs.
- 3) Estimate the % Canopy lost due to Emerald Ash Borer and the risk of additional canopy loss caused by other invasive pests in the regional area.
- 4) Identify land cover types and their percentages throughout the City of Columbus.
- 5) Identify areas in Columbus that would be eligible for additional tree plantings prioritized for mitigating urban heat island effects and optimizing storm water management. Including tree planting timetables needed to achieve a range of canopy coverage goals.
- 6) Estimate the invasive bush honeysuckle (*Lonicera mackii*) population living within the City of Columbus.
- 7) Develop a comprehensive canopy report that will clearly convey the current state of Columbus? tree canopy, will extoll the benefits of trees and can be used to garner support for canopy efforts in the future.

Project Budget: Not To Exceed \$100,000.00

The format for procurement of these services will be per Section 329.12 of the Columbus City Code.

Initial screening will be based on the following criteria:

1. Experience of the Consultant as related to this type of work.
2. Qualifications of key personnel who will be involved with this project.
3. Quality of work previously performed by the consultant for this Department, other City Agencies and other previous clients.
4. Current workload of Columbus City and similar projects.

Interested firms should apply to the Recreation and Parks Department with the following information:

1. Firm name, address, telephone number and contact person.
2. Year established.
3. Types of services for which it is qualified.
4. Names of principals in the firm with professional registrations.
5. Names and experience of key personnel assigned to this project.



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

6. Outside consultants, if any, who will be used on this project.
7. List of completed projects of similar nature with contact person for each.
8. MBE/FBE participation
9. Estimate of Fee range for the work along with billing rates for the key personnel involved.
10. City of Columbus Contract Compliance certification or copy of completed application.

RFP Information Packet for this project is included with the advertisement on City of Columbus Vendor Services or electronically sent by contacting [jasulak@columbus.gov](mailto:jasulak@columbus.gov)

All questions regarding the submittal should be directed to Joe Sulak, Columbus City Forester, Recreation and Parks Department, 614-645-6648 or [jasulak@columbus.gov](mailto:jasulak@columbus.gov)

All consultants will be subject to the provisions of the City of Columbus, Contract Compliance Program regarding equal employment opportunity.

Karla Rothan, Chairman Recreation and Parks Commission	Alan D. McKnight, Director Recreation and Parks Department
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Advertisement Date: 7/15/2014  
ORIGINAL PUBLISHING DATE: July 24, 2014

SA005497 - Whitman Rd. Stormwater System Improv.

SCOPE: The City of Columbus, Ohio is inviting professional engineering consulting firms, or teams including such firms, to submit Proposals to furnish professional services for the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage (DOSD), for Capital Improvements Project Number 610053-100000 Whitman Road Stormwater System Improvements 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 4:30 P.M. on Friday, August 1, 2014.  
ORIGINAL PUBLISHING DATE: July 01, 2014

BID OPENING DATE - August 7, 2014 11:00 am

SA005505 - Multistage Centrifugal Blower

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase and delivery of a Gardner Denver Multistage Centrifugal Blower, Model 74107-AD01 with oil lubrication, or approved equal. The equipment will be used at the Southerly Wastewater Treatment Plant.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of all materials listed in these specifications. All installation requirements will be handled by the City of Columbus staff. Bidders are required to show experience in providing this type of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

1.2.2 Bidder References: The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on Monday, July 28, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on Thursday, July 31, 2014. See Section 3.2.3 for additional details.

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: July 08, 2014

SA005509 - NEC PHONE SYSTEM UPGRADE/SOUTHERLY

<p>THE CITY BULLETIN BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS</p>
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1.0 SCOPE & CLASSIFICATION

1.1 Scope

The City of Columbus, Department of Public Utilities, Division of Sewers and Drains intends to upgrade the existing NEC NEAX2000 PBX's and Voicemail System with an NEC SV8300 and UM8000 Voicemail at the Southerly Waste Water Treatment Plant, 6977 S. High St, Columbus, OH 43223. All installation is to be completed by the awarded vendor.

1.2 Classification:

The City of Columbus, Division of Sewers and Drains will be reusing all existing analog telephones and station cabling infrastructure that is currently supporting the NEC NEAX2000 System.

Vendor will not be responsible for repairing or replacing any of the existing cable infrastructures within the facility.

The City of Columbus, Division of Sewers and Drains will be retaining the existing NEAX2000 System to be used as spare parts to support other locations that currently have the NEC NEAX2000 System installed.

The Department of Public Safety, Division of Support Services will be responsible for removing the old NEAX2000 System and all associated equipment related to the NEAX2000 system.

Vendor will program and connect to existing paging system; paging system is currently being used on the NEC NEAX2000 System.

1.2.1.1 Bidder experience: The bidder must submit an outline of its experience and work history in installation of telephone equipment and services for the past five years.

1.2.1.2 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on Monday, July 28, 2014. Responses (if any) will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on Wednesday July 30, 2014.

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: July 19, 2014

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA005503 - DPU/DOSD/ F550 W/ FLATBED BODY & CNG ENG

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase of two (2) 2015 Ford F550 Crew Cab with a dedicated Compressed Natural Gas Engine and equipped with a Flat Bed body.. The truck will be used by the Sewer Maintenance Operations Center.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of two (2) 2015 Ford F550 Crew Cab with a dedicated Compressed Natural Gas Engine and equipped with a Flat Bed body. All offerors must document a Ford F550 with a dedicated Compressed Natural Gas Engine certified reseller partnership. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The truck offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The truck and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on July 21, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 5:00 p.m. (local time) on July 25, 2014. See Section 3.2.4 for additional details.

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: July 23, 2014

SA005524 - DPU S&D / HEAT EXCHANGERS

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**Scope:** It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase and delivery of two (2) Industrial Heat Exchangers X-Changer Model TV-225, part number 40926. The equipment will be used at the Southerly Wastewater Treatment Plant to replace leaking heat exchangers in the gas compressors.

**Classification:** The contract resulting from this bid proposal will provide for the purchase of all materials listed in these specifications and the delivery of these materials.

**Bidder Experience:** The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

**Bidder References:** The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity and cost to the requirements of this specification

**ORIGINAL PUBLISHING DATE:** July 23, 2014

**SA005518 - WINTER WEAR AND RAINGEAR UTC**

**1.1 Scope:** It is the intent of the City of Columbus to obtain formal bids to establish universal term contract(s) with a "Catalog" firm offer for the sale of Winter Wear and Raingear for City employees. The bidder shall submit its standard published catalog(s) and price lists. The proposed contract shall be in effect from the date of execution by the City to and including October 31, 2016.

**1.2 Classification:** Items to be purchased will consist of Carhartt, Bulwark, and Occunomix winter wear and NASCO and River City raingear, with optional patches. Bidders are requested to supply prices for individual items and discounts off of published catalog pricing. The supplier must have a facility located within the City of Columbus and/or Franklin County.

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:** July 22, 2014

**BID OPENING DATE - August 12, 2014 11:00 am**

**SA005516 - R&P Northbank Storage & Genoa Restroom**

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**ADVERTISEMENT FOR BIDS**

Paper proposals will be received by the City of Columbus, Department of Recreation & Parks, Division of Planning & Design, at 1111 East Broad Street, Columbus, OH 43205 until 11:00 A.M. local time on Tuesday August 12th, 2014, and publicly opened and read immediately thereafter for:

North Bank Storage Addition &  
Genoa Park Restrooms

The work for which proposals are invited consists of: Construction of a new 500 square foot freestanding Storage Building at North Bank Park and the removal and replacement of the existing roofs on the two restroom buildings at Genoa Park and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents. The North Bank Storage Building is a masonry building with wood trusses and a copper roof to match the existing adjacent Pavilion building. The new roofs on the Genoa Park Restroom buildings will be prefinished aluminum.

Copies of plans and specifications will be available on Monday July 21, 2014 at ARC, 1159 Dublin Road, Columbus, OH 43215, upon a non-refundable payment per bid set to ARC. Bidders may contact ARC at (614) 224-5149 or via their website [www.e-arc.com](http://www.e-arc.com) for the cost of bid sets. Questions must be emailed and can be submitted to Rogers Krajnak Architects Inc. attn: Craig M. Vander Veen, [cvanderveen@rogerskrajnak.com](mailto:cvanderveen@rogerskrajnak.com). Questions must be received by (noon on Tuesday August 5, 2014.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project on the proper forms, P-1 through P-49, in a sealed envelope marked North Bank Storage Addition & Genoa Park Restrooms.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in these Contract Documents refer to City of Columbus, Ohio Construction and Material Specifications (CMS), 2012 edition<sup>1</sup> and will become part of the terms and conditions of the contract to be awarded. Hard copies of this

<sup>1</sup> Some bids may refer back to the 2002 edition. For these bids, all sections of the 2002 edition of the CMS are

applicable except for section 100, in which case the 2012 edition supersedes.

P-6

document are available for examination or purchase at the Department of Public Service, 109 N. Front St, 3rd Floor, Room 301, Columbus, Ohio 43215 (614) 645-8376, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215, (614) 645-6141. An electronic version of the document can be viewed at

<http://publicservice.columbus.gov/DocListing.aspx?id=47645>

**PROPOSAL GUARANTY**

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

financial statement, and current Ohio Department of Insurance Certificate of Compliance.

**PREVAILING WAGE RATE**

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

**CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2012 edition, will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

**PRE-BID CONFERENCE**

A Pre-Bid Conference will be held on Tuesday July 29 at 10:00am at the North Bank Park Pavilion located at 257 West Spring Street, Columbus Ohio 43215. Bidders are strongly encouraged to attend. Failure to not attend will not disqualify a Bidder. However, Bidders shall comply with and be responsible for bid specification information discussed at the pre-Bid Conference.

**CONTRACT COMPLETION**

The City anticipates issuing a notice to proceed within 6 to 8 weeks from the bid opening. All work is to be complete and Occupancy Permit obtained by April 30th, 2015.

ORIGINAL PUBLISHING DATE: July 19, 2014

**BID OPENING DATE - August 13, 2014 3:00 pm**

SA005520 - South Linden Alleys Install Overhead Lig

<p>THE CITY BULLETIN BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS</p>
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Paper proposals will be received by the City of Columbus, Department of Public Utilities, Division of Power at 910 Dublin Road, 4th Floor, Columbus, Ohio until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road, 1st Floor Auditorium, Columbus, Ohio at 3:00 P.M. local time on Wednesday August 13, 2014 for South Linden Alleys), UIRF # 440007-100005. The work for which proposals are invited consists of: the installation of 120 volt overhead lighting in the South Linden Alley area, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

Copies of plans and specifications are available to prospective bidders at the Utility Permit Office, 3rd Floor, 910 Dublin Road, Columbus, Ohio, 43215. The first bid set is free, additional sets will be \$25 (no partial sets).

Questions must be received by email and can be submitted to Scott Wolfe at sawolfe@columbus.gov. Questions must be received by noon on Monday August 4, 2014.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project as outlined in the advertisement for bids.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

#### CONSTRUCTION AND MATERIAL SPECIFICATIONS

Unless otherwise specified or modified by special provisions contained herein, the City of Columbus, Ohio Construction and Material Specifications (CMS), 2012 edition will become part of the terms and conditions of the proposal and the contract to be awarded. Hard copies of this document are available for examination or purchase at the Department of Public Service, 50 W. Gay St., First Floor, Room 100, Columbus, Ohio 43215 (614) 645-8376, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215, (614) 645-6141. An electronic version of the document can be viewed at <http://columbus.gov/Templates/Detail.aspx?id=65097>

#### PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

#### PREVAILING WAGE RATE

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239. The City recommends the Prime Contractor obtain the completed Prevailing Wage affidavit from all subcontractors upon completion of the sublet portions of work, and prior to providing final payment to subcontractors.



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2012 edition, will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance

**PRE-BID CONFERENCE**

There will be no Pre-Bid conference for this project.

**CONTRACT COMPLETION**

The work under this contract shall be completed in a manner acceptable to the City within 180 calendar days after the date of the Notice to Proceed.

**BID CANCELLATION AND REJECTIONS**

The Director of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 180 days after the bid opening, and/or advertise for new bids, without liability to the City.

**CONTRACT COMPLIANCE REQUIREMENTS**

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged.

On the following pages, bidders shall identify all subcontractor(s) to whom they propose to subcontract any part of this project on which they are bidding/proposing. All bidders shall include in their bid/proposal, the anticipated cost and scope of work that will be performed by all subcontractor(s), along with their contract compliance number(s).

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has not been updated within 7 business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All contractors and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO for assistance with identifying potential Minority contractors. Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office  
1393 E. Broad St., 2nd Floor  
Columbus, Ohio 43205  
(614) 645-4764  
MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**CONSTRUCTION PREQUALIFICATION**

Effective January 01, 2015 (per Section 329.21(g)); Only potential bidders prequalified responsible or prequalified provisionally responsible may be awarded a contract for city construction service work. Only licensed construction trade subcontractors prequalified responsible or prequalified provisionally responsible may subcontract or perform on city construction service work. No business entity prequalified not responsible may receive or perform city construction service work.

<http://www.columbus.gov/prequalification.aspx>

Office of Construction Prequalification

90 West Broad Street Suite 108

Columbus, OH 43215

Office : 614-645-0359

Fax : 614-645-5818

<http://www.columbus.gov/prequalification.aspx>

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: July 22, 2014

**BID OPENING DATE - August 14, 2014 11:00 am**

SA005517 - FIRE SAFE HOUSE TRAILER

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Fire, to obtain formal bids to establish a contract for the purchase of one (1) "Safe House" tow behind trailer equipped for use in training the public about fire safety.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) tow behind "Safe House" trailer engineered and constructed with specialized equipment and systems for the demonstration of fire safety. The apparatus and all major components shall be manufactured in North America. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The Fire Safe House equipment offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past ten years.

1.2.2 Bidder References: The Fire Safe House equipment and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on August 4, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on August 7, 2014. See section 3.2.4 for additional details.

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: July 22, 2014

SA005512 - GROUNDS EQ & SMALL ENGINE PARTS UTC

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus to establish option contract(s) with a "Catalog" firm offer for sale of various OEM Grounds Equipment and Small Engine Parts, Supplies and Accessories of the manufacturers listed for the Fleet Management Division the major user and all City Divisions. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder(s) after a purchase order is issued. The City estimates it will spend approximately one hundred seventy-two thousand dollars (\$172,000.00) annually under the terms of the resulting contract(s) through November 30, 2016.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option of the purchase and delivery of OEM Parts, Supplies and Accessories for various City grounds equipment and small engines per bid document. The bidder shall submit a firm, fixed discounts (or mark-up, if applicable) to the listed prices for each standard published price list(s) catalog (or web catalog) they wish to bid. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder after a purchase order for the listed items is issued. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The Grounds Equipment and Small engine Parts offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The Grounds Equipment and Small Engine Parts and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

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: July 17, 2014

SA005523 - RENTAL OF LINEN UTC

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus, Division of Fire, to enter into a Universal Term Contract for the rental and delivery of linens for use in various fire houses located in the City of Columbus, Division of Fire. It is estimated that ninety-thousand dollars (\$90,000.00) will be spent annually on this contract. The proposed contract will be in effect from the date of execution by the City to and including September 30, 2016.

1.2 Classification: The contract resulting from this bid proposal will provide for the option of rental and delivery of bed linens, bath towels, wash cloths and kitchen towels/bar mops on a weekly basis for use in various fire houses in the City of Columbus. The contractor shall furnish clean, properly maintained linen in accordance with these specifications. No soiled or torn linens will be accepted.

1.2.1 Bidder Experience: The bidder must submit an outline of its experience and work history in supply rental linens for the past five (5) years.

1.2.2 Bidder References: The bidder shall have documented proven successful contracts from at least four (4) customers that the bidder supports that are similar in scope, complexity and cost of the requirements of the specification.

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: July 24, 2014

BID OPENING DATE - August 15, 2014 2:00 pm

**SA005514 - FLEET / UNARMED SECURITY GUARD SERVICES**

1.1 Scope: It is the intent of the City of Columbus, Fleet Management Division to obtain formal bids to establish a contract for the purchase of Unarmed Security Guard Services for use at 4211 Groves Road from date of execution through October 31, 2016.

1.2 Classification: Proposals will be evaluated by a team to determine most responsive, responsible and best bid by using the submitted information from each bidder. The role of the evaluation team is to recommend an award that is most responsive to the City of Columbus

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 17, 2014

BID OPENING DATE - August 18, 2014 1:00 pm

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA005521 - OCM-PS A/E CONSULTING SVS FOR FS16

ADVERTISEMENT FOR BIDS

REQUEST FOR STATEMENTS OF QUALIFICATION (RFSQ) FOR:  
PROFESSIONAL ARCHITECTURAL/ ENGINEERING CONSULTING

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain Request for Statements of Qualifications (RFSQ) to establish a contract for PROFESSIONAL ARCHITECTURAL/ENGINEERING CONSULTING SERVICES pertaining to Fire Station 16.

1.2 Classification: The scope of the work shall include space planning, design, engineering and contract administration services for the relocation of Fire Station 16 to a specific location yet to be determined. Possible demolition at the new location might be required as part of the scope of work. The new constructed building shall be modern and meet current standards of the City of Columbus Department of Safety.

1.3 Deadline for questions is Monday, August 4, 2014 at 12:00 p.m. Contact Jennifer Henderson with the Office of Construction Management via email ([jrhenderson@columbus.gov](mailto:jrhenderson@columbus.gov)) or fax (614-645-0254) only.

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: July 22, 2014

BID OPENING DATE - August 20, 2014 3:00 pm

SA005452 - CONS: DRWP ION EXCHANGE PLANT RELIAB UPGR

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Sealed proposals will be received by the City of Columbus, Department of Public Utilities, Division of Water, at 910 Dublin Road, Room 4015 Columbus, Ohio until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road, First Floor Auditorium, thereafter on August 20, 2014 for Dublin Road Water Plant, Treatment Capacity Increase, Ion Exchange and Plant Reliability Upgrades, Contract No. 1009 Part 4, Project No. 690428-100005. The work for which proposals are invited consists of: Construction of new Ion Exchange Facility together with connecting channels and pipe systems; provision of 18 ion exchange vessels and related chemical /regeneration equipment; upgrades and replacement of plant electrical system equipment; building construction; provision and installation of raw and high service pumping equipment; construction of liquid chemical storage and feed systems; electrical systems as required for the improvements; heating, ventilating, and air conditioning; plumbing; instrumentation and controls; associated site work; paving of Twin Rivers Drive Extension and all other such work as may be necessary to complete the Contract in accordance with the plans and specifications set forth in the Bid Documents.

Bidding Documents may be examined at the following locations:

1. Division of Water, Office of Water Supply & Treatment Coordinator, Utilities Complex-910 Dublin Road, 2nd Floor, Columbus, OH 43215.
2. CH2M HILL, 1103 Schrock Road, Suite 400, Columbus, OH 43229.
3. URS Corporation, 277 West Nationwide Boulevards, Columbus, Ohio 43215 2566.

Copies of bidding documents may be obtained on June 2, 2014 by contacting the Design Professional, CH2M HILL, (Telephone 614 888 3100 or Fax 614-888-0043) and providing the following information:

1. Contact information including name, address, phone, email and website address.
2. City of Columbus Contract Compliance Number (or copy of completed application) or Federal Tax ID.
3. Identify requester's trade or interest as being one of the following: Bidder, Subcontractor, or Material Supplier.

The Design Professional will issue bidding documents as follows:

1. Prime Bidders and Major Subcontractors may receive one (1) set of paper bidding documents and one (1) printable CD. Deposit for all of these materials will be \$2,000 in the form of a company check with an expiration of no less than 120 days after issuance or a certified check. In addition, a non-refundable check in the amount of \$750.00 shall be made payable to "CH2M HILL." A Major Subcontractor is any subcontractor that may provide a significant amount of work on the project.
2. Prime Bidders and Major Subcontractors may make limited paper copies of sheets for distribution to minor subcontractors/suppliers to obtain prices for small and minor items that require application of one technical specification and not more than twenty (20) plan sheets or for work less than \$200,000. Prime Bidders and Major Subcontractors will maintain a Document Log to account for all distributed sheets. Document Log will include the date, name, contact information, business, sheets and specification provided.
3. Other subcontractors and suppliers may receive one (1) read-only, nonprintable CD. Deposit will be \$500.00 in the form of a company check with an expiration of no less than 120 days after issuance or a certified check. In addition, a non-refundable check in the amount of \$50.00 shall be made payable to "CH2M HILL".
4. Placement of bidding documents in whole or in part on an FTP site or other digital distribution of bidding documents is absolutely prohibited.
5. Deposits will be refunded upon return of the printed/electronic media and receipt of completed and attested Document Logs. Procedures are detailed in Section 00 20 00, Instructions to Bidders, and will be provided upon request to the Design Professional.
6. Bidding documents are property of the City of Columbus, and must be returned to the City. Forfeiture of deposits is not the only remedy the City has under law for failure to return the bidding documents. Noncompliance will cause violating plan holder to be placed on a watch-list to alert other City Departments

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

of bid process issues.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

**PROPOSAL GUARANTY**

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

**PREVAILING WAGE RATE**

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

**CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance

**PRE-BID CONFERENCE AND SITE VISIT**

There will be a mandatory pre-Bid conference held at the Second Floor Conference Room, Dublin Road Water Plant, 940 Dublin Road, Columbus, Ohio, on June 18, 2014 at 9:00 A.M. Following the pre-Bid conference, the CMT will conduct an overview of the sequencing of work and a tour will be given to allow Bidders to inspect the project areas and facilities.

1. Bidders who are preparing bids as prime contractors are required to attend the conference.
2. The City will reject the proposal of any bidder who fails to attend the pre-Bid conference.
3. Attendees at the pre-Bid meeting tours are required to wear hard hats, safety glasses and safety shoes.

**CONTRACT COMPLETION**

The project has multiple interim milestone completion dates. The contract time between Notice to Proceed and Final Completion is 1098 calendar days.

**VENDOR OUTREACH**

Bidders who are preparing bids as prime contractors are strongly encouraged to participate in a Pre-Bid vendor Workshop held Wednesday, June 18, 2014, at 1:00 P.M. at the Auditorium and Library, 910 Dublin Road, Columbus, Ohio. The purpose of this vendor workshop is to provide interested subcontractors the opportunity to meet with the prospective prime contractors.

**BID CANCELLATION AND REJECTIONS**

The Director of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 240 days after the bid opening, and/or advertise for new bids, without liability to the City.

**CONTRACT COMPLIANCE REQUIREMENTS**

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged. Bidders will receive, with the bidding documents, a CD with a list of certified City of Columbus Minority and Female Business Enterprises (M/FBE) vendors/contractors sorted by trades associated with this project.



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has not been updated within seven (7) business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All CONTRACTORS and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office  
1393 E. Broad Street, 2nd Floor  
Columbus, Ohio 43205  
(614) 645 -4764

MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203

**CONSTRUCTION PREQUALIFICATION**

Effective January 01, 2015 (per Section 329.21(g)); Only potential bidders prequalified responsible or prequalified provisionally responsible may be awarded a contract for city construction service work. Only licensed construction trade subcontractors prequalified responsible or prequalified provisionally responsible may subcontract or perform on city construction service work. No business entity prequalified not responsible may receive or perform city construction service work.

Office of Construction Prequalification

90 West Broad Street Suite 108

Columbus, OH 43215

Office : 614-645-0359

Fax : 614-645-5818

<http://www.columbus.gov/prequalification.aspx>

ORIGINAL PUBLISHING DATE: May 30, 2014

SA005456 - CONS:DRWP TRMT CAP INCR LIGHT FIXTURES

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Sealed proposals will be received by the City of Columbus, Department of Public Utilities, Division of Water, at 910 Dublin Road, Room 4015 Columbus, Ohio until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road, First Floor Auditorium, thereafter on August 20, 2014 for Dublin Road Water Plant, Treatment Capacity Increase, LIGHTING FIXTURES WITH ASSOCIATED CONDUIT AND CABLE FOR NEW ION EXCHANGE BUILDING, Contract No. 1009 Part 4A, Project No. 690428-100005. The work for which proposals are invited consists of: furnish and install cable, conduit, and power outlets and install (only) lighting fixtures provided by others in the New Ion Exchange Building and all other such work as may be necessary to complete the Contract in accordance with the plans and specifications set forth in the Bid Documents. The contract will be assigned to the General Contractor for Contract 4.

Bidding Documents may be examined at the following locations:

1. Division of Water, Office of Water Supply & Treatment Coordinator, Utilities Complex-910 Dublin Road, 2nd Floor, Columbus, OH 43215.
2. CH2M HILL, 1103 Schrock Road, Suite 400, Columbus, OH 43229.
3. URS Corporation, 277 West Nationwide Boulevard, Columbus, Ohio 43215 2566.

Copies of bidding documents may be obtained on June 2, 2014 by contacting the Design Professional, CH2M HILL, (Telephone 614 888 3100 or Fax 614-888-0043) and providing the following information:

1. Contact information including name, address, phone, email and website address.
2. City of Columbus Contract Compliance Number (or copy of completed application) or Federal Tax ID.
3. Identify requester's trade or interest as being one of the following: Bidder, Subcontractor, or Material Supplier.

The Design Professional will issue bidding documents as follows:

1. Prime Bidders may receive one (1) set of paper bidding documents and one (1) printable CD. Deposit for all of these materials will be \$250. in the form of a company check with an expiration of no less than 120 days after issuance or a certified check payable to the City of Columbus.
2. Prime Bidders and Major Subcontractors may make limited paper copies of sheets for distribution to minor subcontractors/suppliers to obtain prices for small and minor items that require application of one technical specification and not more than twenty (20) plan sheets or for work less than \$50,000. Prime Bidders and Major Subcontractors will maintain a Document Log to account for all distributed sheets. Document Log will include the date, name, contact information, business, sheets and specification provided.
3. Subcontractors and suppliers may receive one (1) read-only, nonprintable CD. Deposit will be \$250.00 in the form of a company check with an expiration of no less than 120 days after issuance or a certified check payable to the City of Columbus.
4. Placement of bidding documents in whole or in part on an FTP site or other digital distribution of bidding documents is absolutely prohibited.
5. Deposits will be refunded upon return of the printed/electronic media and receipt of completed and attested Document Logs. Procedures are detailed in Section 00 20 00, Instructions to Bidders, and will be provided upon request to the Design Professional.
6. Bidding documents are property of the City of Columbus, and must be returned to the City. Forfeiture of deposits is not the only remedy the City has under law for failure to return the bidding documents. Noncompliance will cause violating plan holder to be placed on a watch-list to alert other City Departments of bid process issues.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**PROPOSAL GUARANTY**

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be five (5) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

**PREVAILING WAGE RATE**

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

**CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond in the amount of 50 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

**PRE-BID CONFERENCE AND SITE VISIT**

There will be a mandatory pre-Bid conference held at the Second Floor Conference Room, Dublin Road Water Plant, 940 Dublin Road, Columbus, Ohio, on June 18, 2014 at 9:00 A.M. Following the pre-Bid conference, the CMT will conduct an overview of the sequencing of work and a tour will be given to allow Bidders to inspect the project areas and facilities.

1. Bidders who are preparing bids as prime contractors are required to attend the conference.
2. The City will reject the proposal of any bidder who fails to attend the pre-Bid conference.
3. Attendees at the pre-Bid meeting tours are required to wear hard hats, safety glasses and safety shoes.

**CONTRACT COMPLETION**

The contract time between Notice to Proceed and Final Completion is 1098 calendar days.

**VENDOR OUTREACH**

Bidders who are preparing bids as prime contractors are strongly encouraged to participate in a Pre-Bid vendor Workshop held Wednesday, June 18, 2014, at 1:00 P.M. at Auditorium and Library, 910 Dublin Road, Columbus, Ohio. The purpose of this vendor workshop is to provide interested subcontractors the opportunity to meet with the prospective prime contractors.

**BID CANCELLATION AND REJECTIONS**

The Director of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 240 days after the bid opening, and/or advertise for new bids, without liability to the City.

**CONTRACT COMPLIANCE REQUIREMENTS**

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged. Bidders will receive, with the bidding documents, a CD with a list of certified City of Columbus Minority and Female Business Enterprises (M/FBE) vendors/contractors sorted by trades associated with this project.

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has not been updated within seven (7) business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All CONTRACTORS and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office  
1393 E. Broad Street, 2nd Floor  
Columbus, Ohio 43205  
(614) 645 -4764  
MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203

**CONSTRUCTION PREQUALIFICATION**

Effective January 01, 2015 (per Section 329.21(g)); Only potential bidders prequalified responsible or prequalified provisionally responsible may be awarded a contract for city construction service work. Only licensed construction trade subcontractors prequalified responsible or prequalified provisionally responsible may subcontract or perform on city construction service work. No business entity prequalified not responsible may receive or perform city construction service work.

Office of Construction Prequalification

90 West Broad Street Suite 108

Columbus, OH 43215

Office : 614-645-0359

Fax : 614-645-5818

<http://www.columbus.gov/prequalification.aspx>

ORIGINAL PUBLISHING DATE: May 31, 2014

SA005457 - CONS:DRWP UNIT HEATERS-CHILL WTR PIPING

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Sealed proposals will be received by the City of Columbus, Department of Public Utilities, Division of Water, at 910 Dublin Road, Room 4015 Columbus, Ohio until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road, First Floor Auditorium, thereafter on August 20, 2014 for Dublin Road Water Plant, Treatment Capacity Increase, UNIT HEATERS AND CHILLED WATER PIPING INSTALLATION, Contract No. 1009 Part 4B, Project No. 690428-100005. The work for which proposals are invited consists of: Furnish and install chilled water supply piping, hot water supply piping, valves, and insulation and install (only) hot water unit heaters including unit heaters, cabinet and fin tube units provided by others and all other such work as may be necessary to complete the Contract in accordance with the plans and specifications set forth in the Bid Documents. The contract will be assigned to the General Contractor for Contract 4.

Bidding Documents may be examined at the following locations:

1. Division of Water, Office of Water Supply & Treatment Coordinator, Utilities Complex-910 Dublin Road, 2nd Floor, Columbus, OH 43215.
2. CH2M HILL, 1103 Schrock Road, Suite 400, Columbus, OH 43229.
3. URS Corporation, 277 West Nationwide Boulevard, Columbus, Ohio 43215 2566.

Copies of bidding documents may be obtained on June 2, 2014 by contacting the Design Professional, CH2M HILL, (Telephone 614 888 3100 or Fax 614-888-0043) and providing the following information:

1. Contact information including name, address, phone, email and website address.
2. City of Columbus Contract Compliance Number (or copy of completed application) or Federal Tax ID.
3. Identify requester's trade or interest as being one of the following: Bidder, Subcontractor, or Material Supplier.

The Design Professional will issue bidding documents as follows:

1. Prime Bidders may receive one (1) set of paper bidding documents and one (1) printable CD. Deposit for all of these materials will be \$250 in the form of a company check with an expiration of no less than 120 days after issuance or a certified check payable to the City of Columbus.
2. Prime Bidders and Major Subcontractors may make limited paper copies of sheets for distribution to minor subcontractors/suppliers to obtain prices for small and minor items that require application of one technical specification and not more than twenty (20) plan sheets or for work less than \$50,000. Prime Bidders and Major Subcontractors will maintain a Document Log to account for all distributed sheets. Document Log will include the date, name, contact information, business, sheets and specification provided.
3. Subcontractors and suppliers may receive one (1) read-only, nonprintable CD. Deposit will be \$250.00 in the form of a company check with an expiration of no less than 120 days after issuance or a certified check payable to the City of Columbus. Placement of bidding documents in whole or in part on an FTP site or other digital distribution of bidding documents is absolutely prohibited.
4. Deposits will be refunded upon return of the printed/electronic media and receipt of completed and attested Document Logs. Procedures are detailed in Section 00 20 00, Instructions to Bidders, and will be provided upon request to the Design Professional.
5. Bidding documents are property of the City of Columbus, and must be returned to the City. Forfeiture of deposits is not the only remedy the City has under law for failure to return the bidding documents. Noncompliance will cause violating plan holder to be placed on a watch-list to alert other City Departments of bid process issues.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

**PROPOSAL GUARANTY**

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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This information is gathered and monitored by the Equal Business Opportunity Commission Office

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

(EBOCO). Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office  
1393 E. Broad Street, 2nd Floor  
Columbus, Ohio 43205  
(614) 645 -4764  
MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203

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Office of Construction Prequalification

90 West Broad Street Suite 108

Columbus, OH 43215

Office : 614-645-0359

Fax : 614-645-5818

<http://www.columbus.gov/prequalification.aspx>

ORIGINAL PUBLISHING DATE: May 31, 2014

BID OPENING DATE - August 21, 2014 11:00 am

SA005519 - Diesel Powered 14' Step Van

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of two (2) diesel powered chassis with a minimum G.V.W. rating of 20,000 pounds mounted with a fourteen-foot aluminum step van body. The step vans will be used by the Division of Water.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of two (2) new and unused diesel powered chassis with a minimum G.V.W. rating of 20,000 pounds mounted with a fourteen-foot aluminum step van body. All items shall be installed by the successful bidder. Successful bidder shall provide an authorized facility/company in Franklin County, Ohio or contiguous county to do the warranty work.

1.2.1 Bidder Experience: The diesel powered chassis with a minimum G.V.W. rating of 20,000 pounds mounted with a fourteen-foot aluminum step van body offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The diesel powered chassis with a minimum G.V.W. rating of 20,000 pounds mounted with a fourteen-foot aluminum step van body and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on August 11, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on August 14, 2014. See Section 3.2.4 for additional details.

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: July 22, 2014

SA005526 - AFTERMARKET SNOW PLOW PARTS



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus, Division of Fleet Management to obtain formal bids to establish a contract to purchase Gledhill, Fischer and Western equivalent aftermarket snow plow parts. Products requested will be used to replace and repair snow plows being used on the roadways throughout the City of Columbus, Ohio.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of aftermarket snow plow parts as described herein.

1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on August 11, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on August 14, 2014. See Section 3.2.4 for additional details.

ORIGINAL PUBLISHING DATE: July 24, 2014

SA005522 - DEVT/SKID STEER LOADER & TRAILER

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus Department of Development, Division of Code Enforcement to obtain formal bids to establish a contract for the purchase and immediate delivery of one (1) skid steer loader and one (1) trailer.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) skid steer loader and one (1) trailer. All offerors must document a skid steer loader certified reseller partnership. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The skid steer loader offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The skid steer loader and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on August 4, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 5:00 p.m. (local time) on August 8, 2014.

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: July 23, 2014

BID OPENING DATE - August 28, 2014 11:00 am

SA005513 - Rental of Construction Equipment UTC

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus to obtain proposals to establish a UTC contract(s) to supply an assortment of rental equipment with an operator for various City Departments up to and including October 31, 2016.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option to rent an assortment of equipment with an operator per bid document. The equipment will only be utilized by the contractor and shall be suitable for construction, such as the maintenance and installation of water mains, sewers, and/or appurtenant structures.

1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in these types of equipment, material and labor for the past five years.

1.2.2 Bidder References: The offeror shall have documented proven successful contracts in at least four agencies equivalent to the size of the City's current metropolitan service area.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on August 11, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on August 13, 2014. See Section 3.2.4 for additional details

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: July 24, 2014

SA005515 - Flocculator Sprockets & Bearings UTC

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of this bid proposal to provide an option contract(s) for Flocculator Sprockets and Bearings, as specified within. These replacement parts will be used at various water and wastewater treatment plants located within the Columbus metropolitan area. The proposed contract will be in effect through December 31, 2016. The City estimates spending \$70,000.00 annually for this contract.

1.2 Classification: This bid proposal and the resulting universal term contract will provide for the purchase and delivery only of flocculator parts as originally manufactured by the Jeffrey Manufacturing Company. All installation will be handled by City of Columbus personnel. Part numbers referenced in the bid specifications and on the Proposal Pages are Envirex part numbers. Bidders are required to show experience in providing this type of equipment as detailed in these specifications.

1.2.1 Bidder Experience: The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

1.2.2 Bidder References: The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

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: July 24, 2014

SA005525 - Thermoplastic Tank Liner Replacement

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of the City of Columbus, Division of Water, to obtain formal bids to establish a contract to furnish labor, materials, equipment, and incidentals required to remove existing liner and provide and install a thermoplastic tank liner suitable for contact with 12.5% sodium hypochlorite solution in existing Welded Steel Storage Tank, 12 feet diameter, straight tank height 18 feet. The thermoplastic tank liner will be installed at the Dublin Road Water Plant.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase of materials and equipment necessary to install, test and make ready for operation a thermoplastic tank liner suitable for contact with 12.5% sodium hypochlorite solution in an existing Welded Steel Storage Tank. This contract will include the removal and disposal of existing liner and installation of the new liner system at the City of Columbus Dublin Road Water Plant Sodium Hypochlorite Building. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The thermoplastic tank liner offeror must submit an outline of its experience and work history in experience in producing tank liners and shall show evidence of at least 5 installations in satisfactory service.

1.2.2 Bidder References: The thermoplastic tank liner service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Pre-Bid Site Visit: A pre bid site visit will take place on Wednesday, August 13, 2014 starting at 9:00 am local time at the City of Columbus, Dublin Road Water Plant, 940 Dublin Road, OH 43215. See Section 3.2.4 for further details.

1.2.4 Specification Questions: Questions regarding this bid must be sent in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on Monday, August 18, 2014. Responses will be posted as an addendum to this bid on the City's website ([vendorservices.columbus.gov](http://vendorservices.columbus.gov)) no later than 11:00 a.m. (local time) on Thursday, August 21, 2014. See Section 3.2.5 for additional details.

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: July 24, 2014

# Public Notices

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The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus**  
**City Bulletin Report**

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

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**Legislation Number:** PN0005-2014

**Drafting Date:** 1/6/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

Notice/Advertisement Title: University Area Review Board 2014 Meeting Schedule  
Contact Name: Daniel Ferdelman, AIA  
Contact Telephone Number: 614-645-6096 Fax: 614-645-1483  
Contact Email Address: dbferdelman@columbus.gov

University Area Review Board 2014 Meetings

Date of Submittal	Date of Meeting
	2231 N. High St.- Rm. 100 (Northwood & High Building) 6:30pm
January 9, 2014	January 16, 2014
February 6, 2014	February 20, 2014
March 6, 2014	March 20, 2014
April 3, 2014	April 17, 2014
May 1, 2014	May 15, 2014
June 5, 2014	June 19, 2014
July 3, 2014	July 17, 2012
August 7, 2014	August 21, 2014
September 4, 2014	September 18, 2014
October 2, 2014	October 16, 2014
November 6, 2014	November 20, 2014
December 4, 2014	December 18, 2014

A Sign Language Interpreter will be made available for anyone with a need for this service, provided the Planning Division 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 contact staff.

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**Legislation Number:** PN0025-2014

Drafting Date: 1/28/2014

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

**Notice/Advertisement Title:** Revised Administrative Rules for private boat docks and stakes

**Contact Name:** Eric Brandon

**Contact Telephone Number:** 645-5253

**Contact Email Address:** ebrandon@columbus.gov

### **Columbus Recreation and Parks Permit and Rental Services Section**

Revised

Administrative Rules for private boat docks and stakes on City Reservoirs (not to include boat club leased properties):

Columbus City Code, section 921.01-8 (O)(1) provides that: **“The Recreation and Parks Commission may adopt administrative rules for floating boat dock construction, maintenance and other privileges pertaining to the use of undeveloped city parkland. Violation of administrative rules shall result in the temporary or permanent revocation of docking privileges and/or impoundment of vessel(s) and removal of associated structures on parkland.”** Pursuant to the above-mentioned authority, the Recreation and Parks Commission does hereby approve and adopt the following administrative rules listed below.

These Administrative Rules shall be effective thirty days after being approved and signed by the Recreation and Parks Commission and the Director of the Recreation and Parks Department and published in the City Bulletin. These Rules may be superseded by an act of City Council.

Existing authorized docks exceeding any applicable design limitations as specified in these rules, may continue to be authorized until such time as the contiguous property owner either (i) fails to **renew the annual permit** or (ii) **transfers title to the property**.

The Recreation and Parks Department reserves the right to require general liability insurance naming the City of Columbus as an addition insured from private dock, stake, or mooring customer with at least a ninety (90) day notice.

As used in these Rules, the following definitions shall apply:

1. Abandoned - means any personal property, including a dock or other structure, that has remained on or attached to City property for at least 48 hours that does not have a valid dock permit, or is extensively damaged, or is considered a navigational hazard, regardless of whether it is being actively used by a contiguous property owner.
2. Header dock - The primary structure of a floating dock. The section of dock in which other dock sections or a ramp is attached to.
3. Finger dock - A secondary dock extension from the header dock.
4. Mooring - buoy or float providing a tie off for a boat, set to an anchor to hold the boat secure.
5. Ramp - The section of the dock that connects the floating portion of the dock to the shore (some docks may be on feet or wheels).
6. “I” Dock - For purposes of these administrative rules, an “I” dock shall mean a dock extending from shore in a straight line, generally perpendicular to the shoreline, with no sections attached to the header dock.
7. “T” Dock - For purposes of these administrative rules, a dock generally consisting of a header dock with a finger dock attached in the shape of a “T”, or can be an inverted “T” shape.
8. “L” Dock - For purposes of these administrative rules, an “L” dock is a dock shaped like an “L”, with one side being the header dock and the other side a finger dock, and can be placed in several positions according to need or preference.



9. “U” Dock - For purposes of these administrative rules, a “U” dock consists of a header dock generally parallel to the shore (but may be perpendicular), with at least two finger docks extending from the header dock into the shape of a “U”, “F”, “E” or similar type shape.
10. Platform Dock - For purposes of these administrative rules, a platform dock is a dock that is attached to shore by a ramp, and generally is described as a square or rectangular shape (although it may take different shapes), and can moor multiple vessels from respective sides.
11. Spuds - For the purpose of these administrative rules, spuds are defined as metal posts, no wider than 4” in diameter, inside a sleeve attached to the dock that stabilize the dock by use of friction against the riverbed and not by being driven, drilled, augured or pushed into the riverbed. The “foot” end of the spud (the portion against the river bottom) must be capped or otherwise closed and not be an open pipe. Spuds should not have chisel shaped or pointed ends.
12. Stake - A metal or wood post, not to exceed four (4) inches in diameter, extending a minimum of four (4) feet and a maximum of six (6) feet above the ground, to secure a watercraft to shore.
13. Rip rap - The placement of rocks or other similar materials as approved by the Division of Power and Water in accordance with United States Army, Corps of Engineers regulations to prevent or reduce shoreline erosion.
14. Director - “Director” shall mean the Director of Recreation and Parks or his or her duly authorized designee.
15. Structure - “Structure” means a combination of materials, other than a building, to form a construction that is safe and stable including, but not limited to, docks, stadium, gospel or circus tent, reviewing stand, platforms, staging, observation tower, shed, coal bin, or fence in excess of six (6) feet in height. The term “structure” shall be construed as if followed by the words “or parts thereof.”
16. Building - “Building” means any structure having a roof supported by columns or walls, or any series of structures separated only by “fire separations” but contained under a common roof or within common walls, and requiring a building permit in accordance with Title 41 of the Building Code that is used for shelter, occupancy, enclosure, or support of persons, animals, or property.
17. Encroachment - “Encroachment” means any building, structure, or personal property that extends beyond the property line of a contiguous property owner and trespasses onto City owned or controlled property.

#### Administrative Rules:

- 1) Plans for new docks and stakes or for alterations to existing docks and stakes must be submitted to the Columbus Recreation and Parks, Permit and Rental Services Section. All structures must comply with the current City of Columbus Code (CCC 921.01-8), and all specifications authorized by the United States Army Corps of Engineers under federal regulation. When in conflict, whichever code is more restrictive takes precedence. In cases where private property meets the water’s edge, dock permits are still required pursuant to the following rules, as the City of Columbus regulates all City waterways. A valid Land Stewardship Agreement must be on file with the City of Columbus prior to the issuance of any dock or stake permit.
- 2) Plans for new docks and stakes or alterations to existing docks and stakes must include the following:
  - a) Plat plan of the property with the owner’s name and address and the proposed location of the dock or stake plainly marked.
  - b) Detailed plan of the dock illustrating:
    - i) Dimensions
    - ii) Materials
    - iii) Method of attachment to shore
    - iv) Proposed alterations
  - c) Proposed dates for construction and installation (which must be at least 10 business days later than the date of submission) are subject to the approval of the plan.
  - d) Requests for stairs, if necessary, must be included in the application (certain restrictions apply, see items 17 and 18).
- 3) The overall width of any section of any private floating dock may not be less than four (4) feet.
- 4) The overall width of any Finger dock may not exceed six (6) feet.

- 5) The overall width of any header dock may not exceed eight (8) feet.
- 6) The overall width of any platform dock may not exceed twelve (12) feet.
- 7) The overall width of any ramp section may not exceed eight (8) feet.
- 8) Flotation for the floating docks must meet or exceed Federal and Ohio Department of Natural Resources standards. Metal drums and plastic barrels are not permitted. Treated wood materials used for decking and/or walkways shall comply with Federal and State Environmental Protection Agency recommendations and regulations. All wooden materials should be free of any chemicals that are toxic to aquatic life. Lumber pressure-treated with Alkaline Copper Quaternary (AQC) process is very corrosive therefore specialcareshould be used when selecting fasteners and hardware. (US ACOE Rule #3) Galvanized or plated hardware should be used in dock construction.
- 9) The dock (including any ramp, attachment(s) and including any vessel(s)) may not extend greater than forty (40) feet from the on shore platform or twenty five percent (25%) of the width of the channel at that point, whichever is less. The overall area of any dock, including any vessel(s) docked at that location, may not exceed twenty-six (26) feet in width (parallel to shore) The forty (40) feet will be the measurement of the length of the dock and ramp at the point it is attached to the landing platform or otherwise affixed to shore and not the distance it extends into the reservoir due to the angle of attachment.
- 10) The floating dock structure shall not have any walls or enclosed areas. An open sided canopy may be permitted provided that the overall height of the canopy structure does not exceed twelve (12) feet from the surface of the dock. Canopy covers must be metal, canvas, nylon or other fabric and no advertising may be displayed on the canopy.
- 11) As part of the floating dock permit there may be a landing platform area on shore, not to exceed eighty (80) square feet in size. The only purpose of this platform is to provide a secure structure to serve as an attachment point for the floating dock. No concrete, cement or mortar is permitted as part of this platform. This structure may not include any walls, roofs or other improvements except an approved handrail if desired. The landing platform shall be constructed at ground level unless the terrain is not even, then only elevated enough so that the platform may be level as close to the ground as possible. The landing platform may not extend over the water beyond the ordinary high water mark (as defined by the U.S. Army Corps of Engineers).The specific site of the landing platform will be determined by the Director based upon best management practices.
- 12) No part of the floating dock, stake(s), or permitted landing platform may be constructed from any materials or constructed in any manner to be considered a permanent structure. (i.e. there will be no use of concrete and all sections must be removable by use of common hand tools). Tying to trees (either the dock or any watercraft) or attachment to any natural feature (rocks, stumps, etc.) is strictly prohibited.
- 13) Each qualified, contiguous, private property owner will be permitted a maximum of one private floating dock permit. Each private floating dock may be permitted to moor no more than three vessels registered to that private property owner (provided that all three vessels and dock fit into the area described in item 9).
- 14) The proposed location of the private floating dock, stake(s) or mooring shall be determined by the Director and contained within the area of City of Columbus owned shoreline defined by an extension of the contiguous, private property owner's boundary lines. In cases where the angles are not perpendicular, or nearly perpendicular, this area will be determined by drawing a line perpendicular to the shoreline back to the contiguous, private property owner's sideline. In the case of private moorings, the length of the mooring rope/chain/cable shall not allow the vessel to exceed this area. If there is not a suitable site within this area, the request may be denied.
- 15) When permitted, private moorings must be located no farther than fifty (50) feet from the normal pool shoreline, but may not be any further than 25% of the width of the channel at that point. Moorings will only be considered for use on Hoover and O'Shaughnessy Reservoirs. Mooring anchors must be approved before placement and should be properly sized for the boat being moored (items such as used engine blocks are specifically prohibited). Each private mooring must be marked with at least a twelve (12) inch round diameter, orange marine buoy. The owner's address must be clearly marked upon the buoy.

- 16) When an application is approved, a contiguous, private property owner may install a boat stake or stakes. The stake(s) shall be driven or set into the ground by the permit holder at a site designated by the Director. No concrete or cement may be used. The stake(s) shall have a space for the permit decal and owner's address to be displayed, facing the water. The stake(s) shall be maintained in a safe condition by the permit holder and removed by the permit holder in the event that the stake permit is not renewed for any succeeding year. Boat stake(s) may not be relocated (due to low water levels, better access or any other reason) without written permission from the Director.
- 17) If the Director determines that any dock, structure, stairs, or other previously approved improvement (located on or attached to City property has become a detriment to the City, the person who installed such improvement shall remove it at their expense upon receiving written notice of the Director's determination. If the person who installed the improvement is no longer the contiguous property owner, the City may remove and dispose of said encroachment.

If the current contiguous property owner wishes to continue to use the improvement in conjunction with a pre-existing dock or stake, that property owner (referred to herein as the "responsible party") may submit a request to the Director to allow the improvement to remain. If the Director allows the improvement to remain, the responsible party must do all of the following:

- 1.) Submit a new or renewal dock/stake permit application
- 2.) Submit a signed Responsibility Form
- 3.) Keep the dock or stake permit current and valid.

If at any time the responsible party fails to renew their dock or stake permit by the annual March 15 deadline, the improvement shall no longer be approved and must be removed at the expense of the responsible party.

In areas where it is necessary, as determined by the Director, a single set of wood or properly reinforced steps may be approved to access the dock as part of an approved path. Installation of new stairs must be in compliance with City of Columbus building codes. The stairs must not be set in concrete.

18. In cases where there are violations with the land stewardship agreement, contiguous property owners shall have up to one calendar year from the notice of violation to resolve said violations. If the violations are not resolved after one year, the Director may revoke the private dock, stake or mooring permit.

- 19) The five (5) foot wide path to allow access to the private dock or stake (as described in Columbus City Code 921.01-8 (N) may be mown, but must be maintained in as natural a condition as possible and may not include cement, mortar, bricks or boardwalks. The Director must approve the location of this path. The path must follow the most direct line to the shoreline that affects the least amount of vegetation or natural features of the City of Columbus property. Permission to cut down trees or alter the landscape to create a path will not be granted, except that cutting of trees and brush less than 1" in diameter at the ground may be approved on a limited basis with permission.

- a) When necessary due to site conditions, the following improvements may be considered for a permit.
- i) Washed river gravel on top of filter fabric, not to exceed three (3) inches in depth.
  - ii) Pavers or natural stones not to exceed sixteen (16) inches in diameter and not to be set closer than six (6) inches together.
  - iii) Options "i" and "ii" combined provided all conditions of both are met.

- b) Paths may not be approved if the following conditions exist:

- i) If location of the path would threaten rare or endangered species of plants or wildlife. The Ohio Department of Natural Resources shall be considered the naming authority for these species.
- c) Areas of shoreline that are within designated Nature Preserve areas will not be permitted any modifications to accommodate a dock or path, but may be approved if the naturally existing conditions are acceptable (pursuant to City Code (Title 9, Chapter 921.01-8 (A)(2)).

- 20) The installation of facilities conducive to human habitation; including but not limited to household furnishings, water or electrical lines or hook ups, living quarters, sewers, toilets, or fueling facilities are not permitted on any private

floating or permanent dock.

- 21) Electrical service existing as of the effective date of these Administrative Rules on City of Columbus property that was previously authorized by the City of Columbus in writing will be allowed to remain until such time as there is a failure to submit an annual permit application with the applicable rental fee. In the event of a failure to submit an annual permit application the electrical service must be removed by the contiguous property owner at their expense. If the contiguous property owner fails to remove the electrical service the City may do so. Future dock permits will not be considered until the electrical service is removed.

For as long as the electrical service remains, the adjacent property owner must provide and maintain a lath marker where the electric line crosses the private property line onto City property and a like marker near the dock marking the same. The marker should indicate, in writing, "under-ground electric - do not dig". The material for the marker should be the same as markers used for roads and highways that is flexible plastic, which would not pose any threat of impaling a person. Failure to maintain these markers in accordance with this section at all times will be cause for immediate suspension or revocation of the dock permit.

In the event that there is any question as to whether the installation or the device meets all codes, the permit holder will be required to submit a letter from a licensed electrical contractor stating that he/she has personally inspected the device and installation and affirming that the installation and the device meets all City, State and Federal codes.

Solar powered, battery operated or self contained generator operated devices may be approved by the Director. Before any such device is installed the property owner must provide a sketch of the proposed electrical devices to be installed in connection with the dock permit. This sketch must include all lights, outlets, and related accessories. If the permit holder elects to use an extension cord to power a permitted electrical device at a dock then the cord may only be used when the permit holder is at the dock actively using the device. Extension cords must be plugged into a GFCI (ground fault circuit interrupter) outlet on the adjacent, private property. At all other times the extension cord must be removed from the park property.

The quantity of lights must be kept to a minimum, and are limited to the path and dock/stake/mooring. All lights must be directed downward and not toward the water, other residences or parks areas.

- 22) A hand powered or mechanical boatlift will be permitted so long as all other rules pertaining to docks are followed. Lifts that require electricity must comply with the established electric service rules contained within these Administrative Rules (item #21). Application for a boatlift must be **in writing** as part of the proposed dock plan and include specifications of the lift device.
- 23) No pilings may be driven through the water into the riverbed. Guide or support poles attached to the dock (or lift device) must have flat *feet* that rest on the riverbed or use non-driven spuds. Spuds must be removable using common hand tools and the permit holder must be able to demonstrate this upon request of the Recreation and Parks Department. Failure or inability to remove the spuds will be considered grounds for revoking dock privileges.
- 24) All floating docks, stakes and associated structures not previously authorized by the City prior to the effective date of these Administrative Rules must be designed and constructed to have the least impact visually and physically upon the City of Columbus owned property and dock must be maintained in a safe condition. Permittees must make every reasonable effort to construct and operate the authorized dock or stake(s) in a manner so as to minimize any adverse impact on fish, wildlife and natural environmental values including water quality.
- 25) Permitted docks and stakes must properly display the annual permit and property address (address must include at least the house numbers in three (3) inch high letters) on the dock structure or stake(s). The permit and address shall be placed on the dock or stake and face the open navigable water, visible to patrol watercraft.
- 26) The primary purpose of the private floating dock structure shall be as a safe mooring for permitted watercraft. This regulation does not exclude the permit holder, his/her family and guests from legally fishing from the dock. Personal property used in connection with recreational water activities, such as chairs, dock boxes, mooring lines, and so forth, shall be permitted on dock structures so long as such property is not otherwise prohibited by paragraph 18, this Section

or other Sections of these Rules. Private docks may not have any items attached to them or be used for any purpose other than safe mooring of permitted watercraft. Guest watercraft meeting code requirements, may moor to the permit holder's dock, however if the duration exceeds sixteen (16) hours on any date, the permit holder must obtain a temporary permit from the Columbus Recreation and Parks Permit and Rental Services Section, and all related regulations apply.

- 27) Requests for modifications or renovations to an existing dock must be in writing and approved by the Director. No work shall commence until the Director's written approval is received by the property owner. The property owner is hereby authorized to make minor repairs to the dock and associated structure when necessary to ensure the safety of the users. These repairs must use identical replacement materials and may not alter the appearance or dimensions of the permitted structure. No chemical treatments may be applied (paint, waterproofing, etc.) while the dock structure is in the water or sitting on City of Columbus owned property.
- 28) Private boat docks, stakes, associated structures and fixtures, other encroachments or private property discovered on or attached to City of Columbus park land without permission or in violation of Columbus City Code or these Rules will be considered abandoned and may be removed and disposed of by the Recreation and Parks Department; the Columbus Division of Power and Water acting as an agent of the Recreation and Parks Department under the terms of the "Water Supply Reservoir Cooperative Management Agreement", or by any law enforcement officer within their jurisdiction.
- a) Prior to removing abandoned private, personal property from City of Columbus property, the City will send notice to the contiguous property owner to allow them the opportunity to remove the personal property on their own. A letter sent via first class, U.S. mail to the name and address listed on the county auditor's web site for the contiguous property requesting removal within 30 days shall be deemed sufficient notice.

The Recreation and Parks Commission and the Director of the Columbus Recreation and Parks Department hereby adopt and authorize these Administrative Rules.

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**Legislation Number:** PN0060-2005

**Drafting Date:** 2/23/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Published Columbus City Health Code

**Contact Name:** Roger Cloern

**Contact Telephone Number:** 654-6444

**Contact Email Address:** rogerc@columbus.gov

"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](http://www.publichealth.columbus.gov)

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**Legislation Number:** PN0062-2014

**Drafting Date:** 3/13/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** East Franklinton Review Board 2014 Meeting Schedule - REVISED

**Contact Name:** Devayani Puranik

**Contact Telephone Number:** (614) 645-0663

**Contact Email Address:** ddpuranik@columbus.gov

A Sign Language Interpreter will be made available provided the Planning Division Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-0663. To confirm the meetings, contact staff.

Application Deadline	Business Meeting*	Regular Meeting
	50 W. Gay 1st Fl. Room B 12:00pm	50 W. Gay 1st Fl. Room A 3:00pm
March 4, 2014	March 11, 2014	March 18, 2014
April 1, 2014	April 8, 2014	April 15, 2014
May 6, 2014	May 13, 2014	May 20, 2014
June 3, 2014	June 10, 2014	June 17, 2014
July 1, 2014	July 8, 2014	July 15, 2014
August 5, 2014	August 12, 2014	August 19, 2014
September 2, 2014	September 9, 2014	September 16, 2014
October 7, 2014	October 14, 2014	October 21, 2014
November 4, 2014	November 11, 2014	November 18, 2014
December 2, 2014	December 9, 2014	December 16, 2014
January 6, 2015	January 13, 2015	January 20, 2015

\*Meetings subject to cancellation. Please contact staff to confirm.

Applications should be submitted by 5:00pm on deadline day to:

City of Columbus Planning Division  
 Attn: Devayani Puranik  
 50 W. Gay St. 4th Fl.  
 Columbus OH 43215  
 Board Website: [www.columbus.gov/planning/efrb.aspx](http://www.columbus.gov/planning/efrb.aspx)

**Legislation Number:** PN0067-2014

**Drafting Date:** 3/18/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Land Review Commission 2014 Schedule

**Contact Name:** Kevin Wheeler

**Contact Telephone Number:** 614-645-6057

**Contact Email Address:** [kjwheeler@columbus.gov](mailto:kjwheeler@columbus.gov) <<mailto:kjwheeler@columbus.gov>>

The following scheduled Land Review Commission meetings are subject to cancellation. Please contact staff member to confirm.

50 West Gay Street  
3rd Floor Conference Room  
9:00am

April 17, 2014  
May 15, 2014  
June 19, 2014  
July 17, 2014  
August 21, 2014  
September 18, 2014  
October 16, 2014  
November 20, 2014  
December 18, 2014

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**Legislation Number:** PN0161-2014

**Drafting Date:** 7/2/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

Notice/Advertisement Title: Columbus Art Commission 2014 Meeting Schedule - REVISED

Contact Name: Lori Baudro

Contact Telephone Number: (614) 645-6986

Contact Email Address: lsbaudro@columbus.gov

A Sign Language Interpreter will be made available provided the Planning Division Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Hearing meeting time. To schedule, please call 645-8036. To confirm the meetings/room location, please contact Lori Baudro at 645-6986 or lsbaudro@columbus.gov.

Application Deadline Business Meeting Dates  
King Arts Complex.  
867 Mt. Vernon Ave.  
8:30am to 10:00am

Hearing Dates  
City of Columbus  
50 W. Gay St., 1st Fl. Room B  
5:00pm

June 6, 2014

June 11, 2014

June 26, 2014

July 3, 2014	July 9, 2014	July 22, 2014
No August	No August Business	No August Hearing
September 5, 2014	September 10, 2014 *	September 23, 2014
October 3, 2014	No October Business	October 28, 2014
November 7, 2014	November 12, 2014	November 25, 2014
December 5, 2014	No December Business	December 23, 2014

\*Business Meetings will be held every other month forward

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**Legislation Number:** PN0174-2014

**Drafting Date:** 7/15/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Franklinton Area Commission By-Laws 2014

**Contact Name:** David Hooie

**Contact Telephone Number:** (614) 645-7343

**Contact Email Address:** dehooie@columbus.gov

Please see attached.

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**Legislation Number:** PN0176-2014

**Drafting Date:** 7/17/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Please See Public Service Director's Orders -- Placement of Traffic Control Devices as recommended by the Division of Traffic Management -- Effective Date: July 16, 2014

**Contact Name:** Kim O'Harra

**Contact Telephone Number:** 614-645-0618

**Contact Email Address:** kaoharra@columbus.gov

Please See Public Service Director's Orders -- Placement of Traffic Control Devices as recommended by the Division of Traffic Management -- Effective Date: July 16, 2014

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**Legislation Number:** PN0177-2014

**Drafting Date:** 7/17/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** City Council Zoning Agenda for 7/28//2014



**Contact Name:** Geoffrey Starks  
**Contact Telephone Number:** 614-645-7293  
**Contact Email Address:** gjstarks@columbus.gov

**REGULAR MEETING NO. 43**  
**CITY COUNCIL (ZONING)**  
**JULY 28, 2014**  
**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 KLEIN MILLS PALEY TYSON GINTHER**

**0439-2014**

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3312.27, Parking Setback Line; 3372.804, Setback Requirements; and 3377.05, Tables of Elements for On-premise Ground Signs, of the Columbus City Codes; for the property located at 3469 S. HIGH STREET (43207), to allow a self-storage facility and vehicle parking and storage with reduced development standards and to conform a reduced sign setback in the C-4, Commercial District (Council Variance # CV13-040).  
**(TABLED ON 3/10/2014)**

**1209-2014**

To rezone 1818 LOCKBOURNE ROAD (43209), being 4.42± acres located at the northeast corner of Lockbourne and Smith Roads, From: AR-1, Apartment Residential District, To: L-M, Limited Manufacturing District (Rezoning # Z14-006).

**1665-2014**

To grant a variance from the provisions of Section 3356.03, C-4 Permitted uses; of the Columbus City codes, for the property located at 1984 GENESSEE AVENUE (43211), to permit three single-unit dwellings in the C-4 Commercial District (CV14-024).

**1694-2014**

To rezone 3121 OLENTANGY RIVER ROAD (43202), being 1.31± acres located at the northwest corner of Olentangy River Road and Riverview Drive, From: CPD, Commercial Planned Development, and C-4, Commercial Districts, To: CPD, Commercial Planned Development District (Rezoning # Z14-028).

**1092-2014**

To grant a Variance from the provisions of Section 3332.03, R-1, Residential district, of the Columbus City Codes, for the property located at 7801 OLENTANGY RIVER ROAD (43235), to permit general or medical office uses (excluding call centers), or spa/beauty salon/barber shop uses in the R-1, Residential District, and to repeal Ordinance No. 912-84, passed June 4, 1984 (Council Variance # CV14-012).  
**(TABLED ON 6/16/2014)**

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**Legislation Number:** PN0178-2014

**Drafting Date:** 7/22/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Public Utilities Notice: Department of Public Utilities - Industrial Wastewater Discharge Permits

**Contact Name:** Jeffrey L. Bertacchi

**Contact Telephone Number:** (614) 645-5876

**Contact Email Address:** jlb@columbus.gov

The Administrator of the Division of Sewerage and Drainage announces intent to issue an Industrial Wastewater Discharge Permit to the following company(s) on or about Monday, August 18, 2014: Boehringer Ingelheim Roxane, Inc., (Wilson), 1809 Wilson Road, Columbus, Ohio 43228.

The Draft Permit(s) will be available for review between 7:30 A.M. and 4:30 P.M., July 28, 2014, through August 15, 2014, at the City of Columbus Industrial Wastewater Pretreatment Office, 1250 Fairwood Avenue, Suite 186, Columbus, Ohio 43206. Written comments will be accepted during this period at the above address or by FAX at (614) 645-0227. This Notice is made according to Columbus City Code Chapter 1145.44(C).

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**Legislation Number:** PN0179-2014

**Drafting Date:** 7/22/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Property Maintenance Appeals Board August 11, 2014 Meeting

**Contact Name:** Phaedra Nelson

**Contact Telephone Number:** 645-5994

**Contact Email Address:** panelson@columbus.gov

## **AGENDA**

### **PROPERTY MAINTENANCE APPEALS BOARD**

**Monday, August 11, 2014**

**1:00 PM - 757 Carolyn Avenue**

**Hearing Room**

#### **1. Case Number PMA-267**

**Appellant:** Shanell L Sharp  
**Property:** 2255 Woodward Ave  
**Inspector:** Jeremiah Evans  
**Order#:** 14475-01732

#### **2. Case Number PMA-268**

**Appellant:** Rosalie Amos  
**Property:** 1123 Garden Road  
**Inspector:** Deborah VanDyke  
**Order#:** 14440-25258

**NOTE:** A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a

need for this service, provided the Regulations 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 Phaedra Nelson at 645-5994 or TDD 645-3293.

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**Legislation Number:** PN0312-2013

**Drafting Date:** 12/10/2013

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Rocky Fork-Blacklick Accord 2014 Meeting Schedule

**Contact Name:** Christine Leed

**Contact Telephone Number:** (614) 645-8791

**Contact Email Address:** clleed@columbus.gov

A Sign Language Interpreter will be made available provided the Planning Division Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please contact staff. To confirm meeting, contact staff.

**Application Deadline Hearing Dates**

New Albany City Hall  
99 W. Main St.  
New Albany OH 43054  
6:00pm

December 19, 2013	January 16, 2014
January 23, 2014	February 20, 2014
February 20, 2014	March 20, 2014
March 20, 2014	April 17, 2014
April 17, 2014	May 15, 2014
May 22, 2014	June 19, 2014
June 19, 2014	July 17, 2014
July 24, 2014	August 21, 2014
August 21, 2014	September 18, 2014
September 18, 2014	October 16, 2014
October 23, 2014	November 20, 2014
November 20, 2014	December 18, 2014

Applications should be submitted by 5:00pm on deadline day to:

City of Columbus Planning Division

Attn: Christine Leed

50 W. Gay St. 4th Fl.  
Columbus OH 43215

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**Legislation Number:** PN0313-2013

**Drafting Date:** 12/10/2013

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Big Darby Accord Advisory Panel

**Contact Name:** Christine Leed

**Contact Telephone Number:** 614-645-8791

**Contact Email Address:** clleed@columbus.gov

A Sign Language Interpreter will be made available provided the Planning Division Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8791. To confirm the meetings, contact staff.

Columbus Closing

Hearing Date

373 S. High St., 25th Fl. \*  
Room B

December 17, 2013

January 14, 2014

January 14, 2014

February 11, 2014

February 11, 2014

March 11, 2014

March 11, 2014

April 8, 2014

April 15, 2014

May 13, 2014

May 13, 2014

June 10, 2014

June 10, 2014

July 8, 2014

July 15, 2014

August 12, 2014

August 12, 2014

September 9, 2014

September 16, 2014

October 14, 2014

October 14, 2014

November 10, 2014

November 11, 2014

December 9, 2014

December 16, 2014

January 13, 2015

Applications should be submitted by 5:00pm on deadline day to:

City of Columbus Planning Division

Attn: Christine Leed

50 W. Gay St. 4th Fl.

Columbus OH 43215

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**Legislation Number:** PN0316-2013

**Drafting Date:** 12/11/2013

**Current Status:** Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

**Notice/Advertisement Title:** German Village Commission 2014 Meeting Schedule

**Contact Name:** Cristin Moody

**Contact Telephone Number:** (614) 645-8040

**Contact Email Address:** camoody@columbus.gov

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 645-8040 or by e-mail to camoody@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 contact staff.

Application Deadline	Business Meeting Dates (50 W. Gay St., 1st Fl. Rm A.) 12:00pm	Regular Meeting Date German Village Meeting Haus (588 S Third St.) 4:00pm
December 23, 2013	December 30, 2013	January 7, 2014
January 21, 2014	January 28, 2014	February 4, 2014
February 18, 2014	February 25, 2014	March 4, 2014
March 18, 2014	March 25, 2014	April 1, 2014
April 22, 2014	April 29, 2014	May 6, 2014
May 20, 2014	May 27, 2014	June 3, 2014
June 17, 2014	June 24, 2014	July 1, 2014
July 22, 2014	July 29, 2014	August 5, 2014
August 19, 2014	August 26, 2014	September 9, 2014
September 23, 2014	September 30, 2014	October 7, 2014
October 21, 2014	October 28, 2014	November 11, 2014
November 18, 2014	November 25, 2014	December 2, 2014
December 23, 2014	December 30, 2014	January 6, 2015

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
50 W. Gay St., 4th Fl.  
Columbus OH 43215-9031

**Legislation Number:** PN0317-2013

**Drafting Date:** 12/11/2013

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Brewery District Commission 2014 Meeting Schedule

**Contact Name:** James Goodman

**Contact Telephone Number:** (614) 645-7920

**Contact Email Address:** jagoodman@columbus.gov

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 645-7920 or by e-mail to jagoodman@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 contact staff.

Application Deadline	Business Meeting Dates (50 W. Gay St. 1st Fl. Rm. A) 12:00pm	Regular Meeting Date (50 W. Gay St. 1st Fl. Rm. B) 6:15pm
December 19, 2013	December 30, 2013*/ **	January 7, 2014 *
January 23, 2014	January 30, 2014	February 6, 2014
February 20, 2014	February 27, 2014	March 6, 2014
March 20, 2014	March 27, 2014	April 3, 2014
April 17, 2014	April 24, 2014	May 1, 2014
May 22, 2014	May 29, 2014	June 5, 2014
June 19, 2014	June 26, 2014	July 8, 2014*
July 24, 2014	July 31, 2014	August 7, 2014
August 21, 2014	August 28, 2014	September 4, 2014
September 18, 2014	September 25, 2014	October 2, 2014
October 23, 2014	October 30, 2014	November 6, 2014
November 20, 2014	November 25, 2014 *	December 4, 2014
December 18, 2014	December 23, 2014 *	January 6, 2015 *

\*Date change due to Holiday

\*\*Room location change: to Room B

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
50 W. Gay St., 4th Fl.  
Columbus OH 43215-9031

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**Legislation Number:** PN0318-2013

**Drafting Date:** 12/11/2013

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Victorian Village Commission 2014 Meeting Schedule

**Contact Name:** James Goodman

**Contact Telephone Number:** (614) 645-7920

**Contact Email Address:** jagoodman@columbus.gov

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 645-7920 or by e-mail to jagoodman@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 contact staff.

Application Deadline	Business Meeting Dates (50 W. Gay St., 1st Fl. Rm A.) 12:00pm	Regular Meeting Date (50 W. Gay St., 1st Fl. Rm B.) 6:15pm
December 26, 2013	January 2, 2014	January 9, 2014
January 30, 2014	February 6, 2014	February 13, 2014
February 27, 2014	March 6, 2014	March 13, 2014
March 27, 2014	April 3, 2014	April 10, 2014
April 24, 2014	May 1, 2014	May 8, 2014
May 29, 2014	June 5, 2014	June 12, 2014
June 26, 2014	July 2, 2014*	July 10, 2014
July 31, 2014	August 7, 2014	August 14, 2014
August 28, 2014	September 4, 2014	September 11, 2014
September 25, 2014	October 2, 2014	October 9, 2014
October 30, 2014	November 6, 2014	November 13, 2014
November 26, 2014*	December 4, 2014	December 11, 2014
December 24, 2014*	December 30, 2014**/**	January 8, 2015

\*Date Change due to Holiday

\*\*Room location change: Room B

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
50 W. Gay St., 4th Fl.  
Columbus OH 43215-9031

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**Legislation Number:** PN0319-2013

**Drafting Date:** 12/11/2013

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Italian Village Commission 2014 Meeting Schedule

**Contact Name:** Connie Torbeck  
**Contact Telephone Number:** (614) 645-0664  
**Contact Email Address:** cltorbeck@columbus.gov

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 645-0664 or by e-mail to cltorbeck@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 contact staff.

Application Deadline	Business Meeting Date (50 W. Gay St., 1st Fl. Rm. A.) 12:00pm	Regular Meeting Date (50 W. Gay St., 1st Fl. Rm. B) 6:15pm
January 7, 2014	January 14, 2014	January 21, 2014
February 4, 2014	February 11, 2014	February 18, 2014
March 4, 2014	March 11, 2014	March 18, 2014
April 1, 2014	April 8, 2014	April 15, 2014
May 6, 2014	May 13, 2014	May 20, 2014
June 3, 2014	June 10, 2014	June 17, 2014
July 1, 2014	July 8, 2014	July 15, 2014
August 5, 2014	August 12, 2014	August 19, 2014
September 2, 2014	September 9, 2014	September 16, 2014
October 7, 2014	October 14, 2014	October 21, 2014
November 4, 2014	November 11, 2014	November 18, 2014
December 2, 2014	December 9, 2014	December 16, 2014
January 6, 2015	January 13, 2015	January 20, 2015

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
50 W. Gay St., 4th Fl.  
Columbus OH 43215-9031

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**Legislation Number:** PN0320-2013

**Drafting Date:** 12/11/2013

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Historic Resource Commission 2014 Meeting Schedule

**Contact Name:** Connie Torbeck

**Contact Telephone Number:** (614) 645-0664

**Contact Email Address:** cltorbeck@columbus.gov

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 645-0664 or by e-mail to [cltorbeck@columbus.gov](mailto:cltorbeck@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 contact staff.

Application Deadline	Business Meeting Dates (50 W. Gay St., 1st Fl. Rm A) 12:00pm	Regular Meeting Date (50 W. Gay St., 1st Fl. Rm B) 6:15pm
January 2, 2014	January 9, 2014	January 16, 2014
February 6, 2014	February 13, 2014	February 20, 2014
March 6, 2014	March 13, 2014	March 20, 2014
April 3, 2014	April 10, 2014	April 17, 2014
May 1, 2014	May 8, 2014	May 15, 2014
June 5, 2014	June 12, 2014	June 19, 2014
July 3, 2014	July 10, 2014	July 17, 2014
August 7, 2014	August 14, 2014	August 21, 2014
September 4, 2014	September 11, 2014	September 18, 2014
October 2, 2014	October 9, 2014	October 16, 2014
November 6, 2014	November 13, 2014	November 20, 2014
December 4, 2014	December 11, 2014	December 18, 2014
January 2, 2015	January 8, 2015	January 15, 2015

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
 Historic Preservation Office  
 50 W. Gay St., 4th Fl.  
 Columbus OH 43215-9031

**Legislation Number:** PN0321-2013

**Drafting Date:** 12/11/2013

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Board of Commission Appeals 2012 Meeting Schedule

**Contact Name:** Randy F Black

**Contact Telephone Number:** (614) 645-6821

**Contact Email Address:** [rblack@columbus.gov](mailto:rblack@columbus.gov)

The Board of Commission Appeals has its Business Meeting the last Wednesday of every other month (as necessary and barring Holiday exceptions). Special hearing dates may also be scheduled on an "as needed basis" in accordance with Columbus City Code 3118. Copies of the Agenda may be obtained by calling 645-6821 or by e-mail to [rblack@columbus.gov](mailto:rblack@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 contact staff.

Business Meeting Dates  
(50 W. Gay St., 1st Fl., Rm. A)  
12:00pm

January 29, 2014  
March 26, 2014  
May 28, 2014  
July 30, 2014  
September 24, 2014  
November 26, 2014  
January 28, 2015

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**Legislation Number:** PN0331-2013

**Drafting Date:** 12/16/2013

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Downtown Commission 2014 Meeting Schedule

**Contact Name:** Daniel Thomas

**Contact Telephone Number:** 614-645-8404

**Contact Email Address:** djthomas@columbus.gov

#### Downtown Commission 2014 Meetings

##### Regular Meeting

50 W. Gay St.  
1st Floor - Room B  
8:30am - 11:00am

January 28, 2014  
February 25, 2014  
March 25 2014  
April 22, 2014  
May 27, 2014  
June 24 2014  
July 22, 2014  
August 26, 2014  
September 23, 2014  
October 21, 2014  
November 18 2014  
December 16, 2014

A Sign Language Interpreter will be made available for anyone with a need for this service, provided the Planning Division 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 contact staff.

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**Legislation Number:** PN0338-2013

**Drafting Date:** 12/23/2013

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:**

NOTICE OF REGULAR COLUMBUS RECREATION AND PARKS COMMISSION MEETINGS  
2014

**Contact Name:** Eric L.Brandon

**Contact Telephone Number:** 614-645-5253

**Contact Email Address:** ebrandon@columbus.gov

## EXHIBIT A

### *NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION*

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

*Wednesday, January 8, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, February 12, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, March 12, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, April 9, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, May 14, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, June 11, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, July 9, 2013 - 1111 East Broad Street, 43205*  
*August Recess - No meeting*  
*Wednesday, September 10, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, October 8, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, November 12, 2013 - 1111 East Broad Street, 43205*  
*Wednesday, December 10, 2013 - 1111 East Broad Street, 43205*

In the event no proper business exists the meeting may be cancelled without further notice. For more information you may contact the Columbus Recreation and Parks Department, 1111 East Broad Street, Suite 200, Columbus, Ohio 43205 (Telephone: 614-645-3319).

**Alan D. McKnight, Executive Director  
Columbus Recreation and Parks Department**

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**Legislation Number:** PN0340-2013

**Drafting Date:** 12/27/2013

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**OFFICIAL NOTICE**

**Notice/Advertisement Title:**

CIVIL SERVICE COMMISSION

COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ONLINE 24 HOURS A DAY, 7 DAYS A WEEK, OR APPLY IN PERSON 9:00 A.M. TO 4:00 P.M. MONDAY THROUGH FRIDAY.

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 77 North Front Street, 3rd Floor, Columbus, Ohio as well as on the 1st Floor in the City Job Center. Please note that all visitors are required to produce a picture ID, authenticating their identity, in order to visit the applications area on the 3rd Floor. Applicants interested in City jobs should check our website or visit the Commission offices.

**Franklinton Area Commission By-Laws**  
**As adopted on April 8, 2014**

These By-Laws / Rules of Procedure shall establish all proceedings under which the Franklinton Area Commission shall execute its duties and functions, under the grant of authority set forth in Chapter 3109, 121, 3111 of the Columbus City Code and Columbus City Charter, Sections 60 and 61.

**Article I – Duties**

- A.** To review and recommend standards of the physical preservation and development and the psychological-sociological enhancement of the Franklinton area, including but not limited to, public open space such as parks, sidewalks, streets or other public amenities.
- B.** To recommend priorities for and review of the efficiency of City services and department operations in the Franklinton area. The commission may:
  - 1.** Request and receive from City departments or agencies, periodic reports concerning City government services or practices in the Franklinton area.
  - 2.** Upon request, meet with the administrative heads of any City department or agency or any of their subordinates to obtain additional information deemed necessary for the Commission to fulfill its functions.
  - 3.** Request and receive from City departments or agencies, prior to implementation, full reports on any proposed changes in service or practice in the Franklinton area, and recommend approval or disapproval of the proposed changes.
- C.** Recommend nomination of members from the Franklinton area to City Boards or Commissions which make decisions or recommendations affecting the Franklinton area.
- D.** Review and evaluate pending legislation, exclusively affecting the Franklinton area, prior to its consideration by City Council.
- E.** Regularly receive for review, comment, and recommendation, notices of all applications for rezoning, variances and other zoning adjustments, appeals and special permits submitted regarding property located wholly or partially within the Franklinton area. The Commission may meet with applicants or neighborhood groups to advise them of potential plans for the Franklinton area, how an applicant's proposal relates to such plans, and offers suggestions for modification to the applicant's proposal as deemed appropriate.
- F.** Make recommendations for restoration and preservation of the historical significance to the area.
- G.** Receive for review and recommendation, prior to its adoption by the City of Columbus, any new or revised comprehensive plans affecting wholly or partially, the Franklinton area.
- H.** The Franklinton Area Commission shall not endorse any candidate for public office.
- I.** To aid and promote neighborhood communications within the Franklinton Area.
- J.** All expenditures shall be according to the Annual Budget.
- K.** Promote the activities and existence of the FAC to the community and other groups throughout the city. Solicit participation in the FAC.
- L.** Oversee the development and maintenance of an FAC website.

## **Article II**

### **Section 1 – Franklinton Area Boundaries**

The Franklinton Area Boundaries are: Starting at the northwest corner where the alley west of Schultz Avenue would, if extended, intersect the Scioto River, then South along said alley, crossing West Broad Street to a point where, if extended, said alley would intersect I-70; then South along I-70 to Central Avenue, South on Central Avenue to Mound Street, East on Mound Street to Mt. Calvary; then South on Mt. Calvary to the midpoint on Renick and Mt. Calvary Streets; then following the boundary of the City of Columbus first West, then South to Greenlawn Avenue; then North on Harmon Avenue to West Mound Street; then East along I-70, to the East bank of the Scioto River; then North and West along the Scioto River to the place of the beginning.

### **Section 2 – Membership and Terms**

- A.** Membership of the FAC shall consist of twenty (20) members appointed by the mayor with the concurrence of Council. Council recommends that appointments to the FAC be made from professions and individuals including one (1) person from the Mayors Cabinet and staff; seven (7) individuals, chosen from those agencies, businesses or organizations with a purpose, function or business interest located in the Franklinton area; twelve (12) residents of the Franklinton area selected according to election procedures adopted by the Franklinton Area Commission. All terms shall be for a period of two (2) years. All members shall serve without compensation. Vacancies caused by resignation, death, or otherwise shall be filled for the un-expired term by the FAC Chair, with approval by the members. For election procedures, see Section 5e.
- B.** All members shall be required to attend Area Commission Training classes provided by the City of Columbus within 2 years of appointment or election and report their participation to the chair of the Elections Committee.

## **Article III – Officers**

### **Section 1**

- A.** The officers of the Franklinton Area Commission shall be a Chairperson, Vice-Chairperson, Secretary and Treasurer. Each officer is elected for a three year term. Chair person, Vice chair and Treasurer may serve no more than 6 consecutive years but may be re-elected after a gap of at least three consecutive years
- B.** The officers of the FAC shall be elected by the membership of the FAC at the November meeting. To ensure a smooth transition, both new and old officers will put together the agenda for the December meeting. Incoming officers shall begin duties beginning December 1.

### **Section 2**

- A.** The Chairperson shall
  - 1.** Be a Franklinton resident.
  - 2.** Preside at all meetings of the FAC.
  - 3.** Serve as Ex-officio member of all committees.
  - 4.** Prepare meeting agenda.

- B.** The Vice-Chairperson shall:
1. Perform said duties of the Chairperson in the absence of the Chairperson.
  2. Perform such duties of the Chairperson as the Chairperson may from time to time delegate.
  3. Be prepared to run for Chair when the incumbent chair resigns or term limits prohibit a further term.
  3. Participate as a member of the Planning Committee.
- C.** The Secretary shall:
1. Call the roll at each meeting and maintains a permanent written record of it.
  2. Maintain a permanent written record of all action by the FAC and related committees.
  3. Maintain a permanent file of all correspondence of the FAC.
  4. Maintain a permanent written record of the names, addresses, and telephone numbers of FAC members.
- D.** The Treasurer shall:
1. Have oversight of all Franklinton Area Commission funds.
  2. Monitor the financial operations and financial condition of the FAC.
  3. Cause all financial records of the FAC to be maintained and reported to the FAC at each regular meeting, and to the City of Columbus as required.
  4. Be a member of the Finance Committee.
  5. Be responsible to maintain accepted accounting practices of financial records for assuring that sound financial practices are maintained.
  6. Perform any other duties the FAC may require.

**Section 3** There will be no limit on the term for the secretary.

### **Article IV – Meetings**

#### **Section 1 – Regular Meeting**

The regular meeting of the FAC shall be held on the second Tuesday of each month at 6:30 p.m. unless otherwise specified by a vote of a majority of all members.

#### **Section 2 – Special Meetings**

Special meetings may be called by the Chairperson, by a majority of those members present at any meeting, or by five (5) members. The person or persons calling a special meeting shall give written notice of the special meeting, its time, date, location, and agenda, to all members at least three (3) days prior to such meeting.

#### **Section 3 – Quorum**

Six current members shall constitute a quorum for all meetings of the FAC.

#### **Section 4 – Order of Business**

Business for meetings of FAC shall include:

1. Take the Roll.
2. Minutes of the previous meeting.
3. Reports of standing committees.
4. Reports of special committees.
5. Unfinished business.
6. New business.
7. Comments by members.
8. Comments by other persons present.

**Section 5 – Agenda**

The agenda for each regular meeting shall set forth all matters for discussion and be posted on the FAC web site 5 days prior to the meeting. All matters for the agenda, including minutes and committee reports, shall be submitted in writing to the Secretary at the meeting.

Minutes shall be posted on the web site within 2 weeks after the meeting

**Section 6 - Discussion Limitation**

Persons present at meetings who are not members, shall have the right to participate in discussion of matters for consideration by FAC and the Chairperson shall recognize them for that purpose. The Chairperson may limit the discussion.

When guests are invited to speak to the Commission, time will generally be limited to fifteen (15) minutes, or at the discretion of the Chairperson.

**Section 7 – Open Meetings**

All meetings of the FAC including meetings of the committees shall be open to the public. In addition, all records and recorded material shall be available for inspection by any person at the *Franklinton Branch of the Columbus Metropolitan Library* during regular business hours and on the web site.

**Section 10 – FAC Meeting Time Limit**

Commission meetings shall be limited to not more than two (2) hours unless deemed appropriate and approved by a majority of the Commission members present.

**Article V – Committees**

The various functions carried out by any committee of the Franklinton Area Commission may include, but not be limited to, the following:

- A. Study the problems and needs of the Franklinton area, bring the problems and needs to the attention of proper government agencies or the citizens of the Franklinton area, and recommend solutions.
- B. Determine the need for and recommend to City Council or any other government body any needed legislation affecting the Franklinton area.
- C. Provide a communication mechanism within the Franklinton Area **Commission** and **thus** to City Government through:
  1. Holding regular and special meetings open to the public.
  2. Conducting public hearings on problems or issues confronting the Franklinton area.
  3. Sponsoring public forums on a periodic or as needed basis to provide an opportunity for Franklinton area residents to air problems or concerns.
- E. Solicit input from all segments of the community including organizations, institutions, and government.



**Section 1**

The Chairperson of the Area Commission shall appointments Committee chairs and members.

**Section 2**

Appointment of persons, not members of the FAC, to committees shall be made by the Chair person from recommendations made by members of the FAC. All committee members have voting privileges within their committees.

**Section 3**

Committee members serve at the pleasure of the Chairperson.

**Section 4**

The present standing committees and their responsibilities are:

- A. Executive Committee:**
1. Consists of Chairperson, Vice-Chairperson, Secretary, and Chairpersons of any standing committee.
  2. Duties: Plan the direction and scope of the Franklinton Area Commission.
  3. Recommend potential candidates to fill any un-expired terms on the FAC, due to resignations, etc. such candidates shall be voted on by the entire Commission.
- B. Planning Committee:**
1. Review area plans and makes recommendations concerning them.
  2. Address health, sanitation, safety, traffic, zoning, building and housing issues in the Franklinton area and make recommendations concerning related codes, as they pertain to area plans.
  3. Examine the historical significance of the area and make recommendations concerning the same.
  4. In consultation with the City of Columbus, review flood control measures and other storm related problems.
- C. Housing Committee**
1. Examine available housing programs and initiatives offered by both public and private organizations and assist in the dissemination of information about housing issues to the Franklinton community.
  2. Address code enforcement issues.
- D. Zoning Committee:**
1. Receive, review, and make recommendations concerning applications for rezoning, zoning variances, and special permits for property located in the area.
  2. Receive and review all demolition permits for property in the Franklinton area.
  3. The FAC shall consider zoning cases that have been received by the zoning Chair at least 14 calendar days prior to the FAC meeting. Cases received less than 14 days ahead will be heard at the next FAC meeting.
  4. Commissioners shall be notified by the Zoning Chair of upcoming zoning cases no less than 12 days before a FAC meeting.

**E. Election Committee:**

1. Membership shall consist of all members whose terms do not expire at time of election. A commissioner who is up for re-election may not serve as Chair of the Elections Committee.
2. If six (6) or fewer candidates file petitions for vacancies created by expiration of terms, the election committee will decide if the expense of an election is justified.
3. The Election Committee Chair person shall present the rules of election to the Franklinton Area Commission for approval at the June FAC meeting. The decision of the election committee shall be final in deciding any election result that has been challenged.
4. Election Rules:
  - 4a. The election shall take place at the Franklinton Library on the second Saturday of October. Voting hours shall be 10 AM to 5 PM. A voter registration sheet will be provided and signed by each voter.
  - 4b. Petitions will be available at the Franklinton Library during July and August. Petitions will be due the Tuesday after Labor Day.
  - 4c. A notice of the availability of petitions shall be published in the July *Franklinton News* and other Media.
  - 4d. Candidates must be 18 years of age or older and a resident of Franklinton.
  - 4e. Signers of the petitions must be age 18 or over, and residents of Franklinton.
  - 4f. A minimum of 25 valid signatures are required on the petition for the name of candidate to be put on the ballot. Current commissioners may not sign ballots.
  - 4g. Voters must be age 18 or over, a resident of Franklinton and show proof of residency, if unknown to FAC Election Official at registration desk.
  - 4h. The decision of the Election Committee shall be final in deciding any election result that has been challenged.
  - 4i. Challenges to the Election Committee decision may be referred to the City Attorney.

**F. Community Services Committee Shall:**

1. Review community services in the Franklinton area and make recommendations concerning them to the Commission
2. Network with community organizations and help promote communication between them.
3. Review consumer-business relations in the area and make recommendations concerning the same.

**F. Finance Committee Shall:**

1. be responsible for the planning, monitoring, and evaluation of the FAC funding and financial management.
2. recommend an annual budget for approval by the FAC at the January FAC meeting.
3. perform such other duties as may be required by the FAC.

**Section 6**

Additional ad-hoc committees may be established for specific purposes by a vote of a majority of the members present at any meeting.

### **Article IV – Control Over Actions of Members**

#### **Section 1 – Authorized Representation**

No individual member of FAC shall take any action representing it to be an action of FAC or hold him/herself out as representing the FAC on any matter of policy or opinion unless that person is specifically authorized to do so by the FAC.

This does not restrict any member from taking any action or making any representation as to his or her own opinions, regardless of its possible conflict with an action of FAC. Nothing in this section shall restrict any FAC member from exercising any of the freedoms guaranteed by the First Amendment to the United States Constitution.

#### **Section 2 - Absences**

- A. If a Commission member has three or more absences from regularly scheduled FAC meetings in any calendar year (Beginning each year with the month of November), the Secretary shall bring said absences to the attention of the FAC. The FAC may, by a majority vote, recommend to the Mayor, that with consent of City Council, the Commissioner be relieved of his or her seat.
- B. For Organizations, a proxy may represent the organization at the discretion of the Chair of the FAC; however voting privileges can only be exercised by the individual approved by the Mayor to represent the organization.

#### **Section 3 – Resignations**

- A. Members of the FAC may resign by giving written notice.

### **Article VII – Amendments**

These regulations may be amended at any regular meeting of the FAC by two-thirds (2/3) majority vote of the members, provided, however, that such amendment was submitted in writing and read at the previous meeting of the FAC.

**Adopted April 8<sup>th</sup> 2014**

**By**

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**Judyth Box, Chairperson, Franklinton Area Commission**

**And**

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**Matthew Egner, Vice-Chairperson, Franklinton Area Commission**

**PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE  
DIVISION OF TRAFFIC MANAGEMENT**

**EFFECTIVE DATE: JULY 16, 2014**

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, and/or Division of Mobility Options, and/or Division of Planning and Operations, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Division of Design and Construction, and/or the Division of Mobility Options, and/or the Division of Planning and Operations, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

**PARKING REGULATIONS**

The parking regulations on the 1175 foot long block face along the W side of BAKER HILL RD from SOUTHFIELD DR extending to GROVEWOOD DR shall be

Range in feet	Code Section	Regulation
0 - 1175	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 350 foot long block face along the S side of BROWNLEE AVE from KELLNER RD extending to JAMES RD shall be

Range in feet	Code Section	Regulation
0 - 350	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 312 foot long block face along the W side of BRUCK ST from GATES ST extending to MITHOFF ST shall be

Range in feet	Code Section	Regulation
0 - 23	2105.17	NO STOPPING ANYTIME
23 - 147	2151.01	(STATUTORY RESTRICTIONS APPLY)
147 - 162		NAMELESS ALLEY
162 - 312	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 346 foot long block face along the W side of BUCHER ST from REEB AVE extending to INNIS AVE shall be

Range in feet	Code Section	Regulation
0 - 146	2151.01	(STATUTORY RESTRICTIONS APPLY)
146 - 165	2105.17	NO STOPPING ANYTIME
165 - 179		NAMELESS ALLEY
179 - 346	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 1079 foot long block face along the W side of CARSTARE DR from TERMINUS extending to ELAINE RD shall be

Range in feet	Code Section	Regulation
0 - 684	2151.01	(STATUTORY RESTRICTIONS APPLY)
684 - 696		NAMELESS ALLEY
696 - 806	2105.17	NO STOPPING ANYTIME
806 - 1079	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 590 foot long block face along the E side of CHICAGO AVE from CABLE AVE extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 107	2151.01	(STATUTORY RESTRICTIONS APPLY)
107 - 128	2105.03	HANDICAPPED PARKING ONLY
128 - 590	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 590 foot long block face along the W side of CHICAGO AVE from CABLE AVE extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 590	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 715 foot long block face along the E side of CRETE LANE from CREEKSTONE LANE extending to SICARAS LANE shall be

Range in feet	Code Section	Regulation
0 - 377	2151.01	(STATUTORY RESTRICTIONS APPLY)
377 - 513	2105.17	NO STOPPING ANYTIME
513 - 715	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 757 foot long block face along the S side of EASTMINISTER RD from KENWICK RD extending to BROWNING AVE shall be

Range in feet	Code Section	Regulation
0 - 692	2151.01	(STATUTORY RESTRICTIONS APPLY)
692 - 757	2105.17	NO STOPPING ANYTIME

The parking regulations on the 296 foot long block face along the N side of FORNOF RD from FIFTH ST extending to SIXTH ST shall be

Range in feet	Code Section	Regulation
0 - 296	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 354 foot long block face along the E side of FOURTH ST from SOUTHWOOD AVE extending to JENKINS AVE shall be

Range in feet	Code Section	Regulation
0 - 308	2151.01	(STATUTORY RESTRICTIONS APPLY)
308 - 354	2105.17	NO STOPPING ANYTIME

The parking regulations on the 1047 foot long block face along the S side of FREBIS AVE from FOURTH ST extending to BRUCK ST shall be

Range in feet	Code Section	Regulation
0 - 432	2151.01	(STATUTORY RESTRICTIONS APPLY)
432 - 494	2105.17	NO STOPPING 6AM - 2PM THURSDAY AND FRIDAY EXCEPT HOLIDAYS
494 - 617	2151.01	(STATUTORY RESTRICTIONS APPLY)
617 - 640	2105.03	HANDICAPPED PARKING ONLY
640 - 805	2151.01	(STATUTORY RESTRICTIONS APPLY)
805 - 828	2105.03	HANDICAPPED PARKING ONLY
828 - 1047	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 517 foot long block face along the N side of GENESSEE AVE from HAMILTON AVE extending to ONTARIO ST shall be

Range in feet	Code Section	Regulation
0 - 82	2105.14	BUS STOP ONLY
82 - 483	2151.01	(STATUTORY RESTRICTIONS APPLY)
483 - 517	2105.17	NO STOPPING ANYTIME

The parking regulations on the 282 foot long block face along the S side of GROVEWOOD DR from WOODWAY RD extending to FAIRWOOD AVE shall be

Range in feet	Code Section	Regulation
0 - 160	2151.01	(STATUTORY RESTRICTIONS APPLY)
160 - 183	2105.03	HANDICAPPED PARKING ONLY
183 - 282	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 736 foot long block face along the E side of HAYDEN AVE from CABLE AVE extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 736	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 774 foot long block face along the W side of HAYDEN AVE from BROAD ST extending to CABLE AVE shall be

Range in feet	Code Section	Regulation
0 - 153	2105.17	NO STOPPING ANYTIME
153 - 166		NAMELESS ALLEY
166 - 208	2151.01	(STATUTORY RESTRICTIONS APPLY)
208 - 231	2105.03	HANDICAPPED PARKING ONLY
231 - 774	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 561 foot long block face along the N side of INNIS AVE from EIGHT ST extending to WASHINGTON AVE shall be

Range in feet	Code Section	Regulation
0 - 47	2105.17	NO STOPPING ANYTIME
47 - 154	2151.01	(STATUTORY RESTRICTIONS APPLY)
154 - 168		NAMELESS ALLEY
168 - 180	2105.17	NO STOPPING ANYTIME
180 - 561	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 316 foot long block face along the S side of JENKINS AVE from EIGHTEENTH ST extending to NINETEENTH ST shall be

Range in feet	Code Section	Regulation
0 - 288	2151.01	(STATUTORY RESTRICTIONS APPLY)
288 - 316	2105.17	NO STOPPING ANYTIME

The parking regulations on the 352 foot long block face along the S side of JENKINS AVE from SIXTH ST extending to BRUCK ST shall be

Range in feet	Code Section	Regulation
0 - 311	2151.01	(STATUTORY RESTRICTIONS APPLY)
311 - 352	2105.17	NO STOPPING ANYTIME

The parking regulations on the 1050 foot long block face along the N side of LAVENDER LANE from DUPLER LANE extending to LOCKBOURNE RD shall be

Range in feet	Code Section	Regulation
0 - 1050	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 547 foot long block face along the W side of LEXINGTON AVE from FIFTH AVE extending to SHOEMAKER AVE shall be

Range in feet	Code Section	Regulation
0 - 58	2105.17	NO STOPPING ANYTIME
58 - 119	2105.14	NO STOPPING 7AM - 4PM SCHOOL DAYS EXCEPT BUSES
119 - 139	2105.17	NO STOPPING ANYTIME
139 - 158		NAMELESS ALLEY
158 - 178	2105.17	NO STOPPING ANYTIME
178 - 509	2105.14	NO STOPPING 7AM - 4PM SCHOOL DAYS EXCEPT BUSES
509 - 547	2105.17	NO STOPPING ANYTIME

The parking regulations on the 308 foot long block face along the N side of LIVINGSTON AVE from CASSINGHAM RD extending to MONTROSE AVE shall be

Range in feet	Code Section	Regulation
0 - 30	2105.17	NO STOPPING ANYTIME
30 - 215	2105.17	NO STOPPING 6AM - 9AM 3PM - 6PM WEEKDAYS
215 - 308	2105.14	BUS STOP ONLY

The parking regulations on the 310 foot long block face along the N side of LIVINGSTON AVE from EUCLAIRE AVE extending to CASSINGHAM RD shall be

Range in feet	Code Section	Regulation
0 - 310	2105.17	NO STOPPING 6AM - 9AM 3PM - 6PM WEEKDAYS

The parking regulations on the 327 foot long block face along the S side of MARKISON AVE from THIRD ST extending to FOURTH ST shall be

Range in feet	Code Section	Regulation
0 - 125	2151.01	(STATUTORY RESTRICTIONS APPLY)
125 - 146	2105.03	HANDICAPPED PARKING ONLY
146 - 160	2105.17	NO STOPPING ANYTIME
160 - 175		NAMELESS ALLEY
175 - 287	2151.01	(STATUTORY RESTRICTIONS APPLY)
187 - 327	2105.17	NO STOPPING ANYTIME

The parking regulations on the 422 foot long block face along the N side of MARKISON AVE from HIGH ST extending to THIRD ST shall be

Range in feet	Code Section	Regulation
0 - 148	2151.01	(STATUTORY RESTRICTIONS APPLY)
148 - 167	2105.17	NO STOPPING ANYTIME
167 - 181		NAMELESS ALLEY
181 - 202	2105.17	NO STOPPING ANYTIME
202 - 392	2151.01	(STATUTORY RESTRICTIONS APPLY)
392 - 422	2105.17	NO STOPPING ANYTIME

The parking regulations on the 326 foot long block face along the S side of MOLER ST from SEVENTEENTH ST extending to EIGHTEENTH ST shall be

Range in feet	Code Section	Regulation
0 - 326	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 493 foot long block face along the S side of MOUND ST from FOURTH ST extending to FIFTH ST shall be

Range in feet	Code Section	Regulation
0 - 59	2105.17	NO STOPPING ANYTIME
59 - 438	2105.17	NO STOPPING 3AM - 6AM WEEKDAYS
59 - 438	2155.03	12 HR PARKING METERS 6AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS
438 - 493	2105.17	NO STOPPING ANYTIME

The parking regulations on the 563 foot long block face along the N side of MORRILL AVE from EIGHTH ST extending to WASHINGTON AVE shall be

Range in feet	Code Section	Regulation
0 - 158	2151.01	(STATUTORY RESTRICTIONS APPLY)
158 - 171		NAMELESS ALLEY
171 - 563	2151.01	(STATUTORY RESTRICTIONS APPLY)



The parking regulations on the 563 foot long block face along the S side of MORRILL AVE from EIGHTH ST extending to WASHINGTON AVE shall be

Range in feet	Code Section	Regulation
0 - 158	2151.01	(STATUTORY RESTRICTIONS APPLY)
158 - 170		NAMELESS ALLEY
170 - 563	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 730 foot long block face along the S side of OHIO CENTER WAY from HIGH ST S extending to HIGH ST N shall be

Range in feet	Code Section	Regulation
0 - 730	2105.17	NO STOPPING ANYTIME

The parking regulations on the 542 foot long block face along the N side of OHIO CENTER WAY from HIGH ST S extending to HIGH ST N shall be

Range in feet	Code Section	Regulation
0 - 542	2105.17	NO STOPPING ANYTIME

The parking regulations on the 1182 foot long block face along the N side of PENFIELD RD from HEMSWELL CT extending to PENFILED CT W shall be

Range in feet	Code Section	Regulation
0 - 1182	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 521 foot long block face along the E side of PRINCETON AVE from TOWN ST extending to STATE ST shall be

Range in feet	Code Section	Regulation
0 - 474	2151.01	(STATUTORY RESTRICTIONS APPLY)
474 - 521	2105.17	NO STOPPING ANYTIME

The parking regulations on the 669 foot long block face along the W side of PRINCETON AVE from CABLE AVE extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 669	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 2116 foot long block face along the W side of SHELLY DR from PHELPS RD extending to ALCOTT RD shall be

Range in feet	Code Section	Regulation
0 - 2116	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 820 foot long block face along the W side of YALE AVE from SULLIVANT AVE extending to RICH ST shall be

Range in feet	Code Section	Regulation
0 - 820	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 374 foot long block face along the N side of YATES DR from QUAKER RD extending to NORWALK RD shall be

Range in feet	Code Section	Regulation
0 - 374	2151.01	(STATUTORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: TRACIE DAVIES, PUBLIC SERVICE DIRECTOR