

# **Columbus City Bulletin**



**Bulletin #43  
October 25, 2014**

# Proceedings of City Council

Saturday, October 25, 2014



## SIGNING OF LEGISLATION

(Legislation was signed by Council President Andrew J. Ginther on the night of the Council meeting, *Monday, October 20, 2014*; by Mayor, Michael B. Coleman on *Tuesday, October 21, 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, October 20, 2014

5:00 PM

City Council Chambers, Rm 231

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**REGULAR MEETING NO. 53 OF COLUMBUS CITY COUNCIL, MONDAY,  
OCTOBER 20, 2014 at 5:00 P.M. IN COUNCIL CHAMBERS.**

### **ROLL CALL**

**Present:** 7 - Hearcel Craig, Shannon Hardin, 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 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### **ELECTION OF PRESIDENT PRO TEM OF COUNCIL**

**A MOTION WAS MADE BY COUNCILMEMBER PALEY, SECONDED BY COUNCILMEMBER KLEIN TO ELECT COUNCILMEMBER MICHELLE M. MILLS AS PRESIDENT PRO TEM OF COLUMBUS CITY COUNCIL. THE MOTION CARRIED THE FOLLOWING VOTE: AFFIRMATIVE: 7 NEGATIVE: 0**

### **COMMITTEE ASSIGNMENTS**

**THE UPDATED COLUMBUS CITY COUNCIL COMMITTEE ASSIGNMENTS WERE READ INTO THE RECORD BY THE CITY CLERK**

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

- 1      [C0027-2014](#)      THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF, WEDNESDAY, OCTOBER 15, 2014:

New Type: D1

To: Six Buddies LLC  
533 Park St  
Columbus OH 43215  
Permit #81999410010

New Type: D5A  
To: S&S Airport Motel LLC  
DBA Days Inn Columbus Airport  
750 Stelzer Rd  
Columbus OH 43219  
Permit #7638505

New Type: D3, D3A  
To: Point Ventures LLC  
1192 Noe Bixby Rd  
Columbus OH 43213  
Permit #6981900

New Type: C1, C2  
To: 786 Kharian Ltd  
DBA Mobil Mart  
2635 W Broad St  
Columbus OH 43204  
Permit #80036880005

Transfer Type: C1, C2  
To: Miami Avenue Store LLC  
285 Miami Av 1st Fl & Bsmt  
Columbus OH 43203  
From: Miami Avenue Store Inc  
285 Miami Av 1st Fl & Bsmt  
Columbus OH 43203  
Permit #5697780

Transfer Type: D5, D6  
To: Movie Tavern Inc  
DBA Movie Tavern  
3773 Ridge Mill Dr  
Columbus OH 43026  
From: Tavern Beverage Company  
DBA Movie Tavern  
3773 Ridge Mill Dr  
Columbus OH 43026  
Permit #6203519

Transfer Type: D2, D2X, D3, D6

To: Blue Top Co  
1178-82 Kenny Centre Mall  
Columbus OH 43220  
From: Srida Inc  
DBA Thai Taste  
1178-82 Kenny Centre Mall  
Columbus OH 43220  
Permit #0766757

Transfer Type: D5, D6  
To: Westerville Restaurant Group LLC  
DBA Harry Buffalo  
Patio & Vollyball Court  
6150 Sunbury Rd Unit A  
Columbus OH 43081  
From: Gordon Beverage Co LLC  
Patio & Vollyball Court  
6150 Sunbury Rd Unit A  
Columbus OH 43081  
Permit #9555588

Transfer Type: D1, D2, D3, D3A, D6  
To:Hansbourne Enterprises LLC  
DBA The Cask and Barrel  
8745 Sancus Blvd  
Columbus OH 43240  
From: Greene Appell NA LLC  
Unit 12 & Patio  
6481 N Hamilton Rd  
Columbus OH 43081  
Permit #3583375

Transfer Type: C1, C2, D6  
To: Borini Inc  
DBA Courtright Market  
2213 Courtright Rd  
Columbus OH 43232  
From: Al Reem Inc  
DBA Courtright Market  
2213 Courtright Rd  
Columbus OH 43232  
Permit #0838248

Transfer Type: C1, C2  
To: Champion Express Mart Inc  
DBA Speedy Mart

1475 S Champion Av  
Columbus, OH 43207  
From: Speedy At Champion LLC  
DBA Speedy Mart  
1475 S Champion Av  
Columbus OH 43207  
Permit #1414127

Transfer Type: D1, D3, D3A, D6  
To:JTJ Management LLC  
DBA Thirsty Scholar  
2201 Neil Av  
Columbus OH 43201  
From:ZP Management LLC  
DBA Thirsty Schoilar  
2201 Neil Av  
Columbus OH 43201  
Permit #4403850

Stock Type: D5, D6  
To:WG Inc  
DBA Donericks Pub House & Patio  
6931-35 E Broad St  
Columbus OH 43213  
Permit #93235630005

Stock Type: D5B, D6  
To:TGI Fridays Inc  
DBA TGI Fridays  
Polaris Fashion Center  
1330 Polaris Pkwy  
Columbus OH 43240  
Permit #87704180100

Stock Type: D5, D6  
To: Wood Torn Inc  
DBA Hard Rd Café  
1880 Hard Rd & Patio  
Columbus OH 43235  
Permit #9767408

Stock Type: D5, D6  
To: T Wood Inc  
DBA Donericks Pub  
3783 S Hamilton Rd & Patios  
Columbus OH 43125

Permit #97570560005

Stock Type: D1, D2, D3, D3A, D6  
To: W E E Inc  
DBA Donericks Pub & Patio  
1137-39 Worthington Woods Blvd  
Columbus OH 43085  
Permit #9323534

Trex Type: D1, D2  
To: Pies & Pints Short North LLC  
1026 and 1028 N High St  
Columbus OH 43215  
From: Pizza Hut of America Inc  
Permit #69512790140

Advertise Date: 10/18/14  
Agenda Date: 10/20/14  
Return Date: 10/20/14

Read and Filed

## RESOLUTIONS OF EXPRESSION

### GINTHER

- 2      [0182X-2014](#)      To endorse Issue 4, the Franklin County Children Services levy, on the November 4th ballot.

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

### PALEY

- 3      [0183X-2014](#)      To honor and recognize 25th Anniversary of Shadowbox Live

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

- 4      [0184X-2014](#)      To declare the month of October, 2014 to be Domestic Violence Prevention Month in Columbus, Ohio

**A motion was made by Paley, seconded by Craig, that this Ceremonial**



**Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**TYSON**

5 [0177X-2014](#) To recognize Red Ribbon Week and to celebrate a drug free Columbus.

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**THE FOLLOWING ORDINANCE WAS REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING**

**Finance Committee: Ordinance #2331-2014**

**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 SERVICE & TRANSPORTATION: HARDIN, CHR. TYSON PALEY GINTHER**

FR-1 [2314-2014](#) To authorize the Director of the Department of Technology, on behalf of the Division of Police, to modify an agreement with Xerox State and Local Solutions Inc. to enhance the eTIMS Tow System; and to authorize the expenditure of \$12,300.00 from the Department of Technology, Internal Services Fund. (\$12,300.00)

**Read for the First Time**

FR-2 [2333-2014](#) To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.0054 acre portion of the right-of-way adjacent to East Broad Street, west of Ashburton Road, adjacent to property owned by Speedway, LLC located at 3304 East Broad Street.

**Read for the First Time**

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

**FR-3**     [2081-2014](#)     To authorize the Director of Public Utilities to modify the professional engineering services agreement with Chester Engineers, Inc. for the Southerly Wastewater Treatment Plant Corrosion Prevention and Protective Coating Systems Consultant agreement; the transfer within of \$66,935.84 and the expenditure of up to \$227,134.38 from the Sanitary Sewer General Obligation Bond Fund; and amend the 2104 Capital Improvements Budget. (\$227,134.38)

**Read for the First Time**

**FR-4**     [2094-2014](#)     To authorize the Director of Public Utilities to enter into agreements with CDM Smith Inc. and MWH Americas Inc. for professional engineering services for the Dublin Road Water Plant and Hap Cremean Water Plant UV Disinfection Projects for the Division of Water; to authorize a transfer and expenditure up to \$1,826,895.09 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$1,826,895.09)

**Read for the First Time**

**FR-5**     [2117-2014](#)     To authorize the Director of Public Utilities to enter into planned contract modifications of the General Engineering Service - Water Distribution Group agreements with Stantec Consulting Services, Inc. and HDR Engineering, Inc. for the Division of Water; to authorize a transfer and expenditure up to \$500,000.00 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$500,000.00)

**Read for the First Time**

**FR-6**     [2158-2014](#)     To authorize the Director of Public Utilities to apply for, accept, and enter into up to five (5) Water Supply Revolving Loan Account Agreements with the Ohio Environmental Protection Agency and the Ohio Water Development Authority, during Program Year 2015, for the construction of water distribution system improvements; and to designate a repayment source for the loans.

**Read for the First Time**

**FR-7**     [2160-2014](#)     To authorize the Director of Finance and Management to enter into a contract with Central Ohio Forklifts, Inc. for the purchase of a Trailer Mounted Boom Lift for the Division of Sewerage and Drainage and to authorize the expenditure of \$23,902.26 from the Sewer Operating Fund. (\$23,902.26)

**Read for the First Time**

**FR-8**     [2168-2014](#)     To authorize the Director of Public Utilities to enter into an agreement with URS Corporation - Ohio for professional engineering services for the South Broadleigh Road Area Water Line Improvements Project for

the Division of Water; to authorize a transfer and expenditure up to \$223,743.10 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$223,743.10)

**Read for the First Time**

- FR-9** [2184-2014](#) To authorize the Director of Public Utilities to enter into a construction contract with Kenmore Construction Company, Inc., for the Southerly Wastewater Treatment Plant, Corrosion Prevention and Protective Coating Systems Project, Phase 3; to transfer \$153,300.00; to expend up to \$2,676,300.00 in funds from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$2,676,300.00)

**Read for the First Time**

- FR-10** [2200-2014](#) To authorize the Director of Finance and Management to enter into a contract with FYDA Freightliner Columbus, Inc. for the purchase of a Single Axle Dump Truck with Plow and Spreader for the Division of Water and to authorize the expenditure of \$131,817.00 from the Water Operating Fund. (\$131,817.00)

**Read for the First Time**

- FR-11** [2217-2014](#) To authorize the Director of Public Utilities to enter into an agreement with DLZ Ohio, Inc. for professional engineering services for the Arcadia Avenue Area Water Line Improvements Project; for the Division of Water; to authorize a transfer and expenditure up to \$270,332.37 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$270,332.37)

**Read for the First Time**

- FR-12** [2220-2014](#) To authorize the Director of Public Utilities to enter into an agreement with URS Corporation - Ohio for professional engineering services for the Parsons Avenue Water Plant Concept Plan Update for the Division of Water; to authorize a transfer and expenditure up to \$897,906.69 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$897,906.69)

**Read for the First Time**

- FR-13** [2225-2014](#) To authorize the Director of Finance and Management to enter into a contract with ESEC Corporation, dba Columbus Peterbilt, for the purchase of three (3) CNG Combination Sewer Cleaning Machines for the Division of Sewerage and Drainage; and to authorize the expenditure of \$1,199,913.00 from the Sewer Operating Fund. (\$1,199,913.00)

**Read for the First Time**

- FR-14** [2231-2014](#) To authorize the Director of Finance and Management to establish a purchase order from the Universal Term Contract with AT&T for Data Line Services for the Department of Public Utilities, to authorize the expenditure of \$55,000.00 from the Water Operating Fund. (\$55,000.00).  
**Read for the First Time**
- FR-15** [2250-2014](#) To authorize the Director of Finance and Management to enter into a contract with Horizon Telcom 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 \$45,638.26 from the Sewerage System Operating Fund. (\$45,638.26)  
**Read for the First Time**
- FR-16** [2252-2014](#) To authorize the Director of Finance and Management to enter into a contract with Davis Trailer World LLC for the purchase of an Aluminum Trailer with Generator for the Division of Sewerage and Drainage and to authorize the expenditure of \$34,068.00 from the Sewer Operating Fund. (\$34,068.00)  
**Read for the First Time**

**TECHNOLOGY: KLEIN, CHR. PALEY HARDIN GINTHER**

- FR-17** [1856-2014](#) To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to renew an agreement for annual software maintenance and support and modify that agreement for software licenses and professional services for the iPACS system with enfoTech & Consulting, Inc.; and to authorize the expenditure of \$51,492.00 from the Department of Technology, Internal Services Fund. (\$51,492.00)  
**Read for the First Time**
- FR-18** [2205-2014](#) To authorize the Director of the Department of Technology to enter into a software maintenance and support service agreement with Lyrod Software Inc. in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$1,360.00 from the Department of Technology, Information Services Division, Internal Service Fund. (\$1,360.00)  
**Read for the First Time**
- FR-19** [2221-2014](#) To authorize the Director of the Department of Technology (DoT), on behalf of the Civil Service Commission, to enter into an agreement with Biddle Consulting Group Inc. for software maintenance and support of CritiCall software in accordance with sole source provisions in the Columbus City Code; and to authorize the expenditure of

\$3,995.00 from the Department of Technology, internal service fund.  
(\$3,995.00)

**Read for the First Time**

- FR-20** [2297-2014](#) To authorize the Director of the Department of Technology (DoT) to enter into an annual software license, maintenance and support contract with B & L Associates Inc. for the BL/LIB Tape Library Management System in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$14,470.00 from the Department of Technology, Information Services Division, internal service fund. (\$14,470.00)

**Read for the First Time**

## **CA CONSENT ACTIONS**

### **FINANCE: TYSON, CHR. MILLS PALEY GINTHER**

- CA-1** [2063-2014](#) To authorize and direct the Finance and Management Director to issue a purchase order for cellular phone and wireless data communication services for the Department of Building and Zoning Services from an existing Cooperative State of Ohio Term Contract established for such purpose by the State of Ohio, Department of Administrative Services Purchasing Office with Celco Partnership dba Verizon Wireless, to authorize the expenditure of \$39,000.00 from the Development Services Fund; and to declare an emergency. (\$39,000.00)

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

- CA-2** [2247-2014](#) To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Winnsapes for mowing, landscape maintenance, and snow removal services for various City facilities; to authorize the total expenditure of \$19,276.92 from the General Fund; and to declare an emergency. (\$19,276.92)

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

- CA-3** [2251-2014](#) To authorize the Director of Finance and Management, on behalf of the Facilities Management Division, to establish a purchase order in accordance with terms and conditions of a Universal Term Contract (UTC) with Motorola Solutions, Inc. for the purchase of new radios for City Hall security personnel; to authorize the expenditure of \$30,500.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$30,500.00)

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

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

- CA-5** [2162-2014](#) To authorize and direct Columbus Public Health to accept a grant from Central Ohio Trauma System to continue the coordination of a county-level coalition for Franklin County in the amount of \$6,000.00; and to authorize the appropriation of \$6,000.00 in the Health Department Grants Fund. (\$6,000.00)

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

- CA-6** [2211-2014](#) To authorize the Director of Finance and Management to enter into contract with Continental Office Furniture, Inc. for the purchase and installation of modular office furniture, in accordance with sole source provisions of the City Code; to authorize the expenditure of \$13,156.97 from the Health Department Grants Fund; and to declare an emergency. (\$13,156.97)

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

- CA-7** [2268-2014](#) To authorize and direct the Board of Health to accept supplemental grant funds from the Ohio Department of Health for the STD Control Grant program in the amount of \$20,000.00; to authorize the appropriation of \$20,000.00 from the Health Department Grants Fund; and to declare an emergency. (\$20,000.00)

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

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

- CA-8** [2138-2014](#) To authorize the Director of the Department of Recreation and Parks to modify an existing contract with BSN Sports Inc. in order to continue to supply the department with necessary sporting goods; to authorize the expenditure of \$10,000.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$10,000.00)

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

- CA-9** [2254-2014](#) To authorize and direct the Finance and Management Director to issue a purchase order for local telephone services from the existing Universal Term Contract established with AT&T for such purpose by the Purchasing Office; to authorize the expenditure of \$10,000.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$10,000.00)

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

- CA-10** [2255-2014](#) To authorize and direct the Finance Director to issue a purchase order for cellular telephone services from the existing universal term contract

established with Sprint Solutions Inc. for such purpose by the Purchasing Office; to authorize the expenditure of \$20,000.00 from the Recreation and Parks Operating Fund \$10,000.00 and from the Recreation and Parks Grant Fund; and to declare an emergency. (\$30,000.00)

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

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

**CA-11** [0175X-2014](#) To declare the City's necessity and intent to appropriate fee simple title and lesser real property interests for the Department of Public Service, Brentnell Avenue & Bar Harbor Road - Sidewalk Improvements (PID 440005-100041) Public Project; and to declare an emergency. (\$0.00)

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

**CA-12** [0176X-2014](#) To declare the City's necessity and intent to appropriate the redesigned fee simple title and lesser real property interests for the Department of Public Service/Recreation and Parks Department, Bridge and Trail Improvements - West Fifth Avenue from McKinley Avenue to Dublin Road (PID 530301-160771) Public Project; and to declare an emergency. (\$0.00)

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

**Abstained:** 1 - Michelle Mills

**Affirmative:** 6 - Hearcel Craig, Shannon Hardin, Zachary Klein, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**CA-13** [2064-2014](#) 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 authorize the Director of Public Service to enter into Guaranteed Maximum Reimbursement Agreements with CDS Wall Street Construction, Inc. for up to \$265,000.00 to design and construct Phase 1 and design Phase 2 improvements to Wall Street from West Main Street to West Rich Street; and to authorize the expenditure of \$265,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency (\$265,000.00).

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

**CA-14** [2130-2014](#) To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bonds Fund, the Northland and Other Acquisitions Fund, and the Storm Sewer Bonds Fund; to authorize the Director of Public

Service to enter into contract with The EDGE Group, Inc. for engineering, technical, and surveying services in connection with the Roadway Improvements - Downtown Standards Update project; to authorize the expenditure of up to \$100,000.00 from the Streets and Highways Bonds Fund, up to \$50,000.00 from the Northland and Other Acquisitions Fund, and up to \$50,000.00 from the Storm Sewer Bonds Fund; and to declare an emergency. (\$200,000.00)

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

**CA-15** [2199-2014](#)

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 Carpenter Marty Transportation Inc. for engineering, technical, and surveying services in connection with the Roadway Improvements - Downtown General Engineering project; to authorize the expenditure of up to \$200,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$200,000.00)

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

**CA-16** [2203-2014](#)

To authorize the Director of Public Service to reimburse various property owners for the replacement of concrete curbs; to amend the 2014 Capital Improvement Budget; to appropriate \$25,000.00 within the Street and Highway Improvement Fund; to authorize and direct the City Auditor to transfer funds and appropriation between projects within the Street and Highway Improvement Fund; to authorize the expenditure of \$25,000.00 within the Street and Highway Fund for this purpose; and to declare an emergency. (\$25,000.00)

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

**CA-17** [2207-2014](#)

To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.164 acre parcel of City right-of-way consisting of the unnamed east/west alley south of Bonham Avenue, and the unnamed north/south alley east of Cleveland Avenue, adjacent to property owned by Famous Realty of Cleveland, Inc., located at 917 Bonham Avenue.

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

**CA-18** [2208-2014](#)

To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.023 acre portion of the right-of-way adjacent to North High Street, between East Long and East Spring Streets, adjacent to property owned by Schiff Capital Group, LLC., located at 8 East Long Street.

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

**CA-19** [2210-2014](#)

To authorize the Finance and Management Director to enter into one



contract for the option to purchase Organic Based Performance Enhancer (Beet Juice) from King-Tuesley Enterprises dba Road Solutions, Inc.; to authorize the expenditure of one dollar to establish this contract from the General Fund; and to declare an emergency (\$1.00).

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

**CA-20** [2219-2014](#)

To authorize the Director of Public Service to enter into contract with the Franklin County Engineer's Office for snow and ice removal services; to authorize the expenditure of up to \$400,000.00 from the Municipal Motor Vehicle License Tax Fund.

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

**CA-21** [2265-2014](#)

To accept the plat titled "Summerlyn Section 4", from Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land; and to declare an emergency.

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

**CA-22** [2266-2014](#)

To accept the plat titled "Reynolds Crossing Section 2 Part 4", from Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land; and to declare an emergency.

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

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

**CA-23** [1983-2014](#)

To amend the Department of Public Safety's 2014 Capital Improvement Budget and transfer funds between projects within the Safety Bond funds; to authorize and direct the Finance and Management Director to enter into a contract with Surrey Fire Safety House for the purchase of one (1) "Safe House" tow behind trailer equipped for use in training the public on fire safety for the Division of Fire; to authorize the expenditure of \$62,498.00 from Safety Voted Bond Fund 701; and to declare an emergency. (\$62,498.00)

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

**CA-24** [2074-2014](#)

This ordinance authorizes the Mayor of the City of Columbus to enter into a Memorandum of Understanding with Franklin County, to establish the P-25 Digital Communications Governing Board and to continue the Central Ohio Communications Advisory Committee (COCAC) as the technical subcommittee of both the City and County's respective P-25 radio systems; and to declare an emergency. (\$0.00)

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

- CA-25** [2104-2014](#) To authorize the Director of Public Safety to enter into contract with Public Safety Corporation in accordance with the sole source provision of the Columbus City Code; to purchase an upgrade to the current false alarm system in the License Section; to authorize the expenditure of \$11,500.00 from the Safety Initiative Fund; and to declare an emergency. (\$11,500.00)  
**This item was approved on the Consent Agenda.**
- CA-26** [2114-2014](#) To authorize and direct the Municipal Court Clerk to modify and extend the contract with Official Payments Corporation for the provision of an on-line electronic credit card payment service; and to declare an emergency. (\$0)  
**This item was approved on the Consent Agenda.**
- CA-27** [2241-2014](#) To authorize the appropriation of \$5,000.00 for 2014 from the unappropriated balance of the Franklin County Municipal Court Judges dispute resolution fund for all anticipated expenses associated with the enhancement of small claim services; and to declare an emergency. (\$5,000.00)  
**This item was approved on the Consent Agenda.**
- CA-28** [2242-2014](#) To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept five grants totaling \$236,730.00 from the Bureau of Criminal Justice; to appropriate \$236,730.00 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court; and to declare an emergency. (\$236,730.00)  
**This item was approved on the Consent Agenda.**
- CA-29** [2246-2014](#) 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 a contract on behalf of the Office of Construction Management with Charter Hill Construction, Inc. for the construction of two storage buildings for the Division of Police; to authorize the expenditure of \$55,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$55,000.00)  
**This item was approved on the Consent Agenda.**
- CA-30** [2248-2014](#) To authorize the Director of the Department of Finance and Management to execute the instrument(s), as approved by the City Attorney, necessary to quit claim grant an easement to the Ohio Edison Company, in consideration of Ten Thousand and 00/100 U.S. Dollars (\$10,000.00), located at the Scioto River O'Shaughnessy Reservoir Lands in order to maintain existing electric distribution

facilities; and to declare an emergency. (\$0.00)

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

- CA-31** [2291-2014](#) To authorize the City Attorney to modify and extend a contract with Computer Aid, Inc. for staff augmentation services; to authorize the expenditure of Ten Thousand Dollars from the Department of Technology, Information Services Division, Information Services Fund; and, to declare an emergency. (\$10,000.00)

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

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

- CA-32** [0170X-2014](#) To declare the City's necessity and intent to appropriate additional fee simple title and lesser real property interests for the Department of Public Utilities, Division of Sewerage and Drainage, Blacklick Creek Sanitary Interceptor Sewer (CIP 650034-100006) Public Project; and to declare an emergency. (\$0.00)

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

- CA-33** [2013-2014](#) To authorize the Director of Finance and Management to enter into a contract with FYDA Freightliner Columbus, Inc. for the purchase of two (2) Diesel Powered 14' Step Vans for the Division of Water and to authorize the expenditure of \$212,310.00 from the Water Operating Fund. (\$212,310.00)

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

- CA-34** [2115-2014](#) To authorize the City Attorney to spend additional funds to acquire certain fee simple title and lesser real property interests and contract for associated professional services for the Department of Public Utilities, Division of Sewerage and Drainage, Big Walnut Augmentation Rickenbacker Interceptor Lockbourne Intermodal Sub-trunk (PID 650491-100002) Public Project; and to declare an emergency. (\$297,914.86)

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

- CA-35** [2159-2014](#) To authorize the Director of Finance and Management to establish blanket purchase orders for Mainline Fire Hydrant and Repair Parts from Universal Term Contracts with HD Supply Waterworks LTD and Ferguson Enterprises, Inc., for the Division of Water, to authorize the expenditure of \$50,000.00 from Water Operating Fund. (\$50,000.00)

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

- CA-36** [2161-2014](#) To authorize the Director of Finance and Management to establish a blanket purchase order for Crushed Limestone and Gravel Aggregates

from an established Universal Term Contract with Shelly Materials, Inc. for the Division of Water; to authorize the expenditure of \$40,000.00 from the Water Operating Fund. (\$40,000.00)

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

**CA-37** [2179-2014](#)

To authorize the Director of Finance and Management to establish a blanket purchase order from a pending Universal Term Contract for the Rental of Construction Equipment with Operator with Travco Construction, Inc., for the Division of Sewerage and Drainage, and to authorize the expenditure of \$800,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$800,000.00)

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

**CA-38** [2310-2014](#)

To authorize the Director of Public Utilities to pay operating license fees for the City's three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency for the Division of Water; to authorize the expenditure of \$212,681.44 from the Water Operating Fund; and to declare an emergency. (\$212,681.44)

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

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

**CA-39** [2233-2014](#)

To authorize the appropriation of \$30,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development; to authorize the Director of the Department of Development to modify a contract with STR LLC to renew the annual user subscription service fee for software services provided for the Land Redevelopment Office's comprehensive database; to authorize the expenditure of \$30,000.00 from the Land Management Fund; and to declare an emergency. (\$30,000.00)

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

**CA-40** [2256-2014](#)

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Cloverleaf Cold Storage Co. & CCS Realty Co. to modify the dates for the construction of real property improvements and modify the term of the exemption; and to declare an emergency.

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

**CA-41** [2257-2014](#)

To authorize the Director of the Department of Development to amend the Reimbursement Agreement with MORSO Holding Co. for the purpose of modifying the calculation date for determining the reimbursement amount payable to the Developer for the construction of public improvements benefiting and serving the Easton area; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-42** [2258-2014](#) To amend Ordinance 2117-2005 establishing the New Albany West-Central College Incentive District, to declare improvements to certain additional parcels of real property to be a public purpose; to describe public improvements to be made to benefit those parcels; to require the owners thereof to make service payments in lieu of taxes used to pay for the costs of such public improvements; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-43** [2296-2014](#) To authorize an appropriation of \$77,307.40 within the HOME Fund to the Department of Development; to authorize the Director of the Department of Development to return funds to the U.S. Department of Housing and Urban Development from which the original HOME dollars were drawn; to authorize the expenditure of \$77,307.40 in HOME Funds; and to declare an emergency. (\$77,307.40)

This item was approved on the Consent Agenda.

- CA-44** [2329-2014](#) To authorize the appropriation of \$120,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for various expenses associated with the management and maintenance of properties held in the Columbus Land Bank; and to declare an emergency. (\$120,000.00)

This item was approved on the Consent Agenda.

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

- CA-45** [2186-2014](#) To accept Memoranda of Understanding #2014-03, #2014-04 and #2014-05 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amend the Collective Bargaining Contract, April 1, 2014 through March 31, 2017; and to declare an emergency.

This item was approved on the Consent Agenda.

#### **APPOINTMENTS**

- CA-46** [A0172-2014](#) Appointment of Sherry R. Kish, Mayor's Office, 90 West Broad, Columbus, Ohio 43215 to serve on the Columbus Zoo Board replacing Michael Reese with a new term expiration date of December 2015. (Resume attached)

This item was approved on the Consent Agenda.

**CA-47** [A0173-2014](#) Appointment of Ed Walters, 1996 Willow Run Road, Grove City, OH 43123, to serve on the Southwest Area Commission replacing Kathy Hatfield, with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2016 (resume attached).

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

**CA-48** [A0174-2014](#) Appointment of Diana Humble, 2063 Asher Court, Columbus, OH 43223, to serve on the Southwest Area Commission replacing Ed Walters, with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2017 (resume attached).

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

**CA-49** [A0175-2014](#) Reappointment of Ralph Horn, 1610 North East Field Drive, Columbus, OH 43223, to serve on the Southwest Area Commission with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2015 (resume attached).

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

**CA-50** [A0176-2014](#) Reappointment of Juanita Kaufman, 1835 Eastfield Drive, Columbus, OH 43223, to serve on the Southwest Area Commission with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2015 (resume attached).

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

**CA-51** [A0177-2014](#) Reappointment of Stefanie Lynn Coe, 1397 Gorham Drive, Columbus, OH 43223, to serve on the Southwest Area Commission with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2017 (resume attached).

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

**CA-52** [A0178-2014](#) Reappointment of Gail Rowat, 1811 Longwood Avenue, Columbus, OH 43223, to serve on the Southwest Area Commission with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2015 (resume attached).

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

**CA-53** [A0179-2014](#) Reappointment of George Wagner, 1726 Eastfield Drive N., Columbus, OH 43223, to serve on the Southwest Area Commission with a new term beginning date of August 1, 2014 and a term expiration date of August 1, 2015 (resume attached).

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

**CA-54** [A0180-2014](#) Appointment of Jeremy Kamer, 4183 Parsons Avenue, Columbus, OH 43207, to serve on the Far South Columbus Area Commission

replacing Ronald Sams, with a new term beginning date of July 1, 2014 and a term expiration date of June 30, 2017 (resume attached).

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

**CA-55** [A0181-2014](#)

Appointment of Anthony S. Hartke, 364 Jackson Street, Columbus, OH 43206, to serve on the German Village Area Commission, to complete the unexpired term of Lisa Case, with a new term beginning upon approval and a term expiration date of June 30, 2016 (resume attached).

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

**CA-56** [A0184-2014](#)

Reappointment of Richard Talbot, 4236 Shire Cove Road, Hilliard, OH 43026, to serve on the University Area Commission with a new term beginning date of June 17, 2014, and a term expiration date of January 20, 2015 (resume attached).

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

**CA-57** [A0185-2014](#)

Reappointment of David Hegley, 4400 Olentangy Blvd., Columbus, OH 43214, to serve on the University Area Commission with a new term beginning date of June 17, 2014 and a term expiration date of January 20, 2015 (resume attached).

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

**CA-58** [A0186-2014](#)

Reappointment of Joyce Hughes, 1196 North 6th Street, Columbus, OH 43201, to serve on the University Area Commission with a new term beginning date of June 1, 2014 and a term expiration date of January 20, 2015 (resume attached).

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

**CA-59** [A0187-2014](#)

Reappointment of Seth Golding, 43 E. Dodridge Street, Columbus, OH 43202, to serve on the University Area Commission with a new term beginning date of June 1, 2014 and a term expiration date of January 20, 2015 (resume attached).

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

**CA-60** [A0188-2014](#)

Reappointment of Lucas Dixon, 43 E. Dodridge Street, Columbus, OH 43202, to serve on the University Area Commission with a new term beginning date of June 1, 2014 and a term expiration date of January 20, 2015 (resume attached).

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

**CA-61** [A0189-2014](#)

Reappointment of Doreen Uhas-Sauer, 2111 Iuka Avenue, Columbus, OH 43201, to serve on the University Area Commission with a new term beginning date of June 17, 2014 and a term expiration date of January 20, 2015 (resume attached).

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

- CA-62** [A0190-2014](#) Reappointment of Sharon Young, P. O. Box 06082, Columbus, OH 43206, to serve on the University Area Commission with a new term beginning date of June 17, 2014 and a term expiration date of January 20, 2015 (resume attached).

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

- CA-63** [A0193-2014](#) Appointment of Jessica Martin, 2153 Margaret Avenue, Columbus, OH 43219, to serve on the North Central Area Commission with a new term beginning date of October 1, 2014 and a term expiration date of September 30, 2016 (resume attached).

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

- CA-64** [A0194-2014](#) Reappointment of Wallace McLean, 1496 Delbert Road, Columbus, OH 43219, to serve on the North Central Area Commission with a new term beginning date of October 1, 2014 and a term expiration date of September 30, 2016 (resume attached).

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

- CA-65** [A0195-2014](#) Reappointment of Carl Lee, 1753 E. 26th Avenue, Columbus, OH 43219, to serve on the Milo Grogan Area Commission with a new term beginning date of October 1, 2014 and a term expiration date of September 30, 2017 (resume attached).

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

- CA-66** [A0196-2014](#) Appointment of Ryan Johnson, 771 E. 2nd Avenue, Columbus, OH 43201 to serve on the Milo Grogan Area Commission replacing Carla Anderson, with a new term beginning date of October 1, 2014 and a term expiration date of September 30, 2017 (resume attached).

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

- CA-67** [A0197-2014](#) Reappointment of Brenda Johnson-Williams, 839 E. 3rd Avenue, Columbus, OH 43201 to serve on the Milo Grogan Area Commission with a new term beginning date of October 1, 2014 and a term expiration date of September 30, 2017 (resume attached).

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

- CA-68** [A0198-2014](#) Appointment of Lela Boykin, 1543 Hawthorne Avenue, Columbus, OH 43203 to serve on the Near East Area Commission replacing Brenda Elliott, with a new term beginning date of November 1, 2014 and a term expiration date of June 30, 2017 (resume attached).

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



## Approval of the Consent Agenda

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

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

[2331-2014](#)

To authorize the Finance and Management Director, on behalf of the Facilities Management Division, to enter into a contract with AA Janitorial & Building Maintenance, Inc. for custodial services at the Columbus Police Academy, 1000 North Hague Avenue; to authorize the expenditure of \$197,000.00 from the General Fund; and to declare an emergency. (\$197,000.00)

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

SR-1 [2343-2014](#)

To authorize and direct the Director of Recreation and Parks to modify the existing contract with Burgess & Niple, Inc. for the Saunders Park Phase II Property Assessment and Human Health-Based Risk Assessment Project; to authorize the City Auditor to transfer \$309,000.00 within the Recreation and Parks Bond Fund; to amend the 2014 Capital Improvement Budget; to authorize the expenditure of \$289,000.00 with a contingency of \$20,000.00 for a total of \$309,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$309,000.00)

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

SR-2 [2215-2014](#)

To authorize the City Auditor to appropriate and transfer \$999,580.85 from the Preserve TIF Fund and to appropriate and transfer \$349,871.48 from the Special Income Tax Fund to the Preserve TIF

Fund; to authorize the City Auditor to transfer monies between funds within the Department of Public Service; to authorize the City Auditor to appropriate \$2,675,301.05 within the State Issue II Street Projects Fund; to authorize the Director of Public Service to enter into contract with Danbert Inc. to provide for the payment of the contract and construction administration and inspection services in connection with the Arterial Street Rehabilitation - Morse Road - Preserve TIF Improvements Phase 1 project; to authorize the appropriation and expenditure of \$2,675,301.05 from the State Issue II Street Projects Fund; and to declare an emergency. (\$2,675,301.05)

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-3** [2237-2014](#)

To authorize the City Auditor to transfer monies between object levels within the Department of Public Service Streets and Highway Bonds Fund; to authorize the City Auditor to transfer monies between funds within the Department of Public Service; to authorize the City Auditor to appropriate \$2,350,063.21 within the Local Transportation Improvement Fund; to authorize the Director of Public Service to enter into contract with Danbert, Inc.; to provide for the payment of construction administration and inspection services in connection with the Roadway Improvements - 18th Street project; to authorize the expenditure of up to \$2,350,063.21 from the Local Transportation Improvement Fund; and to declare an emergency. (\$2,350,063.21)

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-4** [2238-2014](#)

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 authorize the Director of Public Service to enter into a contract with DeBra-Kuempel Inc. for the replacement of HVAC equipment; to waive competitive bidding requirements of City Code; to authorize the expenditure of up to \$135,636.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$135,636.00)

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-5** [2280-2014](#)

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to appropriate \$310,724.13 from the unappropriated balance of the Street and Highway Bonds Fund; 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 G&G Cement Contractors, LLC; to provide for the payment of construction administration and inspection services in connection with the Resurfacing - 2014 Brick Rehabilitation project; to authorize the expenditure of up to \$1,611,504.57 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$1,611,504.57)

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## RECESS

*RECESSED AT 6:28 PM*

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## RECONVENE

*RECONVENED AT 7:01 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**SR-6** [2116-2014](#) To authorize the Municipal Court Clerk to enter into a contract with 3SG Corporation for the provision of software maintenance services for the Franklin County Municipal Court imaging system; to waive the competitive bidding provisions of Columbus City Code; to authorize an expenditure of \$24,947.82 from the Municipal Court Clerk Computer Fund; and to declare an emergency.(\$24,947.82)

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-7** [2171-2014](#) To authorize the Directors of the Departments of Finance and Management and Public Safety to enter into contracts for the purchase of miscellaneous equipment from multiple vendors, for the new crime lab; to authorize the expenditure of \$100,000.00 from the

Safety Voted Bond 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**SR-8** [1976-2014](#) To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Stantec Consulting Services, Inc. for the Division of Sewerage and Drainage for the Big Walnut Trunk Extension Phase 2 project; to transfer within and expend up to \$1,241,262.13 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,241,262.13)

**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, Shannon Hardin, Zachary Klein, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-9** [2093-2014](#) To authorize the Director of Public Utilities to enter into a construction contract with PAE & Associates for the Upper Scioto West Air Quality Improvements Project; to authorize the transfer within and the expenditure of \$2,235,600.00 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Project. (\$2,235,600.00)

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-10** [2204-2014](#) To authorize the Director of Finance and Management to enter into a contract with Protectoplas Company for the purchase of a Thermoplastic Tank Liner Replacement for the Division of Water; to authorize the expenditure of \$39,949.80 from the Water Operating Fund; to waive competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$39,949.80)

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-11** [2239-2014](#) To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power; to waive competitive bidding provisions

of Columbus City Code; to authorize the expenditure of \$1.00 from the Electricity Operating Fund; and to declare an emergency. (\$1.00)

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**SR-12** [1472-2014](#) To authorize the Director of the Department of Technology to enter into a contract with FishNet Security, Inc to provide an Encase Cybersecurity software solution with service for a period of one year from the date of a certified purchase order; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$67,295.20; and to declare an emergency. (\$67,295.20)

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**SR-13** [2188-2014](#) To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with McDaniel's Construction Corp., Inc. for a tax abatement of seventy-five percent (75%) for a period of ten (10) years on new construction of a corporate headquarters in consideration of a proposed total investment of approximately \$1.1 million.

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-14** [2216-2014](#) To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Agreement with RTTW, LTD dba treetree 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**SR-15** [2382-2014](#) To adopt the Consolidated Submission for Community Planning and Development Programs including the Consolidated Plan, the related

Citizen Participation Plan, and the Action Plan; to authorize the filing of the Consolidated Submission with the U.S. Department of Housing and Urban Development; and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

### **SR-16 [2937-2013](#)**

To amend Chapter 361 Income Tax of the Columbus City Codes, 1959 Sections 361.06, 361.07, 361.11, 361.12, 361.16, 361.19, 361.20, 361.21, 361.22, 361.24, 361.25, 361.33, 361.35, in order to ensure that the treatment previously afforded Columbus taxpayers pursuant to Ohio Revised Code 718, Municipal Income Taxes is reflected in the City Code sections being amended.

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## **ADJOURNMENT**

*ADJOURNED AT 7:14 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**THERE WILL BE NO CITY COUNCIL MEETING ON OCTOBER 27, 2014.**  
**THE NEXT SCHEDULED MEETING WILL BE ON MONDAY, NOVEMBER 3,**  
**2014.**



# City of Columbus

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

## Minutes - Final Zoning Committee

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Monday, October 20, 2014

6:30 PM

City Council Chambers, Rm 231

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### REGULAR MEETING NO. 54 OF CITY COUNCIL (ZONING), OCTOBER 20, 2014 AT 6:30 P.M. IN COUNCIL CHAMBERS

#### ROLL CALL

**Present** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

#### READING AND DISPOSAL OF THE JOURNAL

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

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

##### [2140-2014](#)

To rezone 4692 KENNY ROAD (43220), being 3.77± acres located on the east side of Kenny Road, 430± feet north of Godown Road, From: M-1, Manufacturing District, To: L-AR-1, Limited Apartment Residential District and to declare an emergency.

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

##### [2212-2014](#)

To grant a variance from the provisions of Section 3332.039, R-4, Residential district, of the Columbus City codes; for the property located at 99 NORTH GUILFORD AVENUE (43222), to permit a private garage to be used for storage of gardening materials and equipment in the R-4, Residential District (Council Variance # CV14-039).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[2224-2014](#)

To rezone 1774 NORTH HIGH STREET (43202), being 0.58± acres located on the east side of North High Street, 73± feet south of Fourteenth Avenue, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District and to declare an emergency (Rezoning # Z14-030).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[2244-2014](#)

To rezone 68 LAZELLE ROAD (43235), being 17.46± acres located on the north side of Lazelle Road, 450± feet west of Arnold Place, From: L-ARLD, Limited Apartment Residential, and R, Rural Districts, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z14-026).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[2245-2014](#)

To grant a variance from the provisions of Section 3312.27, Parking setback line, of the Columbus City codes; for the property located at 80 LAZELLE ROAD (43235), to permit a reduced parking setback line for an apartment complex in the L-ARLD, Limited Apartment Residential District (Council Variance # CV14-031).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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



**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[2263-2014](#)

To rezone 1281 EDGEHILL ROAD (43212), being 2.9± acres located on the west side of Edgehill Road, 443± feet north of West Third Avenue, From: M, Manufacturing District, To: AR-2, Apartment Residential District and to declare an emergency (Rezoning # Z14-021).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[2264-2014](#)

To grant a Variance from the provisions of Sections 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 1281 EDGEHILL ROAD (43212), to permit reduced setbacks for an apartment complex in the AR-2, Apartment Residential District and to declare an emergency (Council Variance # CV14-026).

**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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[2277-2014](#)

To grant a Variance from the provisions of Section 3333.255, Perimeter Yard, of the Columbus City Codes; for the property located at 4692 KENNY ROAD (43220), to permit reduced perimeter yard in the L-AR-1, Limited Apartment Residential District for an apartment complex and to declare an emergency (Council Variance # CV14-032).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, 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, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

[1834-2014](#)

To grant a Variance from the provisions of Sections 3345.04, Planned Unit Development District; and 3312.49, Minimum numbers of parking spaces required; of the Columbus City codes, for the property located at 3137 JAKE PLACE (43219), to permit a Type "A" home day care facility for a maximum of 12 children within an existing single-unit dwelling and reduced number of required parking spaces in the PUD-8, Planned Unit Development District and to declare an emergency(Council Variance # CV14-023).

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

## ADJOURNMENT

*ADJOURNED AT 7:01 PM*

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

**Affirmative:** 7 - Hearcel Craig, Shannon Hardin, 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

**Legislation Number:** 0170X-2014

**Drafting Date:** 9/30/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Resolution

**BACKGROUND:** The City is presently engaged in the Department of Public Utilities, Division of Sewerage and Drainage, Blacklick Creek Sanitary Interceptor Sewer (CIP 650034-100006) Public Project (the “Public Project”). The City desires to acquire certain fee simple title and lesser real property interests (collectively, the “Real Estate”) in order to complete the Public Project. The City previously passed Ordinance Number 1794-2013 on July 22, 2013, 2717-2013 on December 9, 2013, and 0134-2014 on February 24, 2014, which, collectively, authorized the City Attorney to spend City funds to acquire the Real Estate. Additionally, the City adopted Resolution Number 0260x-2013 on December 9, 2013, and Resolution Number 0020x-2014 on March 3, 2014, which each declared the City’s necessity and intent to appropriate some of the Real Estate. However, some of the parcels of Real Estate were intentionally omitted from Resolution Numbers 0260x-2013 and 0020x-2014, because some of the parcels of Real Estate were being redesigned for the Public Project. Accordingly, this resolution declares the City’s necessity and intent to appropriate the remaining Real Estate.

**FISCAL IMPACT:** Not applicable.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to allow for the City’s acquisition of the Real Estate to allow for the Public Project’s construction to proceed without delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the City’s necessity and intent to appropriate additional fee simple title and lesser real property interests for the Department of Public Utilities, Division of Sewerage and Drainage, Blacklick Creek Sanitary Interceptor Sewer (CIP 650034-100006) Public Project; and to declare an emergency. (\$0.00)

**WHEREAS,** it is in the City’s best interest to declare the City’s necessity and intent to appropriate the remainder of fee simple title and lesser property interests (*i.e.* Real Estate) being acquired by the City Attorney for the Department of Public Utilities, Division of Sewerage and Drainage, Blacklick Creek Sanitary Interceptor Sewer (CIP 650034-100006) Public Project (*i.e.* Public Project);

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Utilities, because declaring the City’s immediate necessity and intent to appropriate the remainder of the Real Estate prevents delays in completing the Public Project, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore,**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO**

**SECTION 1.** Pursuant to the City’s Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, the City declares the immediate necessity and intent to appropriate the fee simple title and lesser real property interests to the following listed parcels of real property (collectively, the “Real Estate”), which are fully described in their associated exhibits and incorporated into this resolution for reference and to complete the Department of Public Utilities, Division

of Sewerage and Drainage, Blacklick Creek Sanitary Interceptor Sewer (CIP 650034-100006) Public Project (the "Public Project"):

**(EXHIBIT) ... (PUBLIC PROJECT PARCEL IDENTIFICATION)**

- (1) (1-P1)
- (2) (1-P2)
- (3) (1-P3)
- (4) (1-T1)
- (5) (1-T2)
- (6) (8-PS)
- (7) (8-T)
- (8) (9-PS)

**SECTION 2.** The City Attorney is authorized to cause a written notice of this resolution's adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate in order to complete the Public Project.

**SECTION 3.** For the reasons stated in the preamble of this resolution, which are fully incorporated into this resolution, this resolution 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 (10) days after its adoption if the mayor neither approves nor vetoes this resolution.

---

**Legislation Number:** 0175X-2014

**Drafting Date:** 10/6/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

**BACKGROUND:** The City is presently engaged in the Department of Public Service, Brentnell Avenue & Bar Harbor Road - Sidewalk Improvements (PID 440005-100041) Public Project (the "Public Project"). The City desires to acquire certain fee simple title and lesser real property interests (collectively, the "Real Estate") in order to complete the Public Project. The City previously passed Ordinance Number 1576-2012 on July 23, 2012, which authorized the City Attorney to spend City funds to acquire the Real Estate. Accordingly, the City intends to appropriate the Real Estate in the event the City Attorney is (i) unable to either locate some of the Real Estate's owners, or (ii) agree with some of the Real Estate's owners regarding the amount of just compensation paid by the City for the Real Estate. Therefore, this resolution declares the City's necessity and intent to appropriate the Real Estate.

**FISCAL IMPACT:** Not applicable.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to allow for the City's acquisition of the Real Estate to allow for the Public Project's construction to proceed without delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the City's necessity and intent to appropriate fee simple title and lesser real property interests for the Department of Public Service, Brentnell Avenue & Bar Harbor Road - Sidewalk Improvements (PID 440005-100041) Public Project; and to declare an emergency. (\$0.00)

**WHEREAS**, it is in the City’s best interest to declare the City’s necessity and intent to appropriate the fee simple title and lesser property interests (*i.e.* Real Estate) being acquired by the City Attorney for the Department of Public Service, Brentnell Avenue & Bar Harbor Road - Sidewalk Improvements (PID 440005-100041) Public Project (*i.e.* Public Project);

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to declare the City’s intent to appropriate the Real Estate to prevent delays in completing the Public Project, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO**

**SECTION 1.** Pursuant to the City’s Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, the City declares the immediate necessity and intent to appropriate the fee simple title and lesser real property interests to the following listed parcels of real property (collectively, the “Real Estate”), which are fully described in their associated exhibits and incorporated into this resolution for reference and to complete the Department of Public Service, Brentnell Avenue & Bar Harbor Road - Sidewalk Improvements (PID 440005-100041) Public Project (the “Public Project”):

**(EXHIBIT) ... (PUBLIC PROJECT PARCEL IDENTIFICATION)**

- (1) 1-T
- (2) 2-T
- (3) 3-T
- (4) 4-T
- (5) 5-T
- (6) 6-T
- (7) 7-T
- (8) 8-T

**SECTION 2.** The City Attorney is authorized to cause a written notice of this resolution’s adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate in order to complete the Public Project.

**SECTION 3.** For the reasons stated in the preamble of this resolution, which are fully incorporated into this resolution, this resolution 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 (10) days after its adoption if the mayor neither approves nor vetoes this resolution.

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**Legislation Number:** 0176X-2014

**Drafting Date:** 10/6/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

**BACKGROUND:** The City is presently engaged in the Department of Public Service/Recreation and Parks Department, Bridge and Trail Improvements - West Fifth Avenue from McKinley Avenue to Dublin Road (PID 530301-160771) Public Project (the “Public Project”). The City desires to acquire certain fee simple title and lesser real property interests (collectively, the “Real Estate”) in order to complete the Public Project. The

City previously passed Ordinance Number 0775-2014 on April 21, 2014, which authorized the City Attorney to spend City funds to acquire the Real Estate. Accordingly, the City intends to appropriate the Real Estate in the event the City Attorney is (i) unable to either locate some of the Real Estate's owners, or (ii) agree with some of the Real Estate's owners regarding the amount of just compensation paid by the City for the Real Estate. The City previously adopted Resolution Number 0092x-2014 on June 9, 2014, which declared the City's necessity and intent to appropriate the Real Estate. However, since the adoption of Resolution Number 0092x-2014, some of the parcels of Real Estate were redesigned for the Public Project. Therefore, this resolution declares the City's necessity and intent to appropriate the redesigned Real Estate.

**FISCAL IMPACT:** Not applicable.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to allow for the City's acquisition of the redesigned Real Estate to allow for the Public Project's construction to proceed without delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the City's necessity and intent to appropriate the redesigned fee simple title and lesser real property interests for the Department of Public Service/Recreation and Parks Department, Bridge and Trail Improvements - West Fifth Avenue from McKinley Avenue to Dublin Road (PID 530301-160771) Public Project; and to declare an emergency. (\$0.00)

**WHEREAS**, it is in the City's best interest to declare the City's necessity and intent to appropriate the redesigned fee simple title and lesser property interests (*i.e.* Real Estate) being acquired by the City Attorney for the Department of Public Service/Recreation and Parks Department, Bridge and Trail Improvements - West Fifth Avenue from McKinley Avenue to Dublin Road (PID 530301-160771) Public Project (*i.e.* Public Project);

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service and Recreation and Parks Department in that it is immediately necessary to declare the City's intent to appropriate the redesigned Real Estate to prevent delays in completing the Public Project, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore**,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO**

**SECTION 1.** Pursuant to the City's Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, the City declares the immediate necessity and intent to appropriate the fee simple title and lesser real property interests to the following listed parcels of real property (collectively, the "Real Estate"), which are fully described in their associated exhibits and incorporated into this resolution for reference and to complete the Department of Public Service/Recreation and Parks Department, Bridge and Trail Improvements - West Fifth Avenue from McKinley Avenue to Dublin Road (PID 530301-160771) Public Project (the "Public Project"):

**(EXHIBIT) ... (PUBLIC PROJECT PARCEL IDENTIFICATION)**

- (1) 9-T
- (2) 10-WD
- (3) 10-T
- (4) 11-T

**SECTION 2.** The City Attorney is authorized to cause a written notice of this resolution's adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate in order to complete the Public Project.

**SECTION 3.** For the reasons stated in the preamble of this resolution, which are fully incorporated into this resolution, this resolution 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 (10) days after its adoption if the mayor neither approves nor vetoes this resolution.

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**Legislation Number:** 0177X-2014

**Drafting Date:** 10/9/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To recognize Red Ribbon Week and to celebrate a drug free Columbus.

**WHEREAS**, the National Family Partnership and a handful of concerned and determined parents established a national grassroots nonprofit organization to lead and support families and communities in nurturing the full potential of healthy, drug free youth; and

**WHEREAS**, underage drinking cost the citizens of Ohio \$2.9 billion, and 21.1% of the alcohol consumed is by underage drinkers; and

**WHEREAS**, 3 of 4 children in protective custody in Ohio were removed from their homes because of a substance-abusing parent; and

**WHEREAS**, in the past decade, babies born with drug addiction increased sixfold; and

**WHEREAS**, alcohol and other drugs were involved in 78% of violent crimes, 83% of property crimes and 77% of public order or weapons offenses and probation/parole violations; and

**WHEREAS**, public awareness is the key to effectively preventing drug abuse and gambling addiction and to educating Ohio's youth about the dangers of alcohol, tobacco, drug abuse and gambling; and

**WHEREAS**, substance use prevention programs can improve the behavioral health of communities as well as save \$4 to \$5 for every dollar invested in drug abuse treatment and counseling; and

**WHEREAS**, this year's Red Ribbon Celebration theme "Love Yourself - Don't Do Drugs" highlights the year round message of being alcohol, tobacco and other drug-free; and

**WHEREAS**, the Southern Gateway Substance Abuse Solutions Committee comprised of South Side residents has declared October 25th and 26th to be "Stand Up Against Addictions Weekend" and has organized a series of events to help combat addictions; and

**WHEREAS**, business, media, social services, governments, schools, service organizations, faith based entities, safety forces and individuals will demonstrate their commitment to drug-free lifestyle by wearing and displaying Red Ribbons and posters during this week long celebration and participating in the South Side events; therefore

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



That this Council does hereby declare October 23rd through October 31st as Red Ribbon Celebration Week and October 24th and 25th to be the South Side Stand Up Against Addictions Weekend.

**BE IT FURTHER RESOLVED:**

That this Council urges all Ohioans to wear a Red Ribbon, participate in activities sponsored by your schools and communities, and make a commitment to a healthy drug free lifestyle.

---

**Legislation Number:** 0182X-2014

**Drafting Date:** 10/15/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To endorse Issue 4, the Franklin County Children Services levy, on the November 4th ballot.

**WHEREAS**, Franklin County Children Services provides protection, care, and permanency for children in our community who are abused, neglected, or dependent; and

**WHEREAS**, each year, the agency helps more than 30,000 children by investigating allegations of child abuse and neglect, providing voluntary or court-ordered protective services to families whose children can remain safely in their own homes, helping parents resolve family challenges, and placing children in temporary foster care or permanent adoptive homes when necessary; and

**WHEREAS**, Franklin County Children Services protects and cares for children and their families through many community partnerships, including the Family-to-Family program, a partnership with local settlement houses; the Holiday Wish program, which relies on community support to provide gifts for nearly 5,000 children; and contracts with more than 100 community organizations that provide services to children and families; and

**WHEREAS**, in addition to providing services for thousands of children and families, last year Children Services mentored 350 children through its Friendship, Malaika, Simba, and College-bound programs; enrolled 309 children and youth in the Therapeutic Arts Program, a partnership with Transit Arts and Neighborhood House; provided 350 older youth with emancipation or independent living services; and finalized 153 adoptions; and

**WHEREAS**, in 2013, 90% of the foster care youth in Franklin County Children Services' EdPASS program graduated from high school, compared with the national 50% graduation rate for seniors in foster care, while 255 of the agency's foster care youth went on to college; and

**WHEREAS**, Franklin County Children Services protects children and promotes their well-being in a manner that honors family and culture; now, therefore

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

That this Council hereby endorses Issue 4, the Franklin County Children Services levy, and encourages Franklin County voters to support our children at the ballot on November 4th.

**Legislation Number:** 0183X-2014

**Drafting Date:** 10/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

*To honor and recognize 25th Anniversary of Shadowbox Live*

**WHEREAS**, Columbus's Shadowbox Live is the largest resident theater company in America; and  
**WHEREAS**, the theatre company employs 55 full and part time ensemble members who produce a wide range of shows and run the company on a day-to-day basis; and  
**WHEREAS**, Shadowbox Live produces world-class performances including sketch comedy, rock and roll, original rock operas, traditional musicals, drama, dance theater and new media; and  
**WHEREAS**, for the past five years, the theatre has contributed over \$1 million back to the community in ticket donations, gallery proceeds, educational services, volunteer appreciation, and community events; and  
**WHEREAS**, this year, Shadowbox Live will deliver over 500 performances of 20 different shows; now, therefore

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

That we hereby honor and recognize the 25th Anniversary of Shadowbox Live

---

**Legislation Number:** 0184X-2014

**Drafting Date:** 10/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To declare the month of October, 2014 to be Domestic Violence Prevention Month in Columbus, Ohio

**WHEREAS**, in 1987, the first Domestic Violence Awareness Month was observed, with the U.S. Congress following suit in 1989, designating October of that year as National Domestic Violence Awareness Month; and

**WHEREAS**, domestic violence is a pattern of abusive and coercive behaviors, including physical, sexual, and psychological attacks, as well as economic coercion that adults or adolescents use against their intimate partners; and

**WHEREAS**, such violence, both psychological and physical, increases the likelihood of damaging behavioral and mental conditions, such as depression and suicidal behaviors; and

**WHEREAS**, despite tremendous progress, an average of nearly 20 people per minute are victims of physical violence by an intimate partner in the United States, equating to nearly 10 million women and men per year; and

**WHEREAS**, annually, Columbus police respond to approximately 6,000-7,000 domestic violence calls and approximately 4,000 domestic violence charges are filed at the Franklin County Municipal Court; and

**WHEREAS**, domestic violence represents a set of crimes that transcend gender, race, age, religion, and socio-economic status; and

**WHEREAS**, observing Domestic Violence Awareness Month serves to raise awareness about the need to eliminate violence and all other forms of oppression against all communities and families in the City of Columbus and nationwide, year-round; now, therefore

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

That this Council does hereby declare October, 2014 to be Domestic Violence Prevention Month and recognizes the victims of domestic violence as well as those who work to end abuse.

---

**Legislation Number:** 1472-2014

**Drafting Date:** 6/13/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

This legislation will authorize the Director of the Department of Technology to enter into a contract with FishNet Security, Inc. to provide an Encase Cybersecurity software solution. The City requires this software system to comply with federal and industry cybersecurity requirements. These services are being procured in accordance with section 329.06 of Columbus City Code, pursuant to solicitation SA005437. FishNet Security Inc. (\$67,295.20) and SHI International Corp. (\$75,490.00) were the two responses to this solicitation received by the bid opening date of June 12, 2014. FishNet is the lowest, responsive, responsible and best bidder. They are offering service for a period of one year from the date of a certified purchase order, at a cost of \$67,295.20. In accordance with the bid specifications, the City and FishNet can renew the contract for two additional one year terms, by mutual agreement and approval of proper City authorities.

As a reseller of Encase software solutions, FishNet is required to include Encase licensing and support standard terms and conditions in their proposed agreement with the City. Given these additional terms, this ordinance also requests to waive the competitive bidding provisions in accordance with section 329 of the Columbus City code.

**Fiscal Impact:** The funds for this contract agreement, in the amount of \$67,295.20 are budgeted and available within the Department of Technology, Information Services Division, Capital Improvement Bonds Fund (47-02 ESP-Security project # 470047-100002/SubFund 002).

**Emergency:** Emergency action is requested to expedite authorization of this contract with the supplier at the earliest possible date.

**CONTRACT COMPLIANCE NUMBER:**

FishNet Security, Inc

CC#:431806449

Expires: 06/12/2016

To authorize the Director of the Department of Technology to enter into a contract with FishNet Security, Inc to provide an Encase Cybersecurity software solution with service for a period of one year from the date of a certified purchase order; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$67,295.20; and to declare an emergency. (\$67,295.20)

**WHEREAS**, this legislation authorizes the Director of the Department of Technology to enter into a contract

with FishNet Security, Inc to provide an Encase Cybersecurity software solution; and

**WHEREAS**, the City requires this software system to comply with federal and industry cybersecurity requirements; and

**WHEREAS**, these services are being procured in accordance with section 329.06 of Columbus City Code, pursuant to solicitation SA005437; and

**WHEREAS**, FishNet is the lowest, responsive, responsible and best bidder offering service for a period of one year from the date of a certified purchase order, at a cost of \$67,295.20; and

**WHEREAS**, In accordance with the bid specifications, the City and FishNet can renew the contract for two additional one year terms, by mutual agreement and approval of proper City authorities; and

**WHEREAS**, this ordinance will also authorize waiver of the competitive bidding provisions in accordance with section 329 of the Columbus City code; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to enter into a contract with FishNet Security, Inc. to provide an Encase Cybersecurity software solutions thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

**SECTION 1.** That the Director of the Department of Technology, is authorized to enter into a contract with FishNet Security, Inc. to provide an Encase Cybersecurity software solution in the amount of \$67,295.20 for a period of one year from the date of a certified purchase order with the option to renew the contract for two additional one year terms, by mutual agreement and approval of proper City authorities.

**SECTION 2.** That the expenditure of \$67,295.20 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Div.:47-02| Fund: 514| Sub-fund: 002| OCA Code: 514472| Project Number: 470047-100002| Project Name: 47-02 ESP-Security project| Obj. Level 1: 06| Obj. Level 3: 6655| Amount: 67,295.20 | Information Services Division Capital Bonds Fund|

**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 this Council finds it in the best interest of the City to waive the competitive bidding 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 ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1834-2014

**Drafting Date:** 7/29/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-023**

**APPLICANT:** Angelique Dioum; 3137 Jake Place; Columbus, OH 43219.

**PROPOSED USE:** Type “A” home day care facility.

**NORTHEAST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested Council variance will allow a Type “A” home day care facility to operate within an existing single-unit dwelling in the PUD-8, Planned Unit Development District. The PUD-8, Planned Unit Development District does not permit Type “A” Daycare facilities. The site is within the planning area of *The Northeast Area Plan (2007)*, which recommends low density residential uses for this location. Since the primary use of the property will still be a single-unit dwelling, Staff has no objection to the requested Type “A” home day care use which must comply with Ohio Revised Code requirements, and be inspected by the Ohio Department of Job and Family Services.

To grant a Variance from the provisions of Sections 3345.04, Planned Unit Development District; and 3312.49, Minimum numbers of parking spaces required; of the Columbus City codes, for the property located at **3137 JAKE PLACE (43219)**, to permit a Type “A” home day care facility for a maximum of 12 children within an existing single-unit dwelling and reduced number of required parking spaces in the PUD-8, Planned Unit Development District **and to declare an emergency**(Council Variance # CV14-023).

**WHEREAS**, by application #CV14-023, the owner of the property at **3137 JAKE PLACE (43219)**, is requesting a Variance to permit a Type “A” home day care facility to operate within an existing single-unit dwelling in the PUD-8, Planned Unit Development District; and

**WHEREAS**, Section 3345.04, PUD-8 Planned Unit Development District, permits only Type “B” home day care facilities, or child day care centers, while the applicant proposes to operate a Type “A” home day care facility for a maximum of 12 children within an existing single-unit dwelling in the PUD-8, Planned Unit Development; and

**WHEREAS**, Section 3312.49, Minimum number of parking spaces required, requires one (1) parking spaces per five hundred (500) square feet of day care facility space, while the applicant proposes zero (0) parking

spaces for the Type “A” home day care facility, and instead requests that the existing driveway serving the attached garage be used for parking when needed; and

**WHEREAS**, this variance will allow a Type “A” home day care facility to operate within an existing single-unit dwelling in the PUD-8, Planned Unit Development District; and

**WHEREAS**, the Northeast Area Commission recommends approval; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **3137 JAKE PLACE (43219)**, 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 3345.04, Planned Unit Development District; and 3312.49, Minimum numbers of parking spaces required; of the City codes for the property located at **3137 JAKE PLACE (43219)**, insofar as said sections prohibit Type “A” home day care facility for a maximum of 12 children within an existing single-unit dwelling with no parking spaces for the day care use; said property being more particularly described as follows:

**3137 JAKE PLACE (43219)**, being 0.17± acres located on the south side of Jake Place, 400± feet east of Benchmark Drive, and being more particularly described as follows:

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

Being Lot Number One Hundred Sixteen (116) of EASTVIEW ESTATES, SECTION 3, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 102, page 27, Recorder's Office, Franklin County, Ohio.

Franklin County Parcel # 010-267160  
Property Address: 3137 Jake Place, Columbus, OH 43219

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a Type “A” home day care facility for up to twelve children in conjunction with a single-unit dwelling, or those uses permitted in the PUD-8, Planned Unit Development District.

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

~~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:** 1976-2014

**Drafting Date:** 8/25/2014

**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 Stantec Consulting Services, Inc. for the Big Walnut Trunk Extension Phase 2 project, CIP number 650033-100002. This project will design the final extension of the Big Walnut Sanitary Trunk Sewer north of Central College Road and east of Hoover Reservoir. This project will provide sanitary sewer service for the rapidly developing area between Hoover Reservoir and New Albany, north of State Route 161.

The purpose of this project is to provide the detailed design, specifications, contract documents, Geotechnical Baseline Report (GBR) and other reports required for the construction of the Big Walnut Trunk Sewer Extension Phase 2 from its existing 72-inch terminus. It is anticipated that the project will begin upstream of the existing Shaft #4 and proceed generally in a northerly direction towards Lee Road and then in an easterly direction along Walnut Street to the vicinity of Harlem Road as shown on Exhibit E from the Big Walnut Sanitary Trunk Extension Part 6F1, Final Design Report version 3.0 as prepared September 2000 by Dodson Stilson. The design contract will be broken into multiple phases and will be modified for each phase. There will also be a future modification for engineering services during construction.

Original Contract:	\$1,241,262.13
Design Modification #1	\$1,071,635.19
Design Modification #2	\$2,839,941.17
Construction Services Mod #1	\$1,000,000.00
<u>Construction Services Mod #2</u>	<u>\$1,000,000.00</u>
<b>TOTAL</b>	<b>\$7,152,838.49</b>

- 2. THE PROJECT TIMELINE:** It is anticipated that the contract documents will be signed in late October or early November of 2014. Detailed design is expected to take 3 years to complete. There will be at least 4 contract modifications during the course of the design. Once design is completed it is anticipated that construction will take approximately 2 years to complete.
- 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 March 3, 2014 from the following companies:

<u>Name</u>	<u>C.C. No. /Exp.</u>	<u>Date</u>	<u>City/State</u>	<u>Status</u>
Stantec Consulting Srv.	11-2167170	11/06/15	Columbus, OH	MAJ
DLZ Ohio	31-1268980	02/19/15	Columbus, OH	MBR

The two companies that submitted proposals were reviewed and ranked utilizing an evaluation committee and evaluation process. After careful consideration, the committee recommended that Stantec Consulting Services be awarded the engineering agreement for the Big Walnut Trunk Extension Phase 2 project.

4. **EMERGENCY DESIGNATION:** Emergency legislation **is not** being requested at this time.
5. **CONTRACT COMPLIANCE NO:** 11-2167170 | MAJ | 11/06/2015
6. **ECONOMIC IMPACT:** This project will extend the reach of the Big Walnut Trunk to its full build out capacity and will allow the City of Columbus to extend its service area thus creating additional utility and tax base. It will also allow for future developments and extensions of sanitary sewers into new or existing neighborhoods that would have previously had to utilize a home sewage treatment system. This will increase runoff and ground water quality for the region.
7. **FISCAL IMPACT:** This legislation authorizes the transfer within and the expenditure of \$1,241,262.13 from the Sanitary Sewer General Obligation Bond Fund, Fund 664, for the Big Walnut Trunk Extension Phase 2 project, 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 Stantec Consulting Services, Inc. for the Division of Sewerage and Drainage for the Big Walnut Trunk Extension Phase 2 project; to transfer within and expend up to \$1,241,262.13 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Budget. (\$1,241,262.13)

**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 March 3, 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 Big Walnut Trunk Extension Phase 2 project be awarded to Stantec Consulting Services, Inc.; and

**WHEREAS,** it is necessary to authorize the transfer within and an expenditure of \$1,241,262.13 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,** the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into professional engineering services agreement with Stantec Consulting Services, Inc. for the Big Walnut Trunk Extension Phase 2 project, at the earliest practical date 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 enter into professional engineering services agreement with Stantec Consulting Services, Inc., 1500 Lake Shore Drive, Suite 500, Columbus, Ohio, 43204, in connection with the Big Walnut Trunk Extension Phase 2 project, in accordance with the terms and conditions of the Contract 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 up to \$1,241,262.13 from the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Object Level Three 6676:

**From:**

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650033-100000 | Big Walnut Sewer Trunk, Central College Rd Subtrunk F1B | 650033 | -\$1,241,262.13

**To:**

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650033-100002 | Big Walnut Trunk Extension Ph2 | 643302 | +\$1,241,262.13

**SECTION 3.** That the Director of Public Utilities be and hereby is authorized to expend up to \$1,241,262.13 from the Sanitary Sewer General Obligation and the Sanitary Sewer Revenue Bond Funds for the General Engineering Services Project Div. 60-05 | Object Level Three 6676

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650033-100002 | Big Walnut Trunk Extension Ph2 | 643302 | +\$1,241,262.13

**SECTION 4.** That the 2013 Capital Improvements budget Ordinance No. 0683-2014 is hereby amended as follows, to provide sufficient budget authority for the project expenditures stated in the ordinance herein.

**Project No. | Proj. Name | Current | Revised | (Change)**

650033-100000 | Big Walnut Sewer Trunk, Central College Rd Subtrunk F1B | \$1,822,711 | \$581,449 |  
(-\$1,241,263)

650033-100002 | Big Walnut Trunk Extension Ph2 | \$0 | \$1,241,263 | (+\$1,241,263)

**SECTION 5.** That the said firm, Stantec Consulting Services, 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 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 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 9.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**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:** 1983-2014

**Drafting Date:** 9/5/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Division of Fire is in need of purchasing one (1) "Safe House" tow behind trailer equipped for use in training and educating the public on fire safety. The safe house currently in use has been in service for 20 years, and is beyond it's useful serviceable life. This legislation authorizes the Finance and Management Director to enter into a contract with Surrey Fire Safety House for the purchase of a "Safe House" tow behind trailer equipped for use in training and educating the public for the Fire Division.

**Bid Information:** Bids were solicited by the Purchasing Office, via Solicitation SA005517, and were opened on August 14, 2014. Only one (1) bid was received on this solicitation, as follows:

Surrey Fire Safety House (Div. of Walters Group, Inc.) - Majority company - \$62,498.00

The Division of Fire recommends a bid award to Surrey Fire Safety House (Div. of Walters Group) as the lowest, responsible, responsive and best bid. Surrey Fire Safety House is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of State database for Findings for Recover.

**Contract Compliance:** Surrey Fire Safety House (Div. of Walters Group, Inc.) - CC #34-1943826

**Emergency Designation:** The Division of Fire requests emergency legislation so that the purchase of this tow behind trailer can commence immediately;

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$62,498.00 from the Fire Division's Safety Voted Bond Fund; funding exists for this tow behind trailer for training and education purposes. An amendment and transfer of funds within the Safety Bond Fund is necessary for this expenditure. To amend the Department of Public Safety's 2014 Capital Improvement Budget and transfer funds between projects within the Safety Bond funds; to authorize and direct the Finance and Management Director to enter into a contract with Surrey Fire Safety House for the purchase of one (1) "Safe House" tow behind trailer equipped for use in training the public on fire safety for the Division of Fire; to authorize the expenditure of \$62,498.00 from Safety Voted Bond Fund 701; and to declare an emergency. (\$62,498.00)

**WHEREAS,** there is a need to purchase a "Safe House" tow behind trailer equipped for public safety training and education purposes; and

**WHEREAS,** bids were solicited via Purchasing bid Solicitation SA005517 (opened 8/14/14), with the lowest, best, responsible and responsive bid being submitted by Surrey Fire Safety House; and

**WHEREAS,** an amendment of the 2014 CIB and the transfer of funds within Safety's Bond Funds will be necessary for this purchase; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Fire, in that it is immediately necessary to authorize and direct the Director of Finance and Management to enter into a contract with Surrey Fire Safety House for the purchase one (1) “Safe House” tow behind trailer equipped for use in training the public about fire safety 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 2014 Capital Improvement Budget is amended in Fund 701 as follows:

<u>Project Name</u>	<u>Project Number</u>	<u>Current Authority</u>	<u>Revised</u>
<u>Authority</u> <u>Difference</u> Police & Fire Comm Sys. (Unvoted Carryover) \$437	320001-100000	\$18,363	\$18,800
Police & Fire Comm Sys. (Unvoted Carryover) (\$437)	320001-100000	\$18,800	\$18,363
800 MHz Digital Migration (Voted Debt) (\$5,597)	320001-100009	\$11,500,000	\$11,494,403
Police-Fire Computer Dispatch (Voted Carryover) (\$17,395)	320016-100000	\$17,395	\$0
Fire Apparatus Replacement-Medic(Voted Debt) (\$44,247)	340101-100002	\$1,500,000	\$1,455,753
Fire Apparatus Replacement (Unvoted Carryover) \$437	340101-100000	\$0	\$437
Fire Apparatus Replacement (Voted Carryover) \$17,395	340101-100000	\$0	\$17,395
Fire Apparatus Replacement (Voted Debt) \$49,844	340101-100000	\$0	\$49,844

**SECTION 2.** That the City Auditor is hereby authorized and directed to transfer funds within Public Safety's G. O. Bond Fund 701 as follows:

**FROM:**

Project No 320001-100000|Project Name: Police and Fire Comm Sys|OCA Code: 642629|Amount \$437.03  
 Project No 320001-100009|Project Name: 800 Mhz Digital Migration||OCA Code: 710109|Amount \$5,597.00  
 Project No 320016-100000|Project Name: Police Fire Computer Dispatch|OCA Code: 701016|Amount \$17,396.09  
 Project No 340101-100002|Project Name: Fire Apparatus Replacement - Medic|OCA Code: 713402|Amount \$44,247.18

**TO:**

Project No 340101-100000|Project Name: Fire Apparatus Replacement|OCA Code: 711010|Obj Lvl 3: 6652|Amount \$67,677.30

**SECTION 3.** That the Finance and Management Director be and is hereby authorized and directed to enter into a contract with Surrey Fire Safety House for the purchase of a tow behind trailer equipped for use in training the public for the Fire Division, in accordance with the terms and conditions of solicitation SA005517 opened on 08/14/14.

**SECTION 4.** That the expenditure of \$62,498.00, or so much thereof as may be necessary, be and is hereby

authorized from the Safety Voted Bond Fund as follows:

Fund 701 /Project 340101-100000 / Fire Apparatus Replacement/ Obj Lvl 01-06 - Obj Lvl 3 6652 / OCA  
711010 / \$62,498.00

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

**SECTION 6.** That 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 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:** 2013-2014

**Drafting Date:** 8/28/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management to enter into a contract with FYDA Freightliner, Inc. for the purchase of two (2) Diesel Powered 14' Step Vans. The Step Vans will be used by the Division of Water as mobile water testing vehicles. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005519). Forty-Three (43) vendors (41 MAJ, 1 MBR and 1 M1A) were solicited and one (1) bid (1 MAJ) was received and opened on August 21, 2014. The Division of Water recommends the award be made to FYDA Freightliner Columbus, Inc. the lowest responsive and responsible and best bidder in the amount of \$212,310.00.

This purchase was approved by Fleet Management. In support of the Mayor's Get Green Columbus initiative, the vehicles are powered by a smaller biodiesel engine creating better fuel economy than an older model that is being replaced (BT-21549). The vendor listed below is not certified with 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.

**SUPPLIER:** FYDA Freightliner Columbus, Inc., 31-0789102 expires 7/15/16

**FISCAL IMPACT:** \$212,310.00 is budgeted and needed 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 FYDA Freightliner Columbus, Inc. for the purchase of two (2) Diesel Powered 14' Step Vans for the Division of Water and to authorize the expenditure of \$212,310.00 from the Water Operating Fund. (\$212,310.00)

**WHEREAS**, the purchase of two (2) Diesel Powered 14' Step Vans is needed for the Division of Water to be used by the Division of Water as mobile water testing vehicles; and

**WHEREAS**, the Division of Water recommends an award to be made to the lowest responsive and responsible and best bidder, FYDA Freightliner Columbus, Inc.; and

**WHEREAS**, a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA005519 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 FYDA Freightliner, Inc., 1250 Walcutt Rd., Columbus, Ohio 43228 for the purchase of two (2) Diesel Powered 14' Step Vans for the Division of Water, in accordance with specifications on file in the Purchasing Office.

**SECTION 2.** That the expenditure of \$212,310.00 or so much thereof as may be needed, is hereby authorized from Dept/Div 60-09, Water Operating Fund 600, OCA 602672, Object Level One 06, Object Level Three 6652, 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:** 2063-2014

**Drafting Date:** 9/4/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

To authorize and direct the Finance and Management Director to issue a purchase order for cellular phone and wireless data communication services for the Department of Building and Zoning Services from an existing Cooperative State of Ohio Term Contract established for such purpose by the State of Ohio, Department of Administrative Services Purchasing Office with Cellco Partnership dba Verizon Wireless, to authorize the expenditure of \$39,000.00 from the Development Services Fund; and to declare an emergency. (\$39,000.00)

**WHEREAS**, the Department of Building and Zoning Services needs to purchase cellular phone and wireless data communications services; and

**WHEREAS**, the Department of Building and Zoning Services needs increased cellular connection in order to minimize any potential data disruptions for its many mobile applications; and

**WHEREAS**, a State of Ohio Term Contract established by the State of Ohio, Department of Administrative Services Purchasing Office exists for these purchases; and

**WHEREAS**, Ordinance 582-87 authorized this cooperative purchasing effort between the State of Ohio and other governmental entities; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Building and Zoning Services, in that it is immediately necessary to purchase said cellular services, for the preservation of the public health, peace, property, safety and welfare; **now, therefore,**

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

**SECTION 1.** That the Finance and Management Director be and is hereby authorized and directed to issue purchase orders for the purchase of cellular phone and wireless data communication services for the Department of Building and Zoning Services in accordance with the existing State of Ohio Term Contract established by the State of Ohio Purchasing Office with Cellco Partnership dba Verizon Wireless, the purchase from which is authorized by Ord. 582-87.

**SECTION 2.** That the expenditure of \$39,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Department of Building and Zoning Services, Division 43-01, Development Services Fund, Fund 240, Object Level One 03, Object Level Three 3295, OCA 430102.

**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 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 or vetoes the same.

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**Legislation Number:** 2064-2014

**Drafting Date:** 9/4/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This ordinance seeks authorization for the Director of the Department of Public Service to enter into Guaranteed Maximum Reimbursement Agreements with CDS Wall Street Construction, Inc., for up to \$265,000.00 to design and construct Phase 1 and design Phase 2 improvements to Wall Street from West Main Street to West Rich Street.

CDS Wall Street Construction, Inc. (“CDS”) is undertaking a \$20 million renovation of the historic Julian building at 272 South Front Street. Built in 1921, the former shoe factory will be converted into 90 market-rate loft apartment units with parking on the lower levels of the building. Building renovation began in Summer 2013 and is anticipated to be completed in Spring 2015.

In support of the Julian building renovation, the city has engaged CDS in a Public-Private Partnership (3P) through which the Department of Development has committed \$1,099,157.90 toward improvements to Wall Street from West Main Street to West Rich Street. Currently in the design stage, these improvements will be constructed in two phases in an effort to more efficiently coordinate the Julian building renovation with right-of-way improvements to Wall Street.

Phase 1 will be constructed in 2014 as part of a private plan that will make improvements to Wall Street from West Main Street to a point 107 feet north of the West Main Street centerline. Phase 2 is anticipated be constructed in 2015 as part of a City capital improvement project known as Downtown Streetscapes - Casto Julian - Wall Street, CIP No. 530801-100013, that will make improvements to Wall Street from the northern end of the Phase 1 project limits to West Rich Street.

The scope of improvements for Phase 1 and Phase 2, improvements to Wall Street from West Main Street to West Rich Street, include, but are not limited to, the reconstruction of Wall Street from West Main Street to West Rich Street. The roadway will be rebuilt with brick pavers on a concrete base, matching aspects of the alley section to the north between West Rich Street and West Town Street. Granite curbing will be installed on the both sides of the roadway. Brick paver sidewalk will be installed on both sides of the roadway. Street lighting will also be installed. The existing waterline and services will be evaluated and modified. Portions of the proposed sidewalk will extend beyond the existing right-of-way. Easements are to be acquired to accommodate the proposed sidewalk.

The Department of Public Service's policy is to publicly advertise 3P projects following Columbus City Code Section 329, but this policy requirement has been waived for Phase 1 because CDS has entered into a 901 Agreement with the Department of Public Service for private construction, as required by Columbus City Code Section 901.

## **2. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for CDS Wall Street Construction, Inc. is 471339136. The expiration date is 8/21/16.

## **3. FISCAL IMPACTS**

Funds in the amount of \$265,000.00 are available for this project in the Streets and Highways Bonds Fund, fund 704, within the Department of Development. 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**

Emergency action is requested to provide necessary design and 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 authorize the Director of Public Service to enter into Guaranteed Maximum Reimbursement Agreements with CDS Wall Street Construction, Inc. for up to \$265,000.00 to design and construct Phase 1 and design Phase 2 improvements to Wall Street from West Main Street to West Rich Street; and to authorize the expenditure of \$265,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency (\$265,000.00).

**WHEREAS,** The City of Columbus and CDS Wall Street Construction, Inc. are engaged in a Public-Private

Partnership (3P) through which the Department of Development has committed \$1,099,157.90 toward improvements to Wall Street from West Main Street to West Rich Street in support of the renovation of the Julian building; and

**WHEREAS**, improvements to Wall Street from West Main Street to West Rich Street will be designed and constructed in two phases to efficiently coordinate the Julian Building renovation with right-of-way improvements to Wall Street; and

**WHEREAS**, Phase 1 improvements to Wall Street will be constructed from West Main Street to a point 107 feet north of Main Street and Phase 2 improvements will be constructed from the northern end of the Phase 1 project limits to West Rich Street as part of a City capital improvement project known as, Downtown Streetscapes - Casto Julian - Wall Street, CIP No. 530801-100003; and

**WHEREAS**, the scope of improvements for Phase 1 and Phase 2 improvements to Wall Street from West Main Street to West Rich Street include, but are not limited to, the reconstruction of Wall Street from West Main Street to West Rich Street. The roadway will be rebuilt with brick pavers on a concrete base, matching aspects of the alley section to the north between West Rich Street and West Town Street. Granite curbing will be installed on the both sides of the roadway. Brick paver sidewalk will be installed on both sides of the roadway. Street lighting will also be installed. The existing waterline and services will be evaluated and modified. Portions of the proposed sidewalk will extend beyond the existing right-of-way. Easements are to be acquired to accommodate the proposed sidewalk; and

**WHEREAS**, Phase 1 improvements anticipate to be constructed in 2014 and Phase 2 improvements constructed in 2015; and

**WHEREAS**, the Department of Public Service has identified the need to enter into Guaranteed Maximum Reimbursement Agreements with CDS Wall Street Construction, Inc. to design and construct Phase 1 and design Phase 2 improvements to Wall Street from West Main Street to West Rich 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**, this ordinance authorizes the Director of the Department of Public Service to enter into Guaranteed Maximum Reimbursement Agreements with CDS Wall Street Construction, Inc., in an amount up to \$265,000.00 to design and construct Phase 1 and design Phase 2 improvements to Wall Street from West Main Street to West Rich Street; and

**WHEREAS**, the Department of Public Service's policy is to publicly advertise 3P projects following Columbus City Code Section 329, but this policy requirement has been waived for Phase 1 because CDS has entered into a 901 Agreement with the Department of Public Service for private construction, as required by Columbus City Code Section 901; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize this contract in order 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 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 / 590415-100012 / Public Private Partnership (3P) Projects / \$3,363,267 / (\$265,000) / \$3,098,267

704 / 530801-100013 / Downtown Streetscapes-Casto Julian-Wall Street / \$0 / \$265,000 / \$265,000

**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 / 590415-100012 / Public Private Partnership (3P) Projects / 06-6600 / 741512 / \$265,000.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530801-100013 / Downtown Streetscapes-Casto Julian-Wall Street / 06-6600 / 748113 / \$265,000.00

**SECTION 3.** That this ordinance authorizes the Director of the Department of Public Service to enter into Guaranteed Maximum Reimbursement Agreements with CDS Wall Street Construction, Inc., 250 Civic Center Drive, Columbus, Ohio 43215, pursuant to Section 186 of the Columbus City Charter, to design and construct Phase 1 and design Phase 2 improvements to Wall Street from West Main Street to West Rich Street in an amount up to \$265,000.00.

**SECTION 4.** That this ordinance waives the Department of Public Service's policy of following Chapter 329 of the City Code with respect to the procurement of construction services by CDS for the Phase 1 improvements because CDS has entered into a 901 Agreement with the Department of Public Service for private construction, as required by Columbus City Code Section 901.

**SECTION 5.** That for the purpose of paying the cost of this contract the sum of up to \$265,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530801-100013 / Downtown Streetscapes-Casto Julian-Wall Street / 06-6631 / 748113 / \$265,000.00

**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:** 2074-2014

**Drafting Date:** 9/8/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Mayor of the City of Columbus to enter into a Memorandum of Understanding (MOU) with Franklin County to establish a committee called the P-25 Digital Communications Governing Board and to continue the Central Ohio Communications Advisory Committee (COCAC) as the technical subcommittee of both the City and County's respective P-25 radio systems. This governing board will provide technical expertise and ensure that parity is maintained between the City and County radio systems. The governing board will also review the fee structure and approve recommendations of the COCAC committee. The governing board will consist of four total members; two each from the City and County.

Both the City of Columbus and Franklin County are in the process of converting their 800 MHz radio communication systems from analog to P-25 digital systems. The 800 MHz radio is the main public safety radio systems used by Police and Fire as well as the Public Service and Public Utilities Departments. Also, there are several other city and local agencies that use the 800 MHz radio systems. All of these radios will undergo the digital conversion to maintain interoperability communications with partners who are also expected to upgrade to the P-25 Digital System. At the present time both the City and County maintain analog 800 MHz radio systems and function as a backup communications for one another. In addition, each support several dozen radio systems of local jurisdictions.

**Emergency Designation:** Emergency legislation is necessary in order to ensure that the governing structure starts work as soon as possible.

**FISCAL IMPACT:** The governing structure has recommended an initial fee of \$15.00/radio/month upon commencement of the digital conversion. These fees will be reviewed and revised annually. The City's share of the collected fees will be deposited in the General Fund as is the current practice for existing users.

This ordinance authorizes the Mayor of the City of Columbus to enter into a Memorandum of Understanding with Franklin County, to establish the P-25 Digital Communications Governing Board and to continue the Central Ohio Communications Advisory Committee (COCAC) as the technical subcommittee of both the City and County's respective P-25 radio systems; and to declare an emergency. (\$0.00)

**WHEREAS,** the Franklin County Board of Commissioners and the City of Columbus will each operate a consolidated P-25 compliant 800 MHZ digital radio system; and,

**WHEREAS,** the County system will be the operational backup and support for the City system and the City system will be the operational backup and support for the County system; and

**WHEREAS**, the Franklin County Board of Commissioners and the City of Columbus desire and agree to maintain the Central Ohio Communications Advisory Committee (COCAC) to serve as technical matter experts and to create a Governing Board to establish policy; and,

**WHEREAS**, the Franklin County Board of Commissioners and the City of Columbus concur that parity must be maintained in the number of users per system and affiliated fees per radio and that all public safety and public service agencies will be granted access to join the system and as a participating agency will have equal representation on the Central Ohio Communications Advisory Committee (COCAC); and

**WHEREAS**, the Franklin County Board of Commissioners and the City of Columbus agree that the P-25 Digital Communications Governing Board shall maintain system oversight, recommend fee structure, provide annual usage and cost reports, ensure maintenance and integrity of the communication systems, and

**WHEREAS**, an emergency exists in the usual and daily operation of the Department of Public Safety, in that it is immediately necessary to authorize the Mayor of the City of Columbus to enter into a Memorandum of Understanding with Franklin County, to maintain the Central Ohio Communications Advisory Committee and create a governing board as quickly as possible for the immediate preservation of the public property, peace, health, safety and welfare, now, therefore

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

**SECTION 1.** That the Mayor of the City of Columbus is authorized to enter into a Memorandum of Understanding with Franklin County to establish a P-25 Digital Communications Governing Board, a copy of which is attached hereto, executed between representatives of the City of Columbus and Franklin County.

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

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**Legislation Number:** 2093-2014

**Drafting Date:** 9/9/2014

**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 PAE & Associates for the Upper Scioto West Air Quality Improvements Project. The work consists of the demolition and reconstruction of two (2) biofilters along the Upper Scioto West Interceptor Sewer on the west side of Columbus. The existing earthen biofilters will be removed and new concrete structures installed with plenum baseplates, new underground vaults, foul air piping, new media, an irrigation system, drainage system, aluminum covers, associated electrical and controls, plus landscaping and fencing. The demolition of an onsite garage and a new blower fan is

included in the North Biofilter only and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

This project is being completed largely in part due to community input and the number of odor complaints in the area, which has risen dramatically over the last few years. By rebuilding the existing biofilters and constructing the necessary changes to address their deficiencies, the City will be improving the environment of the neighborhoods in and around the biofilters while fostering a better working relationship with the surrounding community. The project will construct replacement media filters for the existing Air Quality Control Facilities on the Upper Scioto West Interceptor Sewer located at shafts 2 and 11. The new facilities will be more compartmentalized enabling DOSD to maintain both air quality control facilities more efficiently and effectively.

2. **The Project timeline:** Contract work is required to be completed in a manner acceptable to the City within 365 days from the date that a Notice To Proceed (NTP) is given by the City.
3. **PROCUREMENT:** In accordance with the procedures set forth in Columbus City Code, Section 329.09 for the Upper Scioto West Air Quality Improvements project. Invitations for Bids were received and opened on July 23, 2014. Three (3) competitive bids were received and opened at the Department of Public Utilities', 910 Dublin Road facility. The following bidders submitted bids:

<u>Company Name</u>	<u>CCCN</u>	<u>Exp. Date</u>	<u>Type</u>	<u>City/State</u>
PAE & Associates	31-1365501	03/18/2016	MAJ	Brookville, OH
The Righter Company	31-0889208	01/07/2015	MAJ	Columbus, OH
McDaniel's Construction	31-1145406	11/30/2015	MBE	Columbus, OH

The Engineer's construction cost estimate was \$1,479,600.00

The PAE & Associates was selected based on the Bid Tab and Quality Factor Form review.

**Award is recommended to the lowest and best bidder.**

4. **EMERGENCY DESIGNATION:** Is not requested at this time.
5. **CONTRACT COMPLIANCE NO:** 31-1365501| MAJ | 03/18/2016
6. **ENVIRONMENTAL IMPACT:** This project is being completed largely in part due to community input and the number of odor complaints in the area, which has risen dramatically over the last few years. By rebuilding the existing biofilters and constructing the necessary changes to address their deficiencies, the City will be improving the environment of the neighborhoods in and around the biofilters while fostering a better working relationship with the surrounding community.
7. **FISCAL IMPACT:** This legislation authorizes the transfer within and an expenditure of up to \$2,235,600.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664, and an amendment to the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a construction contract with PAE & Associates for the Upper Scioto West Air Quality Improvements Project; to authorize the transfer within and the expenditure

of \$2,235,600.00 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2014 Capital Improvements Project. (\$2,235,600.00)

**WHEREAS**, in accordance with the provisions of Section 329.09 of the Columbus City Codes, the City received and opened Competitive Bids from three companies on 07/23/2014 for the Upper Scioto West Air Quality Improvements Project; and

**WHEREAS**, it is necessary to complete this project due to the number of odor complaints in the area; and

**WHEREAS**, it is necessary to construct replacement media filters for the existing Air Quality Control Facilities on the Upper Scioto West Interceptor Sewer located at shafts 2 and 11; and

**WHEREAS**, The new facilities will be more compartmentalized enabling DOSD to maintain both air quality control facilities more efficiently and effectively; and

**WHEREAS**, it is necessary to transfer within and expend up to \$2,235,600.00 from the Sanitary Sewer General Obligation 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 Department of Public Utilities Divisions of Sewerage and Drainage is requesting that this Council authorize the Director of Public Utilities to enter into a construction contract with PAE & Associates for the Upper Scioto West Air Quality Improvements Project as soon as possible 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 enter into a construction contract with PAE & Associates, 6933 Brookville-Salem Pike, Brookville, Ohio 45309 for the Upper Scioto West Air Quality Improvements Project 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 the City Auditor is hereby authorized to transfer \$2,235,600.00 from the Department of Public Utilities, Division of Sewerage and Drainage, Dept./Div. No. 60-05, Sewerage and Drainage Sanitary Sewer General Obligation Bond Fund, Fund 664, Object Level Three 6630, as follows:

**From:**

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

650034-100006 | Blacklick Creek Interceptor Easements | 643406 | -\$2,235,600.00

**To:**

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

650495-100001 | Upper Scioto West Air Quality Imp | 664495 | +\$2,235,600.00

**SECTION 3:** That the 2014 Capital Improvements Budget Ordinance No. 0683-2014 is hereby amended as follows, to provide sufficient budget authority for the Capital Improvement Projects listed herein:

**Proj. No. | Proj. Name | Current Authority | Revised Authority | (Change)**

650034-100006 | Blacklick Creek Interceptor Easements | \$2,650,000 | \$414,400 | (-\$2,235,600)  
650495-100001 | Upper Scioto West Air Quality Imp | \$0 | \$2,235,600 | (+2,235,600)

**SECTION 4.** That the Director of Public Utilities be and hereby is authorized to expend up to \$2,235,600.00 from the Sanitary Sewer General Obligation Bond Fund from Fund 664 | Div. 60-05 | Proj. 650495-100001 | 664495 | Object Level Three 6630.

**SECTION 5.** That the said firm, PAE & Associates, 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 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 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:** 2104-2014

**Drafting Date:** 9/10/2014

**Current Status:** Passed

**Version:** 1

**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 contract with Public Safety Corporation for an upgrade to the false alarm database system in the License Section. Crywolf is a software application purchased in 2008 as part of the City's CAD system. The software tracks false alarm data for the License Section. This software upgrade will allow online processing of alarm applications and payments for alarm licenses as well as payment of penalties and fines for multiple false alarms. This ordinance requests the purchase be made under sole source procurement as Crywolf is the current software standard in use by the Support Services Division and it is not efficient or necessary to procure another full software package to implement this online application and payment process.

**Bid Information:** This agreement is being entered into under the Sole Source provisions provided under Section 329.07 of the Columbus City Code because Public Safety Corporation is the only vendor who can provide licenses to their proprietary software.

Sole Source Provider: Public Safety Corporation- CC #522188829 - expires 09/17/2016

**Emergency Designation:** Emergency designation is requested to provide the citizens the ability to apply and make payments for false alarms online.

**FISCAL IMPACT:** This legislation authorizes the purchase of an upgrade to the City's false alarm database system for \$11,500.000 under the sole source provision of the Columbus City Code. Funding for this expenditure is available in the Safety Initiative Fund.

To authorize the Director of Public Safety to enter into contract with Public Safety Corporation in accordance with the sole source provision of the Columbus City Code; to purchase an upgrade to the current false alarm system in the License Section; to authorize the expenditure of \$11,500.00 from the Safety Initiative Fund; and to declare an emergency. (\$11,500.00)

**WHEREAS,** the Division of Support Services has the need to improve efficiency and purchase an upgrade to the License's Sections false alarm data management system; and,

**WHEREAS,** this upgrade will allow online applications and payments for alarm users licenses as well as payments for penalties and fines; and,

**WHEREAS,** Public Safety Corporation is the original provider of the current system and is the sole source provider of maintenance, software, and licenses for the system; and,

**WHEREAS,** this contract with Public Safety Corporation is being established under the Sole Source provision in Section 329.07 of the Columbus City Code; and,

**WHEREAS,** an emergency exists in the usual daily operations of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to enter into contract with Public Safety Corporation for the purchase of an upgrade to the City's false alarm database system to give citizens the ability to apply and make payments for false alarms online, 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, on behalf of the Division of Support Services, is hereby authorized and directed to enter into contract with Public Safety Corporation to purchase an upgrade to the current false alarm database system.

**SECTION 2.** That the expenditure of \$11,500.00, 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: 016  
OCA Code: 320016  
Object Level One: 02  
Object Level 3: 2224  
Amount \$11,500.00

**SECTION 3.** That the agreement with Public Safety Corporation for \$11,500.00 is made in accordance with the Sole Source provision of Section 329.07 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 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:** 2114-2014

**Drafting Date:** 9/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This legislation authorizes the Franklin County Municipal Court Clerk (hereinafter "Municipal Court Clerk") to modify and extend the existing contract with Official Payments Corporation for one year.

The contract is for an on-line electronic credit card payment service for the Municipal Court Clerk's Office. The on-line electronic credit card payment service defers the transaction costs to the user; thereby, decreasing the bank service fees for the Municipal Court Clerk's operating budget.

The additional time is needed for the continuity of the service.

**Bid Information:**

In 2009 a formal bidding process was solicited through SA003323. A total of four vendors submitted proposals. The proposals were reviewed by a committee and evaluated in accordance with the committee's criteria. Official Payments Corporation achieved the highest score. In agreement with the committee, the Municipal Court Clerk awarded the bid to Official Payments Corporation.

The Official Payment on-line electronic credit card service has been ongoing since 2010 at \$0 cost per year to the Municipal Court Clerk's operating budget.

**Contracts:**

Original Contract Number: ED040373 - 1; \$0  
1st Modification: Ordinance: 1528-2010; ED040373 - 2; \$0  
2nd Modification: Ordinance: 1889-2011; ED045092; \$0  
3rd Modification: Ordinance: 2244-2012; EL013669; \$0  
4th Modification: Ordinance: 1797-2013; ED049622; \$0  
5th Modification: Ordinance: 2114-2014; \$0



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

**Contract Compliance Number:** 52-2190781

Expiration Date: 9/6/2015

**Fiscal Impact:** No funds are required.

**Emergency:** There is an immediate need to modify and extend the existing contract with Official Payments Corporation for the continuity of the electronic credit card payment service for the Municipal Court Clerk's Office.

To authorize and direct the Municipal Court Clerk to modify and extend the contract with Official Payments Corporation for the provision of an on-line electronic credit card payment service; and to declare an emergency. (\$0)

**WHEREAS,** it is necessary to modify and extend the existing contract with Official Payments Corporation for one year for on-line electronic credit card payment service for the Municipal Court Clerk's Office; and

**WHEREAS,** an emergency exists in the daily operations of the Municipal Court Clerk's Office in that it is immediately necessary to authorize such contract modification in order to maintain continuity of electronic credit card payment service, for the immediate preservation of the public peace, health, safety and welfare; now, therefore

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

**Section 1.** That the Municipal Court Clerk is authorized and directed to modify and extend the existing contract with Official Payments Corporation for the provision of an on-line electronic credit card payment service for the Municipal Court Clerk's Office.

**Section 2.** This contract modification is in accordance with Columbus City Code 329.16.

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

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**Legislation Number:** 2115-2014

**Drafting Date:** 9/10/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** The City is engaged in the Department of Public Utilities, Division of Sewerage and Drainage, Big Walnut Augmentation Rickenbacker Interceptor Lockbourne Intermodal Sub-trunk (PID 650491-100002) Public Project. The City passed Ordinance Number 0796-2008 on June 16th, 2008, which

authorized the City Attorney to spend funds to acquire certain fee simple title and lesser real property interests (collectively, the “Real Estate”) in order to complete the Public Project. The City subsequently passed Ordinance Number 1659-2010 on December 6th, 2010, and Ordinance Number 0705-2011 on May 23rd, 2011, which each authorized the City Attorney to spend additional funds to acquire the Real Estate. Additionally, the City adopted Resolution Number 0140x-2014 on September 11th, 2014, which declared the City’s necessity and intent to acquire the Real Estate. However, additional funds are necessary for the City Attorney to acquire the Real Estate. Accordingly, in addition to the funding authorized by Ordinance Numbers 0796-2008, 1659-2010, and 0705-2011, this ordinance authorizes the City Attorney to spend additional funds to acquire the Real Estate and contract for associated professional services (*e.g.* surveys, title work, appraisals, *etc.*) in order to complete the Public Project.

**FISCAL IMPACT:** The City determined the Public Project’s funding will come from the Department of Public Utilities Sanitary Sewer General Obligation Bond Fund, Fund 664. This legislation will authorize the transfer within and the expenditure of up to Two Hundred Ninety-seven Thousand, Nine Hundred-fourteen, and 86/100 U.S. Dollars (\$297,914.86) and amend the 2014 Capital Improvements Budget.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to allow for the City’s acquisition of the Real Estate in order to complete the Public Project without unnecessary delay, which will preserve the public peace, health, property, safety, and welfare.

To authorize the City Attorney to spend additional funds to acquire certain fee simple title and lesser real property interests and contract for associated professional services for the Department of Public Utilities, Division of Sewerage and Drainage, Big Walnut Augmentation Rickenbacker Interceptor Lockbourne Intermodal Sub-trunk (PID 650491-100002) Public Project; and to declare an emergency. (\$297,914.86)

**WHEREAS,** it is in the City’s best interest to acquire certain fee simple title and lesser real property interests (*i.e.* Real Estate) in order to complete the Department of Public Utilities, Division of Sewerage and Drainage, Big Walnut Augmentation Rickenbacker Interceptor Lockbourne Intermodal Sub-trunk (PID 650491-100002) Public Project (*i.e.* Public Project);

**WHEREAS,** it is in the City’s best interest for the City Attorney to spend additional funds to acquire the Real Estate;

**WHEREAS,** it is in the City’s best interest for the City Attorney to spend additional funds to contract for professional services associated with the acquisition of the Real Estate (*e.g.* surveys, title work, appraisals, *etc.*);

**WHEREAS,** it is necessary for City Council to authorize the transfer within and the expenditure of up to Two Hundred Ninety-seven Thousand, Nine Hundred-fourteen, and 86/100 U.S. Dollars (\$297,914.86) from the Sanitary Sewer General Obligation Bond Fund, Fund Number 664;

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

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to acquire the Real Estate and contract for associated professional services to prevent delays in completing the Public Project, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore,**

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

**SECTION 1.** The City Attorney is authorized acquire certain fee simple title and lesser real property interests (*i.e.* Real Estate) in order to complete the Department of Public Utilities, Division of Sewerage and Drainage, Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Sub-trunk (PID 650491-100002) Public Project (*i.e.* Public Project).

**SECTION 2.** The City Attorney is authorized to contract for professional services (*e.g.* surveys, title work, appraisals, *etc.*) associated with the Real Estate's acquisition.

**SECTION 3.** The City Auditor is authorized to transfer Two Hundred Ninety-seven Thousand, Nine Hundred-fourteen, and 86/100 U.S. Dollars (\$297,914.86) within the Department of Public Utilities, Division of Sewerage and Drainage | Dept. /Div. No. 60-05 | Sewerage and Drainage Sanitary Sewer General Obligation Bond Fund | Fund 664 | Object Level Three 6630, as follows:

**From:**

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

650234-100000 | Roof Replacement for DPU Facilities | 664234 | -\$297,914.86

**To:**

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

650491-100002 | BWARI Lockbourne Intermodal Sub-trunk | 644912 | +\$297,914.86

**SECTION 4.** In order to exercise the authority identified in Sections One (1) and Two (2) of this ordinance, the City Attorney is authorized to spend up to Two Hundred Ninety-seven Thousand, Nine Hundred-fourteen, and 86/100 U.S. Dollars (\$297,914.86) for the Public Project in the following manner:

Div. 60-05| Fund 664| Object Level Three 6601| 644912| 650491-100002 | BWARI Lockbourne Intermodal Sub-trunk | \$297,914.86

**SECTION 5.** The 2013 Capital Improvements Budget Ordinance Number 0683-2014 is amended as follows, to provide sufficient budget authority for the Public Project:

**Proj. No. | Proj. Name | Current Authority | Revised Authority | (Change)**

664 | 650234-100000 | Roof Replacement for DPU Facilities | \$300,000 | \$2,086 | (-\$297,915)

664 | 650491-100002 | BWARI Lockbourne Intermodal Sub-trunk | \$0 | \$297,915 | (+\$297,915)

**SECTION 6.** The funds necessary to carry out the purpose of this ordinance are deemed appropriated, and the City Auditor is directed to establish any appropriate accounting codes.

**SECTION 7.** 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 8.** The City Auditor is authorized to establish any proper and appropriate project accounting numbers.

**SECTION 9.** 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.** 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:** 2116-2014

**Drafting Date:** 9/10/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Franklin County Municipal Court, Clerk of Court (“Municipal Court Clerk”) to enter into a contract with 3SG Corporation for one year for the provision of Hyland OnBase software maintenance services for the Franklin County Municipal Court imaging system.

The imaging system converts the existing court documents into electronic images necessary to optimize storage space and reduce future storage costs, while providing for more efficient access to court document information.

3SG Corporation, a dealer of Hyland Software, Inc. installed and configured the Hyland OnBase software for the imaging system, and is currently providing the Municipal Court Clerk’s Office with software maintenance services through the State of Ohio, State Term Schedule (STS) # 533272-3: expiration date 3/31/17.

Ordinance 582-87 authorizes the City of Columbus to purchase from the cooperative purchasing contract.

Bid Information: The Municipal Court Clerk is respectfully requesting to waive the competitive bidding provisions of the Columbus City Code, Chapter 329, to contract with 3SG Corporation. It is in the best interest of the City to waive competitive bidding, for the continuity of the services and the state term pricing.

Current Contract:

Ordinance: 1036-2012; \$20,756.11; EL012786

Ordinance: 1071-2013; \$41,268.90; EL014339

Ordinance: 2016-2014; \$24,947.82

**Contract Compliance Number:**

3SG Corporation: 31-1651723

Expiration date: 9/16/16

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 finding for recovery certified search.

**Emergency:** Emergency action is requested for the continuity of the software maintenance services.

**Fiscal Impact:** Funds totaling \$24,947.82 are within the 2014 computer fund budget.

To authorize the Municipal Court Clerk to enter into a contract with 3SG Corporation for the provision of

software maintenance services for the Franklin County Municipal Court imaging system; to waive the competitive bidding provisions of Columbus City Code; to authorize an expenditure of \$24,947.82 from the Municipal Court Clerk Computer Fund; and to declare an emergency.(\$24,947.82)

**WHEREAS**, it is necessary to enter into a contract with 3SG Corporation for Hyland OnBase software maintenance services for the Franklin County Municipal Court imaging system; and

**WHEREAS**, this ordinance requests Council to waive the competitive bidding provisions of the Columbus City Code, Chapter 329; and

**WHEREAS**, an emergency exists in the daily operations of the Municipal Court Clerk's Office, in that it is immediately necessary for the Municipal Court Clerk to contract with 3SG Corporation for the continuity of Hyland OnBase software maintenance for the imaging 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 Municipal Court Clerk be and is hereby authorized to enter into a contract with 3SG Corporation for one year for the provision of Hyland OnBase software maintenance services for the Municipal Court Clerk's Office.

**SECTION 2.** That the expenditure of \$24,947.82 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk Computer Fund, organization 2601, fund 227, oca 260208, object level 1 - 03, object level 3 - 3369.

**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 competitive bidding provisions of Chapter 329 of Columbus City Code are hereby waived.

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

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**Legislation Number:** 2130-2014

**Drafting Date:** 9/11/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This legislation authorizes the Director of Public Service to enter into a contract with The EDGE Group, Inc., in the amount of up to \$200,000.00 for the Roadway Improvements - Downtown Standards Update project located in the Downtown 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 establishing a comprehensive set of standards addressing all improvements within the right-of-way, including but not limited to: streets, sidewalks, street furniture, landscaping, and stormwater; as well as screening of private property. This project builds upon the Columbus Downtown Streetscape Plan, adopted in 2000, and the Downtown Strategic Plan, adopted in 2010. The final deliverable will be adopted by Columbus City Council following public engagement and review/recommendation by city commissions.

The Department of Public Service, Office of Support Services, solicited proposals for the Roadway Improvements - Downtown Standards Update project. The project was formally advertised on the Vendor Services web site from July 30, 2014, to August 21, 2014. The city received four (4) responses. All of the proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on September 2, 2014. The responsive firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/FBE/ASN /PHC</u>
The EDGE Group, Inc.	Columbus, OH	MAJ
NBBJ	Columbus, OH	MAJ
CT Consultants, Inc.	Columbus, OH	MAJ
MKSK	Columbus, OH	MAJ

The EDGE Group, Inc. received the highest score by the evaluation committee and will be awarded the Roadway Improvements - Downtown Standards Update contract.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against The EDGE Group, Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for The EDGE Group, Inc. is 20-8054208 and expires 4/15/16.

**3. FISCAL IMPACT**

Funds in the amount of \$200,000.00 are available for this project and will be appropriated as follows: \$100,000.00 from the Streets and Highways Bonds Fund within the Department of Public Service; \$50,000.00 from the Northland and Other Acquisitions Fund within the Department of Development; and \$50,000.00 from the Storm Sewer Bonds Fund 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 in that this contract should be authorized immediately so as to provide necessary funding for engineering and design services and to prevent delays in the Department of Public Service’s Capital Improvement Program.

To amend the 2014 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bonds Fund, the Northland and Other Acquisitions Fund, and the Storm Sewer Bonds Fund; to authorize the Director of Public Service to enter into contract with The EDGE Group, Inc. for engineering, technical, and surveying services in connection with the Roadway Improvements - Downtown Standards Update project; to authorize the expenditure of up to \$100,000.00 from the Streets and Highways Bonds Fund, up to \$50,000.00 from the Northland and Other Acquisitions Fund, and up to \$50,000.00 from the Storm Sewer Bonds Fund; and to declare an emergency. (\$200,000.00)

**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 - Downtown

Standards Update project; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into contract with The EDGE Group, Inc. for the provision of engineering and design services related to the Roadway Improvements - Downtown Standards Update project in the amount of up to \$200,000.00; and

**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, the Northland and Other Acquisitions Fund, and the Storm Sewer Bonds Fund 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 immediately necessary to authorize the Director to enter into this contract to prevent 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 Public Service project:

Fund / Project / Project Name / Current / Change / Amended

704 / 530161-100000 / Roadway Improvements (Voted Carryover) / \$687,124 / (\$100,000) / \$587,124  
704 / 530161-100163 / Roadway Improvements - Downtown Standards Update (Voted Carryover) / \$0 / \$100,000 / \$100,000

**SECTION 2.** That the 2014 Capital Improvement Budget authorized by ordinance 0683-2014 be amended as follows to establish sufficient authority for this Development project:

Fund / Project / Project Name / Current / Change / Amended

735 / 590415-100000 / Economic & Community Development (Unvoted Carryover) / \$215,000 / (\$50,000) / \$165,000  
735 / 590415-100014 / Downtown Standards Update (Unvoted Carryover) / \$0 / \$50,000 / \$50,000

**SECTION 3.** That the 2014 Capital Improvement Budget authorized by ordinance 0683-2014 be amended as follows to establish sufficient authority for this Public Utilities project:

Fund / Project / Project Name / Current / Change / Amended

685 / 610855-100000 / Storm Sewer Contingencies / \$115,154 / (\$50,000) / \$65,154  
685 / 611028-100000 / Roadway Improvements - Downtown Standards Update / \$0 / \$50,000 / \$50,000

**SECTION 4.** That the City Auditor is hereby authorized to transfer cash and appropriation 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 / 530161-100000 / Roadway Improvements / 06-6600 / 590046 / \$100,000.00

To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100163 / Roadway Improvements - Downtown Standards Update / 06-6600 / 746163 / \$100,000.00

**SECTION 5.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Northland and Other Acquisitions Fund 735 as follows:

From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

735 / 590415-100000 / Economic & Community Development / 06-6621 / 440735 / \$50,000.00

To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

735 / 590415-100014 / Downtown Standards Update / 06-6621 / 731514 / \$50,000.00

**SECTION 6.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Storm Sewer Bonds Fund as follows:

From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

685 / 610855-100000 / Storm Sewer Contingencies / 06-6682 / 685855 / \$50,000.00

To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

685 / 611028-100000 / Roadway Improvements - Downtown Standards Update / 06-6682 / 685028 / \$50,000.00

**SECTION 7.** That the Director of Public Service be and is hereby authorized to enter into contract with The EDGE Group, Inc. for the Roadway Improvements - Downtown Standards Update project for engineering and design services in an amount of up to \$200,000.00.

**SECTION 8.** That for the purpose of paying the cost of this contract the sum of up to \$200,000.00 or so much thereof as may be needed, \$100,000.00 is hereby authorized to be expended from the Streets and Highways Bond Fund, \$50,000.00 is hereby authorized to be expended from the Northland and Other Acquisitions Fund, and \$50,000.00 is hereby authorized to be expended from the Storm Sewer Bonds Fund as follows:

Department of Public Service:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100163 / Roadway Improvements - Downtown Standards Update project / 06-6682 / 746163 / \$100,000.00

Department of Development:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

735 / 590415-100014 / Downtown Standards Update / 06-6621 / 731514 / \$50,000.00



Department of Public Utilities:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

685 / 611028-100000 / Roadway Improvements - Downtown Standards Update / 06-6682 / 685028 / \$50,000.00

**SECTION 9.** 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 10.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

**SECTION 12.** 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 the said project.

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

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**Legislation Number:** 2138-2014

**Drafting Date:** 9/11/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Director of the Recreation and Parks Department to modify a contract with BSN Sports Inc. and issue a purchase order on behalf of the Department of Recreation and Parks in the amount of \$10,000.00. Purchase Order FP023901 was created on March 28, 2014 for \$20,000. It was replaced by ED050600 in order to split the funding between the Community Recreation section and the A.P.P.S. program, \$17,000 and \$3,000 respectively. The Community Recreation section has spent \$15,410 of the \$17,000 to date and projects that it will need an additional \$10,000 to cover fall and winter sporting goods needs. Therefore, it is necessary to modify this contract in order for the Department of Recreation and Parks to provide uninterrupted recreation services to the residents of the City of Columbus via the recreation centers and other programs located throughout the city through February 28, 2015.

This contract is based on Solicitation SO045736.

BSN Sports Inc, Contract Compliance # 22-2795073 valid through April 23, 2016.

**Emergency Justification:** Emergency action is requested to allow for uninterrupted services provided by the Department of Recreation and Parks to the residents of the City of Columbus.

**FISCAL IMPACT:** Funding for this modification is budgeted and available in the Recreation and Parks Operating Fund.

To authorize the Director of the Department of Recreation and Parks to modify an existing contract with BSN Sports Inc. in order to continue to supply the department with necessary sporting goods; to authorize the expenditure of \$10,000.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$10,000.00)

**WHEREAS**, additional funding is necessary to allow the Department of Recreation and Parks to cover fall and winter sporting goods needs through February 28, 2015; and

**WHEREAS**, in order for the Department of Recreation and Parks to maintain the ability to provide service without interruption to the public, this ordinance is being submitted for consideration as an emergency measure; and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Recreation and Parks in that it is immediately necessary to increase funding for sporting goods, 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 Recreation and Parks Director be and is hereby authorized and directed to modify a contract with BSN Sports Inc. in the amount of \$10,000.00 through February 28, 2015.

**SECTION 2.** That the expenditure of \$10,000.00 is hereby authorized from the Recreation and Parks Operating Fund 285, OCA 510297, Object Level 03: 2269 to pay the cost thereof.

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

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

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

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**Legislation Number:** 2140-2014

**Drafting Date:** 9/12/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application Z14-029**

**APPLICANT:** Preferred Real Estate Investments II, LLC; Jill Tangeman, Attorney; 52 East Gay Street; Columbus, Ohio 43215.

**PROPOSED USE:** Multi-unit residential development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on September 11, 2014.

**CITY DEPARTMENTS' RECOMMENDATION:** The requested L-AR-1, Limited Apartment Residential District, will allow a 114-unit apartment complex to be developed on 3.77± acres. This proposal is compatible with the surrounding development as recommended by the *Northwest Plan* (2007). The requested L-AR-1, Limited Apartment Residential District also replaces more intense manufacturing zoning with a residential development that incorporates a specific site plan and development standards that address open space, building materials, and lighting controls. Therefore, Staff recommends approval of the proposed rezoning.

To rezone **4692 KENNY ROAD (43220)**, being 3.77± acres located on the east side of Kenny Road, 430± feet north of Godown Road, **From:** M-1, Manufacturing District, **To:** L-AR-1, Limited Apartment Residential District **and to declare an emergency.**

**WHEREAS**, application #Z14-029 is on file with the Department of Building and Zoning Services requesting rezoning of 3.77± acres from M-1, Manufacturing District, to L-AR-1, Limited Apartment Residential District; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because it is compatible with the surrounding development as recommended by the *Northwest Plan*. The requested L-AR-1, Limited Apartment Residential District also replaces more intense manufacturing zoning with a residential development that incorporates a specific site plan and development standards; 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:

**4692 KENNY ROAD (43220)**, being 3.77± acres located on the east side of Kenny Road, 430± feet north of Godown Road, and being more particularly described as follows:

**TRACT I - 010-129792 (0.819 acres)**

Being a part of Section 1, Township 1, Range 19, US Military Lands. Beginning at a spike in the centerline of Kenny Road, at the southwest corner of the H. B. Sells Subdivision as recorded in Plat Book 21, Page 8, Recorder's Office, Franklin County, Ohio; thence and with the southerly line of said H. B. Sells Subdivision and with the northerly line of the herein described tract, South 89 degrees 58 ' 11" East (passing an iron pin on line at 20.75 Feet) a distance of 263.91 feet to an iron pin marking the northeasterly corner of the herein

described tract;

Thence and with the easterly line of the herein described tract, and along the westerly line of Lot 2 of the said H. B. Sells Subdivision, South 4 degrees 2 ' 12 " East a distance of 125. 15 feet to an iron pin marking the southeast corner of the herein described tract and the southwest corner of the said Lot 2 of H. B. Sells Subdivision;

Thence and with the southerly line of the herein described tract North 89 degrees 58' 11" West a distance of 307.33 feet (passing an iron pin on line 286.58 feet) to a spike in the centerline of Kenny Road, said spike marking the southwest corner of the herein described tract;

Thence and with the centerline of Kenny Road, and with the west line of the herein described tract, North 15 degrees 30 ' East a distance of 129.53 feet to the place of beginning. Containing .819 acres of land more or less.

**TRACT II - 010-129789 (2.9530 acres)**

Being a part of Section 1, Township I, Range 19, US Military Lands.

Beginning at a point in the centerline of Kenny Road, at the northwest corner of this described tract; thence S. 89 degrees 57 ' E. a distance of 611.2 feet to an iron pin in the west right of way line of the C. & O. R. R. at the southeast corner of H. B. Sells Subdivision as recorded in Plat Book 21, Page 8, Recorder's Office, Franklin County, Ohio, (passing an iron pin in the east line of Kenny Road at 31.12 feet); thence S. 14 degrees 32 ' E. along the west right of way line of the C. & O. R.R. a distance of 188.42 feet to an iron pin; thence S. 88 degrees 11 ' W. a distance of 715.85 feet to a point in the centerline of Kenny Road (passing an iron pin in the east line of Kenny Road at 684.43 feet); thence N. 15 degrees 30 ' E. along the centerline of Kenny Road a distance of 213.33 feet to the place of beginning. Containing 2.953 acres of land more or less.

**To Rezone From:** M-1, Manufacturing District

**To:** L-AR-1, Limited Apartment Residential District

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-AR-1, Limited 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 and shall register a copy of the approved L-AR-1, Limited Apartment Residential District and Application among the records of the Department of Building and Zoning Services as required by Section 3370.03 of the Columbus City Codes; said plan titled, "**SITE PLAN**," and said text titled, "**LIMITATION OVERLAY TEXT**," both signed by Jill S. Tangeman, Attorney for the Applicant, dated September 16, 2014, and reading as follows:

**Limitation Overlay Text**

Proposed District: L-AR-1  
Property Address: 4692 Kenny Road  
Owners: William C. Brunk  
Applicant: Preferred Real Estate Investments II LLC  
Date of Text: September 16, 2014  
Application No: Z14-029

1. **Introduction:** The subject site is 3.772 +/- acres located on Kenny Road south of Bethel Road. To the north and south is existing industrial land; to the east are railroad tracks; and to the west across Kenny Road is property zoned R2F. The site is currently zoned M1. The applicant is seeking to rezone the site to L-AR-1 to

allow for the construction of a multi-family apartment project. The site is ideal for this type of zoning because the multi-family project will help buffer the existing residential developments in the area from nearby manufacturing uses. The multi-family project will have little impact on existing roadways, and support services, leisure activities and working environments are nearby

2. Permitted Uses: Multi-family uses as shown on the "Site Plan" attached hereto as Exhibit A.

3. Development Standards:

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

1. The maximum number of dwelling units shall be 114.
2. The parking and building setback shall be five feet on the north and south. A council variance application (CV14-032) has been filed along with the rezoning application for the reduced perimeter yard setback on the north, east and south.
3. Maximum building height shall be 35'.

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

1. All curb cuts and access points shall be subject to the review and approval of the Public Service Department for the City of Columbus.
2. There shall be an internal pedestrian pathway network constructed. This pathway network shall be 4 feet in width and shall connect to a sidewalk to be constructed on Kenny Road, which sidewalk shall be a minimum of 5 feet in width.
3. Required bicycle parking shall be distributed throughout the site to provide convenient access to each proposed building and shall be as close as possible to each primary building entrance.

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

1. N/A

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

1. Maximum height of light poles shall be eighteen feet.
2. All external lighting (parking and wall-mounted) shall be cut-off fixtures (down lighting) and shall be designed to prevent offsite spillage.
3. Lights shall be of the same or similar type and color.
4. Buildings will be constructed with an exterior mixture of (i) brick and/or stone veneer, and (ii) cementitious wood and/or vinyl siding.

*E. Graphics and/or Signage Commitments.*

1. All graphics and signage shall comply with Article 15, Chapter 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

*F. Miscellaneous*

1. The developer shall comply with the park land dedication ordinance by contributing money to the City's Recreation and Parks Department.
2. The site shall be developed in general conformance with the submitted site plan. The plan may be adjusted to reflect engineering, topographical or other site data developed at the time that development and engineering plans are completed. Any minor adjustment to the site plan shall be reviewed and may be approved 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 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:** 2159-2014

**Drafting Date:** 9/15/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Purchasing Office has established Universal Term Contracts for Mainline Fire Hydrant and Repair Parts with HD Supply Waterworks LTD and Ferguson Enterprises, Inc. The Division of Water needs to establish blanket purchase orders for the purchase of parts during 2014. The vendors do not have certified MBE/FBE status. Mainline Fire Hydrant and Repair Parts are used by the Division of Water, Distribution Maintenance Section repair crews to maintain the water distribution network. This contract is to be used to purchase replacement parts and/or new fire hydrants to repair or replace those that have been damaged or are broken.

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.

**Vendors**

HD Supply Waterworks LTD	03-0550887	expires 11/5/2014
Ferguson Enterprises, Inc.	54-1211771	expires 2/7/2015

**FISCAL IMPACT:** The Division of Water has allocated \$387,796.00 for Mainline Fire Hydrant and Repair Parts in the 2014 Budget.

\$391,441.04 was expended for MS-Fire Hydrants during 2013.

\$278,517.82 was expended for MS-Fire Hydrants during 2012.

To authorize the Director of Finance and Management to establish blanket purchase orders for Mainline Fire Hydrant and Repair Parts from Universal Term Contracts with HD Supply Waterworks LTD and Ferguson Enterprises, Inc., for the Division of Water, to authorize the expenditure of \$50,000.00 from Water Operating Fund. (\$50,000.00)

**WHEREAS,** the Purchasing Office has established Universal Term Contracts for Mainline Fire Hydrant and Repair Parts, 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 Finance and Management to establish blanket purchase orders in accordance with the terms and conditions of the Universal Term Contracts to obtain Mainline Fire Hydrant and Repair Parts 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 blanket purchase orders for Mainline Fire Hydrant and Repair Parts from established Universal Term Contracts

FL005830 and FL005828, for the Division of Water, 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 \$50,000.00 or as much thereof as may be needed, is hereby authorized from Water Operating Fund 600, Department 60-09, OCA Code 602722, Object Level One 02, Object Level Three 2267, with the vendors and amounts listed below, to pay the cost thereof.

<u>Vendor</u>	<u>Amount</u>
HD Supply Waterworks, LTC	\$ 25,000.00
Ferguson Enterprises, Inc.	<u>\$ 25,000.00</u>
	\$ 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:** 2161-2014

**Drafting Date:** 9/15/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Purchasing Office has established a Universal Term Contract, FL005553 for Crushed Limestone and Gravel Aggregates with Shelly Materials, Inc. The Division of Water is requesting the establishment of a blanket purchase order for the purchase of Crushed Limestone and Gravel Aggregates during 2014. The crushed limestone and gravel aggregates are used by the Division of Water, Distribution Maintenance Section to backfill excavation sites during the repair of water mainlines and other water infrastructure repair projects.

**SUPPLIER:** Shelly Materials, Inc., Contract Compliance Number: 31-1574851, expires 1/16/2016. This Supplier does not hold MBE/FBE status.

**FISCAL IMPACT:** The Division of Water has allocated \$225,000.00 for Crushed Limestone and Gravel Aggregates in the 2014 Budget.

\$272,778.34 was expended in 2013.

\$235,894.12 was expended in 2012.

To authorize the Director of Finance and Management to establish a blanket purchase order for Crushed Limestone and Gravel Aggregates from an established Universal Term Contract with Shelly Materials, Inc. for the Division of Water; to authorize the expenditure of \$40,000.00 from the Water Operating Fund. (\$40,000.00)

**WHEREAS,** the Purchasing Office has established a Universal Term Contract for Crushed Limestone and

Gravel Aggregates; 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 Finance and Management to establish a blanket purchase order in accordance with the terms and conditions of an existing Universal Term Contract to obtain Crushed Limestone and Gravel Aggregates 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 Crushed Limestone and Gravel Aggregates from Universal Term Contract FL005553, for the Division Water, 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 \$40,000.00, or so much thereof as may be needed, be and is hereby authorized from the Water Operating Fund, Fund No. 600, OCA 602730, Object Level One 02, Object Level Three 2197.

**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:** 2162-2014

**Drafting Date:** 9/15/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Columbus Public Health has been awarded a grant from the Center for Disease Control through the Ohio Department of Health to Central Ohio Trauma System. This ordinance is needed to accept and appropriate \$6,000.00 in grant money for the period July 1, 2014 through June 30, 2015.

This grant provides funds to continue the coordination of a county-level coalition in Franklin County.

**FISCAL IMPACT:** The program is funded by the Central Ohio Trauma System and does not generate revenue or require a city match.

To authorize and direct Columbus Public Health to accept a grant from Central Ohio Trauma System to continue the coordination of a county-level coalition for Franklin County in the amount of \$6,000.00; and to authorize the appropriation of \$6,000.00 in the Health Department Grants Fund. (\$6,000.00)

**WHEREAS**, this grant provides assistance in Franklin County for the continuation of the coordination of a county level coalition; and,

**WHEREAS**, \$6,000.00 in grant funds have been made available to Columbus Public Health from the Central Ohio Trauma System; Now, therefore,



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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept a grant award of \$6,000.00 from the Central Ohio Trauma System for the period July 1, 2014, through June 30, 2015.

**SECTION 2.** That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources for the period ending June 30, 2015, the sum of \$6,000.00 and any eligible interest earned during the grand period is hereby appropriated to the Health Department, Division No. 50-01, as follows:

COTS County-Level Coalition:

OCA: 501439 Grant No.: 501439 Obj. Level 01: 01 Amount \$6,000.00

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

**SECTION 4.** 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 5.** that the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, effective upon receipt of executed grant agreement, 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 provided by law.

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**Legislation Number:** 2171-2014

**Drafting Date:** 9/16/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Directors of the Departments of Finance and Management and Public Safety to enter into contracts for various miscellaneous equipment needed for the Division of Police's new Crime Laboratory that is currently under construction on Woodrow Avenue. Items needed for the Crime Lab include network scanners, lab software and hardware, projector and various other equipment and services that are generally under \$20,000.00 and involve multiple vendors. These miscellaneous items will be competitively bid, or acquired via quotes solicited from existing universal term contract vendors. This method of procurement will ensure that Capital Improvement Funds budgeted for the construction and outfitting of the new Crime Lab are properly legislated and available for the acquisition of the items needed.

**Bid Information:** The competitive bidding process for the purchase of these miscellaneous items will be followed and once competitive bids are received and/or quotes are solicited from existing universal term contract vendors, funds will be encumbered against the certificate.

**Emergency Designation:** Emergency legislation is requested in order to conduct a transition of Crime Lab operations from their current location to the new building by the end of the year.

**Fiscal Impact:** This ordinance authorizes an expenditure of \$100,000.00 from the Safety Voted Bond Fund for the purchase of miscellaneous equipment from multiple vendors for the City's new crime laboratory building. Funds were budgeted in Public Safety's 2014 Capital Improvement Budget for the construction of the Crime Lab and the purchase of new equipment.

To authorize the Directors of the Departments of Finance and Management and Public Safety to enter into contracts for the purchase of miscellaneous equipment from multiple vendors, for the new crime lab; to authorize the expenditure of \$100,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$100,000.00)

**WHEREAS,** funds for the purchase of various equipment and materials for the new Crime Lab are budgeted in the Department of Public Safety's 2014 Capital Improvement Budget; and

**WHEREAS,** it is now necessary to authorize Capital Improvement Funds for the purchase of miscellaneous items from multiple vendors for the new Crime Lab; and

**WHEREAS,** once competitive bids and/or quotes from existing universal term contracts are received, funds will be encumbered against the certificate; and

**WHEREAS,** all expenditures from this project will be in compliance with competitive bid practices as set forth in the City Code; and

**WHEREAS,** an emergency exists in the usual daily operation of the Departments of Finance and Management and Public Safety, in that it is immediately necessary to provide funds for the purchase of miscellaneous equipment for the new Crime Lab in order to smoothly transition operations from the current location to the new building as soon as 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 Directors of Finance and Management and Public Safety are hereby authorized to expend as needed, funding for various miscellaneous Crime Lab equipment purchases for the Division of Police.

**SECTION 2.** That the procurement of all parts and equipment shall be conducted in accordance with the provisions of Section 329.06 unless otherwise provided in Sections 329.07, 329.13, 329.22 or 329.24; awards will be based on quotes solicited by the Purchasing Office, and will not exceed \$20,000.00 per award, unless via a current universal term contract. City Council recognizes that this ordinance does not identify the contractors to whom the contracts will be awarded and understands that its passage will give the Finance and Management Director and the Public Safety Director the final decision in determination of the lowest, best, responsive and responsible bidder for such contracts. This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

**SECTION 3.** That an expenditure of \$100,000.00, or so much thereof, as may be necessary, be and it is hereby authorized and directed from Division of Police, Division No. 30-03, Safety Voted Bond Fund 701, Project 330033-100000, OCA 701033, OL3 Code 6649

**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; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

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**Legislation Number:** 2179-2014

**Drafting Date:** 9/17/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This legislation authorizes the Director of Finance and Management to establish a blanket purchase order for the Division of Sewerage and Drainage for the Rental of Construction Equipment with Operator from a pending Universal Term Contract with Travco Construction, Inc. The contract is utilized for the rental of an assortment of construction equipment with an operator for various projects such as maintenance and installation of water mains, sewers, and/or appurtenant structures beyond the scope of the Division's personnel.

The Purchasing Office is in the process of establishing a Universal Term Contract to obtain Rental of Construction Equipment with Operator. The anticipated effective date of the pending contract is November 1, 2014. 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.

**SUPPLIER:** Travco Construction, Inc. (71-0948514) Expires 5/13/16

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:** \$800,000.00 is budgeted and needed for this purchase.

\$2,150,000.00 was spent in 2013

\$2,600,000.00 was spent in 2012

To authorize the Director of Finance and Management to establish a blanket purchase order from a pending Universal Term Contract for the Rental of Construction Equipment with Operator with Travco Construction, Inc., for the Division of Sewerage and Drainage, and to authorize the expenditure of \$800,000.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$800,000.00)

**WHEREAS,** the Purchasing Office has a pending Universal Term Contract for the option to obtain Rental of Construction Equipment with Operator, with Travco Construction, Inc.; and

**WHEREAS,** the contract is utilized for the rental of an assortment of construction equipment with an operator for various projects such as maintenance and installation of water mains, sewers, and/or appurtenant structures

beyond the scope of the Division's personnel; and

**WHEREAS**, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize the Director of Finance and Management to establish blanket purchase orders in accordance with the terms and conditions of a pending Universal Term Contract to obtain Rental of Construction Equipment with Operator 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 Finance and Management be and is hereby authorized to establish a Blanket Purchase Order with Travco Construction, Inc., 4097 Venture Place, Groveport, OH 43125, based on a pending Universal Term Contract for the Division of Sewerage and Drainage.

**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 \$800,000.00 or so much thereof as may be needed, be and the same hereby is authorized from Fund 650 as follows:

OCA: 605089  
Object Level 1: 03  
Object Level 3: 3349

**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:** 2186-2014

**Drafting Date:** 9/18/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Section 32.3 of the Collective Bargaining Contract with the American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632 requires that any modifications to the Contract be agreed between the parties. Memoranda of Understanding #2014-03, #2014-04 and #2014-05 have been executed by the parties. Memorandum of Understanding #2014-03 amends Appendix A (classification listing) by memorializing an agreement regarding the pay ranges assigned to the classifications of Telecommunications Specialist I and Telecommunications Specialist II. Memorandum of Understanding #2014-04 amends Appendix A by changing the class titles of three (3) classifications which were approved by the Civil Service Commission. Memorandum of Understanding #2014-05 amends Section 24.7 - Family and Medical Leave Act (FMLA) by adding language to allow for the use of compensatory time for any FMLA-qualifying reason, after all sick and vacation leaves are exhausted.

The passage of this ordinance indicates City Council's acceptance of Memoranda of Understanding #2014-03, #2014-04 and #2014-05, copies of which is attached hereto.

Emergency action is recommended in order to allow for expedient implementation.

To accept Memoranda of Understanding #2014-03, #2014-04 and #2014-05 executed between representatives

of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amend the Collective Bargaining Contract, April 1, 2014 through March 31, 2017; and to declare an emergency.

**WHEREAS**, representatives of AFSCME Ohio Council 8, Local 1632 and the City entered into Memoranda of Understanding #2014-03, #2014-04 and #2014-05, copies of which are attached hereto, which amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2014 through March 31, 2017; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632 by accepting Memoranda of Understanding #2014-03, #2014-04 and #2014-05, thereby preserving the public peace, health, safety, and welfare; Now Therefore

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

**SECTION 1.** That Memoranda of Understanding #2014-03, #2014-04 and #2014-05 amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2014 through March 31, 2017.

**SECTION 2.** That City Council, in the best interest of the City, hereby recognizes and accepts Memoranda of Understanding #2014-03, #2014-04 and #2014-05, copies of which are attached hereto, executed between representatives of the City and AFSCME, Ohio Council 8, Local 1632.

**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 or vetoes the same.

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**Legislation Number:** 2188-2014

**Drafting Date:** 9/18/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The need exists to enter into an Enterprise Zone Agreement with McDaniel's Construction Corp., Inc. (McDaniel's Construction) The Ohio Enterprise Zone law O.R.C. Section 5709.62 (3) requires the City to enter into a Council-approved agreement between the City and participating companies.

Incorporated in 1987, McDaniel's Construction is a contractor that undertakes construction projects of all types and sizes. McDaniel's Construction main lines of business include; General Contractors, M.W.B.E.-General Contractors, M.W.B.E.-Paving & Road Construction, Pavement Treatments, Coatings & Sealants, and Paving Contractors. The company's customers are comprised of governmental agencies, corporations, municipalities, general contractors and the private sector. Some of McDaniel's Construction projects include African Road, Antrim Park, Rediness Center in Chillicothe, Hoover Mud Flats, Rickenbacker Fire Station, Scioto Greenway, State House Sidewalk and South Campus Gateway. Some of McDaniel's Construction clients include: OSU, Children's Hospital, Ohio Air National Guard, Ohio Dept. of Corrections and Ohio Dept. of Natural Resources as well as other public and private entities.

McDaniel's Construction is proposing to invest approximately \$1.1 million in new construction, which

includes furniture and fixtures, to build a new corporate headquarters consisting of roughly 10,000 square feet. The company will create 2 new full-time permanent positions with an estimated annual payroll of approximately \$90,000 and retain 15 full-time employees with an estimated annual payroll of approximately \$1.48 million at the project site located at 1069 Woodland Avenue, within the City of Columbus Central Enterprise Zone.

The Department of Development recommends 75%/10-year Enterprise Zone tax abatement on real property improvements.

The Columbus City School District has been advised of this project.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with McDaniel's Construction Corp., Inc. for a tax abatement of seventy-five percent (75%) for a period of ten (10) years on new construction of a corporate headquarters in consideration of a proposed total investment of approximately \$1.1 million.

**WHEREAS**, City Council subsequently amended the Columbus Enterprise Zone by Ordinance Numbers 2722-85 in 1986; 2080-89 in 1989; 1949-92, 2249-92 and 2690-92 in 1992; 1079-94 and 1228-94 in 1994; 1274-95, 2196-95 and 2817-95 in 1995; 0533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; 0225-03 in 2003; and 0032-2012 in 2012; and

**WHEREAS**, the Director of the Development Department of the State of Ohio determined that the Columbus Enterprise Zone as amended by the aforementioned Ordinances continued to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised and recertified said Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003, August 19, 2003 and most recently on April 3, 2012 as an "urban jobs and enterprise zone" under Chapter 5709 of the Ohio Revised Code; and

**WHEREAS**, the project to be developed by McDaniel's Construction Corp., Inc. at the project site will entail investing approximately \$1.0 million for the construction of a new corporate headquarters consisting of approximately 10,000 square feet and approximately \$100,000 in furniture and fixtures, on parcel number 010-019804 further known as 1069 Woodland Avenue, Columbus, Ohio 43219; and

**WHEREAS**, McDaniel's Construction Corp., Inc. will create 2 new full-time permanent positions within the City of Columbus over a three-year period following construction completion with an estimated annual payroll of approximately \$90,000; and

**WHEREAS**, McDaniel's Construction Corp., Inc. will retain 15 full-time employees with an annual payroll of approximately \$1.48 million; and

**WHEREAS**, the City is encouraging this project because of plans to redevelop an urban commercial property in the central city; and

**WHEREAS**, the City desires to enter in such a binding formal agreement in order to foster economic growth for the preservation of public health, peace, property and safety; and **NOW, THEREFORE**,

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

**SECTION 1.** That 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 abatement and tax credit is a critical factor in the decision McDaniel’s Construction Corp., Inc. to go forward with the project expansion.

**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 Development is hereby authorized and directed to enter into and execute an Enterprise Zone Agreement with McDaniel’s Construction Corp., Inc. to provide therewith an exemption of seventy-five percent (75%) on real property improvements for a term of ten (10) taxable years in association with the project’s proposed investment of approximately \$1.0 million in new construction and an estimated \$100,000 in furniture and fixtures.

**SECTION 4.** That the City of Columbus Enterprise Zone Agreement is signed by McDaniel’s Construction Corp., Inc. within ninety (90) days of passage of this ordinance, or this ordinance and the abatements and credits authorized herein are null and void.

**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:** 2199-2014

**Drafting Date:** 9/19/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND**

This legislation authorizes the Director of Public Service to enter into a contract with Carpenter Marty Transportation Inc., in the amount of up to \$200,000.00 for the Roadway Improvements - Downtown General Engineering project.

The Department of Public Service has initiated a procurement effort that will result in the award and execution of a general contract. The intent of this project is to provide the Department of Public Service with continuing, contractual access to additional resources that are necessary to perform various professional engineering and surveying tasks in the Downtown Area.

The Department of Public Service, Office of Support Services, solicited proposals for the Roadway Improvements - Downtown General Engineering project. The project was formally advertised on the Vendor Services web site from August 14, 2014, to September 4, 2014. The city received seven (7) responses. All of the proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on September 11, 2014. The responsive firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/FBE/ASN /PHC</u>
Carpenter Marty Transportation	Dublin, OH	MAJ
Burgess & Niple	Columbus, OH	MAJ

OHM Advisors	Columbus, OH	MAJ
Michael Baker Jr.	Upper Arlington, OH	MAJ
Parsons Transportation Group	Columbus, OH	MAJ
DLZ Ohio	Worthington, OH	ASN
Columbus Engineering Consultants	Columbus, OH	ASN

Carpenter Marty Transportation Inc. received the highest score by the evaluation committee and will be awarded the Roadway Improvements - Downtown General Engineering contract.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Carpenter Marty Transportation Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for Carpenter Marty Transportation Inc. is 46-0918246 and expires 8/9/15.

**3. FISCAL IMPACT**

Funds in the amount of \$200,000.00 are available for this project within 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 as to provide necessary funding for engineering and design services and to prevent delays in the Department of Public Service’s Capital Improvement Program.

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 Carpenter Marty Transportation Inc. for engineering, technical, and surveying services in connection with the Roadway Improvements - Downtown General Engineering project; to authorize the expenditure of up to \$200,000.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$200,000.00)

**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 the Roadway Improvements - Downtown General Engineering project; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into a contract with Carpenter Marty Transportation Inc. for the provision of engineering and design services related to the Roadway Improvements - Downtown General Engineering project in the amount of up to \$200,000.00; and

**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**, 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 Public Service project:

Fund / Project / Project Name / Current / Change / Amended

704 / 530052-100000 / Morse Road Area Investments (Voted Carryover) / \$417,750 / (\$200,000) / \$217,750

704 / 530161-100165 / Roadway Improvements - Downtown General Engineering (Voted Carryover) / \$0 / \$200,000 / \$200,000

**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 / 530052-100000 / Morse Road Area Investments / 06-6600 / 591250 / \$200,000.00

To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100165 / Roadway Improvements - Downtown General Engineering / 06-6600 / 746165 / \$200,000.00

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into contract with Carpenter Marty Transportation Inc. for the Roadway Improvements - Downtown General Engineering project for engineering and design services in an amount of up to \$200,000.00.

**SECTION 4.** That for the purpose of paying the cost of this contract the sum of up to \$200,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

Department of Public Service:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100165 / Roadway Improvements - Downtown General Engineering / 06-6682 / 746165 / \$200,000.00

**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 authorized to establish proper project accounting numbers as appropriate.

**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:** 2203-2014

**Drafting Date:** 9/22/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### 1. BACKGROUND

The Division of Infrastructure Management is responsible for curb replacement within the city limits. To facilitate the replacement of deteriorated curb at minimal cost, the city instituted a program many years ago to reimburse property owners who replace curbs.

Reimbursement occurs subsequent to inspection of the new curb by the city. The majority of these replacements occur while the property owners are constructing new sidewalk, which are ordinarily the property owners' responsibility to maintain and/or replace. The Division of Infrastructure Management requires funding for this cost effective and beneficial program to improve curbs in the city.

This legislation authorizes the expenditure of \$25,000.00 to establish funding to repay the various property owners for costs associated with the construction of new concrete curb.

### 2. FISCAL IMPACT

Funding for the Curb Reimbursement program is available within the Street and Highway Improvement (Non Bond) Fund. 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 to allow this work to continue in order to eliminate possible safety issues thereby promoting motorist and pedestrian safety.

To authorize the Director of Public Service to reimburse various property owners for the replacement of concrete curbs; to amend the 2014 Capital Improvement Budget; to appropriate \$25,000.00 within the Street and Highway Improvement Fund; to authorize and direct the City Auditor to transfer funds and appropriation between projects within the Street and Highway Improvement Fund; to authorize the expenditure of \$25,000.00 within the Street and Highway Fund for this purpose; and to declare an emergency. (\$25,000.00)

**WHEREAS**, the Division of Infrastructure Management, Department of Public Service, is responsible for the Curb Reimbursement program within the city limits; and

**WHEREAS**, to facilitate the replacement of deteriorated curb at minimal cost, the city instituted a program many years ago to reimburse property owners who replace curbs; and

**WHEREAS**, the city is committed to the Curb Reimbursement program; and

**WHEREAS**, it is necessary to authorize the expenditure of additional funds for this ongoing program; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to continue the Curb Reimbursement program to ensure the safety of the travelling 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 Director of Public Service be and hereby is authorized to reimburse various property owners for the replacement of concrete curb according to the existing program guidelines established for this purpose.

**SECTION 2.** 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**

766 / 766999-100000 / 59-03 Unallocated Balance Fund 766 (Street & Highway Improvement Carryover) / \$570,009.00 / (\$25,000.00) / \$545,009.00

766 / 530210-100001 / Curb Replacement - Curb Reimbursement Program (Street & Highway Improvement Carryover) / \$0.00 / \$25,000.00 / \$25,000.00

**SECTION 3.** The sum of up to \$25,000.00 be and is hereby appropriated from the unappropriated balance of the Street and Highway Improvement Fund, Fund 766, 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 / Amount**

766 / 766999-100000 / 59-03 Unallocated Balance Fund 766 / 06-6600 / 766999 / \$25,000.00

**SECTION 4.** That the City Auditor be and is hereby authorized to transfer cash and appropriation from within the Street and Highway Improvement Fund, Fund 766 as follows:

**From:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

766 / 766999-100000 / 59-03 Unallocated Balance Fund 766 / 06-6600 / 766999 / \$25,000.00

**To:**

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

766 / 530210-100001 / Curb Replacement - Curb Reimbursement Program / 06-6600 / 762101 / \$25,000.00

**SECTION 5.** That for the purpose of providing funding for the Curb Reimbursement program the sum of \$25,000.00 or so much thereof as may be needed be and hereby is authorized to be expended from Fund 766, the Street and Highway Improvement Fund, Department No. 59-11, Division of Infrastructure Management as follows:

**Fund / Project # / Project / O.L. 01/O.L. 03 Codes / OCA Code / Amount**

766 / 530210-100001 / Curb Replacement - Curb Reimbursement Program / 06-6621 / 762101 / \$25,000.00

**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 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:** 2204-2014

**Drafting Date:** 9/22/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management to enter into a contract with Protectoplas Company for the purchase of a Thermoplastic Tank Liner Replacement for the Division of Water, Dublin Road Water Treatment Plant. The liner will be installed in an existing storage tank that contains 12.5% sodium hypochlorite solution that is used in the water treatment process.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005525). Forty-six (46) vendors (44 MAJ, 2 F1) were solicited and one (1) bid (1 MAJ) was received and opened on August 28, 2014. After a review of the bid submitted by Protectoplas Company the Department has found their bid to be non-responsive due to the inclusion of conflicting terms and conditions. In addition, the company submitted a separate quotation sheet and did not complete the City's proposal page.

On June 5, 2014 the City solicited competitive sealed bids and obtained a similiar non-responsive bid from Protectoplas Company. The Department of Public Utilities and the Purchasing Office expect that a third attempt to solicited competitive bids would yield similar results. In coordination with the Purchasing Office, the terms and pricing for this item were negotiated.

Therefore, the Department of Public Utilities requests that the competitive sealed bidding provision of the Columbus City Code be waived to award the contract to Protectoplas in the amount of \$39,949.80. 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 negotiatated priced is vaild through November 30, 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.

**SUPPLIER:** Protectoplas Company, Contract Compliance Number: 34-1118421, expires 05/19/2016. This supplier does not hold MBE/FBE status.

**FISCAL IMPACT:** The Division of Water has allocated \$40,000.00 for this purchase in the 2014 budget. There were no similar purchases in 2012 or 2013.

To authorize the Director of Finance and Management to enter into a contract with Protectoplas Company for

the purchase of a Thermoplastic Tank Liner Replacement for the Division of Water; to authorize the expenditure of \$39,949.80 from the Water Operating Fund; to waive competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$39,949.80)

**WHEREAS**, a Thermoplastic Tank Liner Replacement is required by the Division of Water, Dublin Road Treatment plant The liner will be installed in an existing storage tank that contains 12.5% sodium hypochlorite solution that is used in the water treatment process; and

**WHEREAS**, the Purchasing Office opened formal bids on August 28, 2014 for the purchase of a Thermoplastic Tank Liner Replacement for the Division of Water; and

**WHEREAS**, The Department of Public Utilities is requesting this City Council to waive the applicable competitive bidding requirement of the city code in order to facilitate this procurement of a Thermoplastic Tank Liner Replacement for the Division of Water, Dublin Road Water Treatment Plant to establish a contract with Protectoplas Company; and

**WHEREAS**, a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA005525 on file in the Purchasing Office; and

**WHEREAS**, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to authorize the Director of Finance and Management to enter into a negotiated contract to obtain a Thermoplastic Tank Liner Replacement 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 Finance and Management be and is hereby authorized to enter into a contract with Protectoplas Company, 3500 Crane Centre Drive, Streetsboro, OH 44241, for the purchase of a Thermoplastic Tank Liner Replacement 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 \$39,949.80 much thereof as may be needed is hereby authorized from Water Operating Fund 600, Department 60-09, OCA Code 602425, Object Level One 03, Object Level Three 3372, to pay the cost thereof.

**SECTION 4.** That the competitive bidding provisions of Columbus City Code Chapter 329 are hereby waived.

**SECTION 5.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency 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:** 2207-2014

**Drafting Date:** 9/22/2014

**Current Status:** Passed

**1. Background:**

The City of Columbus, Department of Public Service, received a request from Famous Realty of Cleveland, Inc. asking that the City sell a 0.164 acre parcel of City right-of-way consisting of the unnamed east/west alley south of Bonham Avenue, and the unnamed north/south alley east of Cleveland Avenue. Transfer of this right-of-way will permit the combining of parcels currently owned by Famous Realty of Cleveland, Inc. and facilitate the future re-development of that property.

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 \$5,240.00 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 Famous Realty of Cleveland, Inc. for \$5,240.00.

**2. FISCAL IMPACT:**

The City will receive a total of \$5,240.00 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 0.164 acre parcel of City right-of-way consisting of the unnamed east/west alley south of Bonham Avenue, and the unnamed north/south alley east of Cleveland Avenue, adjacent to property owned by Famous Realty of Cleveland, Inc., located at 917 Bonham Avenue.

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from Famous Realty of Cleveland, Inc. asking that the City transfer a 0.164 acre parcel of City right-of-way consisting of the unnamed east/west alley south of Bonham Avenue, and the unnamed north/south alley east of Cleveland Avenue, adjacent to property owned by Famous Realty of Cleveland, Inc., located at 917 Bonham Avenue, to them; and

**WHEREAS**, acquisition of the right-of-way will facilitate the re-development of the adjacent property owned by Famous Realty of Cleveland, Inc.; and

**WHEREAS**, the City of Columbus, Department of Public Service, 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 Famous Realty of Cleveland, Inc.; 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 \$5,240.00 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 Famous Realty of Cleveland, Inc. for the amount of \$5,240.00; 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 Famous Realty of Cleveland, Inc.; to-wit:

BLUE-J SURVEYING, LLC  
14450 State Route 56 West  
Mount Sterling, Oh 43143  
PH. 614-774-8577

Description of 0.164 Acre Tract

Situate in the State of Ohio, County of Franklin and City of Columbus, lying in Fourth Quarter, Township 1, Range 18 of the United States Military District, being all of a 14 foot alley as shown in Amended Plat by E.E. Corwin, Assignee of Simon Roberts as shown in Complete Record 41, Page 385 of Probate Court, and being the residue of a 16 foot alley as shown in Bonham Subdivision of record in Plat Book 13, Page 21, all records herein are from the Recorder's Office, Franklin County, Ohio, said 0.164 acre tract being more particularly described as follows:

BEGINNING, at a PK Nail set in the easterly right-of-way line of Cleveland Avenue and at the northwest corner of a 14 foot Alley, in southwest corner of Lot 2 as conveyed as Parcel 2 to Famous Realty of Cleveland Inc., by deed of record in Instrument Number 200509160193001;

Thence South 64°45'32" East, a distance of 205.08 feet, along the north line of said 14 foot Alley and the south line of said Lot 2, to a PK Nail set at the southeast corner of Lot 5 conveyed as Parcel 1 to Famous Realty of Cleveland Inc., by deed of record in Instrument Number 200509160193001,

Thence North 39°33'23" East, a distance of 108.00 feet, along the southeasterly line of said lot 5, Parcel 1, to an iron pin found in the southerly right-of-way line of Bonham Avenue;

Thence South 64°45'32" East, a distance of 16.46 feet, along the southerly right-of-way line of said Bonham Avenue, to a PK Nail set at the southerly right-of-way line of said Bonham Avenue at the northwest corner of Lot 29 as shown in record plat of Bonham Subdivision of record in Plat Book 12, Page 21

Thence South 39°33'23" West, a distance of 214.09, to a PK Nail set in the southeast corner of Lot 29 being in the residue of the 5.135 acre tract as conveyed to the Pennsylvania, Ohio and Detroit Railroad Company by deed of record in Deed Book 968, Page 164, passing a PK found in the southeast corner of a 0.310 acre tract being conveyed to Famous Realty of Cleveland Inc., by deed of record in Instrument Number 201304190065063, at 204.15 feet;

Thence South 86°26'08" East, a distance of 29.00 feet, to a PK Nail set at the northwest corner of a 16' Alley as vacated by City of Columbus in Ordinance Number 455-32, to a PK Nail found;

Thence South 03°32'53" West, a distance of 16.00 feet, along the west line of a said to a PK Nail Set in the southeast corner of said vacated Alley, in the south line of 16' Alley;

Thence North 86°26'08" West, a distance of 60.34 feet to a PK Nail set in the easterly line of Parcel 4 as conveyed to Famous Realty of Cleveland Inc., by deed of record in Instrument Number 200509160193001 at the northwesterly corner of a 12.446 acre tract conveyed to Phil-Ro Company by deed of record in Instrument Number 200503240054545;

Thence North 39°33'23" East, a distance of 119.38 feet, to a PK Nail set at the northeast corner of Parcel 3 (Lot 30 of said Bonham Subdivision and Lot 1 of said EE Corwin's Amended Subdivision) as conveyed to Famous Realty of Cleveland Inc., by deed of record in Instrument Number 200509160193001;

Thence North 64°45'32" West, a distance of 205.00 feet, along the northerly line of said Parcel 3, to a PK Nail set in the southerly right-of-way line of said Cleveland Avenue;

Thence North 39°14'55" East, a distance of 13.98 feet, along the southerly right-of-way line of said Cleveland Avenue, to the POINT OF BEGINNING, containing 0.164 acres more or less. Being subject to all easements, restrictions and rights-of-way of record.

The bearings in the above description are based on the bearing of South 64°45'32" East, for the centerline of Bonham Avenue as determined by GPS observations using the 1983 adjustment for Ohio State Plane Coordinates South Zone.

All set iron rebar are 5/8 inch, 30 inch long having a yellow I.D. cap stamped "BLUE 8382".

The description is based on an actual field survey as performed by Blue-J Surveying LLC in August, 2014 under the direct supervision of Jennifer L. Blue, Registered Surveyor No. 8382.

**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 \$5,240.00 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.



**Legislation Number:** 2208-2014

**Drafting Date:** 9/22/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. Background:**

The City of Columbus, Department of Public Service, received a request from Schiff Capital Group, LLC., asking that the City sell a 0.023 acre portion of the right-of-way adjacent to North High Street, between East Long and East Spring Streets. Transfer of this right-of-way will facilitate the re-development of property adjacent to the above noted right-of-way located at 8 East Long Street, owned by Schiff Capital Group, LLC.

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 \$1,336.50 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 Schiff Capital Group, LLC. for \$1,336.50.

**2. FISCAL IMPACT:**

The City will receive a total of \$1,336.50 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 0.023 acre portion of the right-of-way adjacent to North High Street, between East Long and East Spring Streets, adjacent to property owned by Schiff Capital Group, LLC., located at 8 East Long Street.

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from Schiff Capital Group, LLC. asking that the City transfer a 0.023 acre portion of the right-of-way adjacent to North High Street, between East Long and East Spring Streets, adjacent to property owned by Schiff Capital Group, LLC., located at 8 East Long Street, to them; and

**WHEREAS**, acquisition of the right-of-way will facilitate the re-development of the adjacent property owned by Schiff Capital Group, LLC; and

**WHEREAS**, the City of Columbus, Department of Public Service, 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 Schiff Capital Group, LLC; 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 \$1,336.50 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 Schiff Capital Group, LLC for the amount of \$1,336.50; 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 Schiff Capital Group, LLC.; to-wit:

Description of a 0.023 ACRE Parcel of Land

Situated in the State of Ohio, County of Franklin, City of Columbus, in Section 16, Township 5, Range 22, Refugee Lands, being part of Lafayette Street, originally platted as Mulberry Street as part of the subdivision entitled "Plat of the Town of Columbus", recorded in Deed Book F, Page 332, destroyed by fire and re-platted in Plat Book 3, Page 247, also represented in Plat Book 14, Page 27, (all references refer to the records of the Recorder's Office, Franklin County, Ohio), and more particularly bounded and described as follows:

BEGINNING at a mag nail set at the intersection of the easterly right of way line of North High Street with the northerly right of way line of said Lafayette Street, at the southwesterly corner of Lot 318 of said subdivision;

Thence North 81° 53' 23" East, with the southerly line of said Lot 318, distance of 30.00 feet to a P.K. nail found at the northwesterly corner of that portion of Lafayette Street vacated by Ordinance Number 2531-95;

Thence South 08° 06' 37" East, with the westerly line of said vacated Lafayette Street, a distance of 33.00 feet to a P.K. nail found at the southwesterly corner thereof, in the northerly line of Lot 319 of said subdivision;

Thence South 81° 53' 23" West, with said northerly line, a distance of 30.00 feet to a P. K. nail found in the easterly right of way line of said High Street;

Thence North 08° 06' 37" West, with said easterly right of way line, a distance of 33.00 feet to the POINT OF BEGINNING, containing 0.023 acre of land, more or less.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

Bearings contained herein are based on the Ohio State Plane Coordinate System, South Zone, NAD83 (1986). Said bearings originated from a field traverse which was tied (referenced) to said coordinate system by GPS observations and observations of selected Franklin County Engineering Department monuments 4-83 and 13-83. The portion of the right-of-way line of East Long Street, having a bearing of South 81° 53' 23" West, is designated the "basis of bearing" for this survey.

EVANS, MECHWART, HAMBLETON & TILTON, INC

**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 \$1,336.50 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:** 2210-2014

**Drafting Date:** 9/22/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the option to purchase Organic Based Performance Enhancer (Beet Juice) for the Department of Public Service. The term of the proposed option contract will be through April 30, 2015 in accordance with formal bid solicitation SA005544. The material will be used for snow and ice removal and control operations on city roadways during cold weather months. The Purchasing Office opened formal bids on August 28, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA005544). Nineteen (19) bids were solicited (17-MAJ, 2-MBR). Two bids were received.

The Purchasing Office is recommending award of a contract to the lowest, responsive bidder: King-Tuesley Enterprises, Inc. dba Road Solutions, Inc., CC#351991979, Expiration: 10/09/2014. Estimated Annual Expenditure: \$70,500.00

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of State database for Findings for Recovery.

This ordinance is being submitted as an emergency because without emergency action Organic Based Performance Enhancer (Beet Juice) for will not be available and the efforts of the Department of Public Service to maintain ice and snow removal on roadways during cold weather months would be delayed 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 Department of Public Service will be required to obtain approval to expend from their own appropriations.

To authorize the Finance and Management Director to enter into one contract for the option to purchase Organic Based Performance Enhancer (Beet Juice) from King-Tuesley Enterprises dba Road Solutions, Inc.; to

authorize the expenditure of one dollar to establish this contract from the General Fund; and to declare an emergency (\$1.00).

**WHEREAS**, the Department of Public Service has a need for Organic Based Performance Enhancer (Beet Juice) for ice and snow removal and control on city roadways during the cold weather months, and

**WHEREAS**, the Purchasing Office advertised and solicited formal bids on August 28, 2014 and selected the lowest responsive, responsible and best bid; 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) providing effective option contracts for the Department of Public Service to efficiently maintain its supply chain and service to the public; and

**WHEREAS**, in order to ensure Organic Based Performance Enhancer (Beet Juice) is available and supplied as needed for the Department of Public Service to provide snow and ice removal and control on roadways during cold weather months, that its efforts will not be interrupted, 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 in that it is immediately necessary to enter into a contract for the option to purchase Organic Based Performance Enhancer (Beet Juice) 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 Organic Based Performance Enhancer (Beet Juice) for the Department of Public Service for the term ending April 30, 2015 in accordance with Solicitation No SA005544 as follows:

King-Tuesley Enterprises dba Road Solutions, Inc., Items: 1 and Delivery Charges 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 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:** 2211-2014

**Drafting Date:** 9/22/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The purpose of this legislation is to authorize the Director of Finance and Management to establish a purchase order for the installation and purchase of modular furniture for Columbus Public Health utilizing funds from the Health Department Grants Fund.

In 2013, Columbus Public Health entered into contract with Continental Office Furniture to provide modular furniture for the Ryan White program at the Health Department's facility at 240 Parsons Avenue. Columbus Public Health is in need of additional modular furniture to allow for office space for staff in the Ryan White Program. Obtaining Herman Miller brand furniture will ensure the compatibility of the new items with the existing modular furniture and ensure that the warranty of the original furniture is maintained. Continental Office Furniture is the sole exclusive provider of Herman Miller for the Columbus and Franklin County markets.

The contract compliance number for Continental Office Furniture is 31-4413238, which expires 03/13/2016.

This ordinance is requested as an emergency to allow for the timely procurement of needed furniture, thereby allowing the purchase and installation to proceed without delay.

**FISCAL IMPACT:** Monies, in the amount of \$13,156.97, for this expenditure are available within the Health Department Grants Fund, Fund No. 251.

To authorize the Director of Finance and Management to enter into contract with Continental Office Furniture, Inc. for the purchase and installation of modular office furniture, in accordance with sole source provisions of the City Code; to authorize the expenditure of \$13,156.97 from the Health Department Grants Fund; and to declare an emergency. (\$13,156.97)

**WHEREAS,** Columbus Public Health has a need for modular office furniture for its facility located at 240 Parsons Avenue; and,

**WHEREAS,** Continental Office Furniture was determined to be the sole provider of Herman Miller furniture in Columbus and Franklin County; and,

**WHEREAS,** an emergency exists in the usual daily operations of Columbus Public Health in that it is immediately necessary to purchase and install additional furniture for staff in the Ryan White Program, 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 Finance and Management is hereby authorized to enter into a contract for \$13,156.97 with Continental Office Furniture for modular office furniture for the Health Department's facility at 240 Parsons Avenue.

**SECTION 2.** That, to pay the costs of said contract, the expenditure of funds, not to exceed, \$13,156.97 is hereby authorized, as follows:

Health Department Grants Fund:

Fund No. 251, Department of Health, Division No. 50-01, Object Level One 02, Object Level Three 2140, Grant No. 501419, OCA No. 501419, \$13,156.97.

**SECTION 3.** That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

**SECTION 4.** That 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 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:** 2212-2014

**Drafting Date:** 9/22/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Council Variance Application: CV14-039**

**APPLICANT:** City of Columbus Department of Development; c/o Judy Box, Agent for the Applicant; 192 North Guilford Avenue; Columbus, OH 43222.

**PROPOSED USE:** Garden with accessory storage in a private garage.

**FRANKLINTON AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is comprised of two lots zoned in the R-4, Residential District; one is undeveloped, and one is developed with a single-unit dwelling that will be demolished. The requested Council variance will allow a private garage to remain on that lot to be used for storage in conjunction with a garden. The agent for the applicant plans on purchasing the property from the Land Bank, lives in the neighborhood, and owns several rental properties close to the site. The site is located within the planning area of *The Franklinton Plan (2003)*, which proposes single-unit residential uses for this location. The intended use of the property is compatible with the surrounding residential uses since it will function similarly to permitted accessory uses on single-unit residential lots.

To grant a variance from the provisions of Section 3332.039, R-4, Residential district, of the Columbus City codes; for the property located at **99 NORTH GUILFORD AVENUE (43222)**, to permit a private garage to be used for storage of gardening materials and equipment in the R-4, Residential District (Council Variance # CV14-039).

**WHEREAS**, by application No. CV14-039, the owner of property at **99 NORTH GUILFORD AVENUE (43222)**, is requesting a Council Variance to permit a private garage to be used for storage of gardening materials and equipment in the R-4, Residential District; and

**WHEREAS**, Section 3333.039, R-4, Residential District, allows public community gardens, but does not permit accessory storage for the gardens, while the applicant proposes a garden with accessory storage in a former private garage; and

**WHEREAS**, the Franklinton Area Commission recommends approval; and

**WHEREAS**, the City Departments recommend approval of the requested variance because the proposal will not add incompatible uses to the area. The requested use of a private garage for the storage of gardening materials and equipment is compatible with the surrounding residential uses since it will function similarly to permitted accessory uses on single-unit residential lots; 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 **99 NORTH GUILFORD AVENUE (43222)**, 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 Section 3332.039, R-4, Residential district; of the Columbus City codes, is hereby granted for the property located at **99 NORTH GUILFORD AVENUE (43222)**, in so far as said section prohibits a private garage to be used for storage of materials and equipment for a garden in the R-4, Residential District; said property being more particularly described as follows:

**99 NORTH GUILFORD AVENUE (43222)**, being 0.2± acres located on the west side of North Guilford Avenue, 186± feet south of Wendell Avenue, and being more particularly described as follows:

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

Being Lot Numbers Forty-Eight (48) and Fifty-One (51) of GUILFORD PARK ADDITION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 330, Recorder's Office, Franklin County, Ohio.

Known as 99 N. Guilford Avenue, Columbus, Ohio 43222  
Parcel Nos. 010-002495 and 010-038083  
Source of Title: Official Record Volume 25367, Page E04

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is a private garden with accessory storage, or those uses in the R-4, Residential District.

**SECTION 3.** That this ordinance is further conditioned on the following: Unless the property reverts back to residential use, the former private garage shall be used only for storage in conjunction with the on-site garden. Parking of motor vehicles shall not be permitted.

**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:** 2215-2014

**Drafting Date:** 9/22/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Arterial Street Rehabilitation - Morse Road - Preserve TIF Improvements Phase 1 project and to provide payment for construction administration and inspection services.

This contract consists of widening Morse Road to a 3-lane section from Trellis Lane/Underwood Farms Blvd to a point approximately 1,400' west of Johnstown Road. Morse Road will be milled and overlaid within the limits of the widening. A 10' shared use path will be constructed on the north side of Morse Road over the entire length of the project. Additional improvements include signage, street lighting, street trees, storm sewers, bioretention basin, curb ramps, and traffic control devices, 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 estimated Notice to Proceed date is October 20, 2014. The project was let by the Office of Support Services through Vendor Services and Bid Express. Ten bids were received on September 4, 2014 (ten majority) and tabulated on September 12, 2014 as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Danbert Inc.	\$2,432,091.86	Plain City, Ohio	Majority
Jack Conie & Sons dba Conie Construction Company	\$2,440,453.13	Columbus, Ohio	Majority
Double Z Construction Company	\$2,480,332.86	Columbus, Ohio	Majority
S.E.T., Inc.	\$2,603,088.80	Lowellville, Ohio	Majority
Shelly and Sands, Inc.	\$2,710,856.34	Columbus, Ohio	Majority
Strawser Paving Company Inc.	\$2,732,621.55	Columbus, Ohio	Majority
George J. Igel & Co. Inc.	\$2,820,984.22	Columbus, Ohio	Majority
Complete General Construction Company	\$2,832,631.15	Columbus, Ohio	Majority
Columbus Asphalt Paving Inc.	\$2,884,088.95	Columbus, Ohio	Majority
Park Enterprise Construction Co., Inc.	\$3,113,916.38	Marion, Ohio	Majority

Award is to be made to Danbert Inc. as the lowest responsive and responsible and best bidder for their bid of \$2,432,091.86. The amount for construction administration and inspection services will be \$243,209.19. The total legislated amount is \$2,675,301.05.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Danbert Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for Danbert Inc. is 31-1029004 and expires 6/24/16.

**3. FISCAL IMPACT**

This project will be funded in part through contributions from the City of Gahanna and Lifestyle Communities, Preserve TIF funds, and a grant/loan from OPWC. A transfer of cash and appropriation is necessary to align funding for this project expenditure within the grant fund.

**4. EMERGENCY DESIGNATION**

Emergency action is requested in order to allow for this project to begin at the earliest time possible this construction season so these improvements may be available to the public for the highest provision of pedestrian safety.

To authorize the City Auditor to appropriate and transfer \$999,580.85 from the Preserve TIF Fund and to appropriate and transfer \$349,871.48 from the Special Income Tax Fund to the Preserve TIF Fund; to authorize



the City Auditor to transfer monies between funds within the Department of Public Service; to authorize the City Auditor to appropriate \$2,675,301.05 within the State Issue II Street Projects Fund; to authorize the Director of Public Service to enter into contract with Danbert Inc. to provide for the payment of the contract and construction administration and inspection services in connection with the Arterial Street Rehabilitation - Morse Road - Preserve TIF Improvements Phase 1 project; to authorize the appropriation and expenditure of \$2,675,301.05 from the State Issue II Street Projects Fund; and to declare an emergency. (\$2,675,301.05)

**WHEREAS**, the City of Columbus Department of Public Service is engaged in the Arterial Street Rehabilitation - Morse Road - Preserve TIF Improvements Phase 1 project; and

**WHEREAS**, work on this project consists of widening Morse Road to a 3-lane section from Trellis Lane/Underwood Farms Blvd to a point approximately 1,400' west of Johnstown Road; and

**WHEREAS**, Danbert Inc. will be awarded the contract for the Arterial Street Rehabilitation - Morse Road - Preserve TIF Improvements Phase 1 project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

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

**WHEREAS**, this transfer should be considered as a temporary funding method and will be reimbursed from Preserve TIF proceeds; and

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

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize this contract so the project can proceed immediately to ensure the safety of the travelling 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.** The sum of \$999,580.85 be and is hereby appropriated from the unappropriated balance of the Preserve TIF Fund, Fund 438 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 / Amount  
438 / 438001-100000 / Preserve TIF / 10-5501 / 438100 / \$999,580.85

**SECTION 2.** The sum of \$349,871.48 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 Preserve TIF Fund, Fund 438 as follows:

Fund / Grant / Grant Name / O.L. 01-03 Codes / CPA / OCA / Amount  
438 / 438001-100000 / Preserve TIF / 10-5501 / 438100 / \$349,871.48

**SECTION 4.** That the City Auditor is hereby authorized to transfer \$1,349,452.33 between funds within the Department of Public Service Dept.-Div. 59-12 as follows:

From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
438 / 438001-100000 / Preserve TIF / 10-5501 / 438100 / \$1,349,452.33

To:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount  
764 / 598196-100000 / Morse Road Preserve / 80-0886 / 598196 / \$1,349,452.33

**SECTION 5.** That the sum of \$2,675,301.05 be and is hereby appropriated from the unappropriated balance of the State Issue II Streets Projects Fund, Fund 764 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 / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount  
764 / 598196-100000 / Morse Road Preserve / 06-6600 / 598196 / \$2,675,301.05

**SECTION 6.** That the Director of Public Service be and is hereby authorized to enter into contract with Danbert Inc., 8077 Memorial Drive, Plain City, Ohio 43064, for the construction of the Arterial Street Rehabilitation - Morse Road - Preserve TIF Improvements Phase 1 project in an amount up to \$2,432,091.86 or so much thereof as may be needed, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$243,209.19.

**SECTION 7.** That the monies transferred in the foregoing Sections 3 and 4 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 8.** That upon obtaining other funds for this project for the Department of Public Service, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

**SECTION 9.** That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract(s) or contract modification(s) associated with the expenditure of the funds transferred under Section 3 above.

**SECTION 10.** That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$349,871.48 (the "Obligations").

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

**SECTION 11.** All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**SECTION 12.** That for the purpose of paying the cost of the contract and inspection, the sum of \$2,675,301.05 or so much thereof as may be needed, is hereby authorized to be expended from the State Issue II Street Projects Fund, Fund 764, for the Division of Design and Construction, Dept.-Div. 59-12, as follows:

**Contract (\$2,432,091.86)**

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

764 / 598196-100000 / Morse Road Preserve / 06-6631 / 598196 / \$2,432,091.86

**Inspection (\$243,209.19)**

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

764 / 598196-100000 / Morse Road Preserve / 06-6687 / 598196 / \$243,209.19

**SECTION 13.** 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 14.** 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:** 2216-2014

**Drafting Date:** 9/23/2014

**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 RTTW, LTD dba treetree (treetree).

During the lowest months of the economic recession in 2009, Becca Apfelstadt and Tiffany Wise quit their jobs and started treetree. The day they started the company a dead bonsai tree that Becca had nicknamed "treetree," came back to life. The two were inspired by this revived tree and made it the agency's namesake. The company specializes in advertising, brand strategy and development, digital marketing, and qualitative and quantitative market research. In 2011, they decided to do for treetree what they do for their clients by developing a new market position and strategy. In formulating this new position, they recognized a need in the market that fell between design shops and larger agencies that are going after contracts to be the Agency of Record. The Agency of Special Projects was born, and it falls between the two ends of the industry spectrum (design shops and larger agencies). The company successfully carved out a unique niche in the industry that ignited the agency's rapid growth. Treetree's client roster includes well-known regional brands such as Alliance Data, Nationwide, and OhioHealth, among others. Most recently, treetree was named #506 on the 2014 INC 5000 list and was the fifth highest ranking Columbus-area company to make the list.

Treetree is proposing to invest approximately \$270,000, which includes leasehold improvements, stand-alone computers, furniture and fixtures, to expand and relocate its corporate headquarters into a vacant office space consisting of approximately 7,900 square feet inside “The Battleship Building” on the corner of N. Front and Vine Streets. In addition, the company will retain 18 full-time jobs and create 35 new full-time permanent positions with an estimated annual salary of approximately \$2.29 million within the Downtown Business District. Treetree would qualify for the Columbus Downtown Office Incentive in an amount equal to fifty percent (50%) of the payroll taxes paid on the new positions or approximately \$86,137.00 over a term of three (3) years. The Development Department recommends granting the Columbus Downtown Office Incentive program to RTTW, LTD dba treetree.

**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 RTTW, LTD dba treetree 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 treetree; and

**WHEREAS**, treetree is proposing to relocate its corporate headquarters from East First Avenue into the Downtown Business District by entering into a lease agreement on a vacant office space consisting of approximately 7,900 square feet inside “The Battleship Building” located on the corner of N. Front and Vine Streets; and

**WHEREAS**, treetree plans to invest approximately \$270,000.00, which includes leasehold improvements, stand-alone computers, furniture and fixtures, retain 18 full-time jobs and create 35 new full-time permanent positions with an estimated annual payroll of approximately \$2.29 million to relocate and expand its corporate headquarters into the Columbus Downtown Business District; more specifically, 444 N. Front Street, Unit 101, Columbus, Ohio 43215, generating approximately \$57,425 annually in new City of Columbus income tax revenue; 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 Columbus Downtown Office Incentive Agreement with the RTTW, LTD dba treetree, pursuant to Columbus City Council Resolution 088X-2007, for an annual cash payment equal to fifty percent (50%) of the amount of City withholding tax withheld on new employees for a term of three (3) years on the estimated job creation of 35 new full-time permanent positions located at 444 N. Front Street, Unit 101 Columbus, Ohio 43215.

**SECTION 2.** Each year of the term of the agreement with RTTW, LTD dba treetree 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 RTTW, LTD dba treetree 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 RTTW, LTD dba treetree City of Columbus Downtown Office Incentive Agreement for 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:** 2219-2014

**Drafting Date:** 9/23/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into a contract the with Franklin County Engineer's Office for snow and ice removal services. It also authorizes the reimbursement of up to \$400,000 to the Franklin County Engineer's Office for snow and ice removal services for the 2014-2015 winter season with funds from the Municipal Motor Vehicle License Tax Fund, No. 266. In order to capture operating efficiencies, county and city forces occasionally service portions of the others' roadways that lie within the others jurisdiction. Each entity is responsible for tracking the labor, equipment and materials used in order to determine the cost for all snow plow and ice removal activities performed. The county typically services more city of Columbus roadways than the city services county roadways. The entities settle up once each year and this payment represents the estimated net amount due to the county.

## **2. FISCAL IMPACT**

This ordinance authorizes the expenditure of up to \$400,000.00 in the Municipal Motor Vehicle License Tax Fund, No. 266.

To authorize the Director of Public Service to enter into contract with the Franklin County Engineer's Office for snow and ice removal services; to authorize the expenditure of up to \$400,000.00 from the Municipal Motor Vehicle License Tax Fund.

**WHEREAS,** this ordinance authorizes the Director of Public Service to enter into a contract with the Franklin County Engineer's Office for snow and ice removal services; and

**WHEREAS,** this ordinance authorizes the expenditure of up to \$400,000.00 within the Municipal Motor Vehicle License Tax Fund; and

**WHEREAS**, this expenditure is necessary to reimburse the Franklin County Engineer's Office for snow and ice removal services for the 2014-2015 winter season; and

**WHEREAS**, in order to capture operating efficiencies, county and city forces occasionally service portions of the others' roadways; and

**WHEREAS**, each entity is responsible for tracking the labor, equipment and materials used in order to determine the cost for all snow plow and ice removal activities performed; and

**WHEREAS**, the county typically services more City of Columbus roadways than the city services county roadways; and

**WHEREAS**, the entities settle up once each year and this payment represents the estimated net amount due to the county; and now therefore

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

**SECTION 1.** That the Director of Public Service be and hereby is authorized to enter into contract with the Franklin County Engineer's Office for reimbursement for snow and ice removal services rendered by the County Engineer on city streets during the 2014-2015 winter season for the Division of Infrastructure Management in an amount not to exceed \$400,000.00.

**SECTION 2.** That for the purposes of paying the cost of this contract, the expenditure of up to \$400,000.00 be and hereby is authorized from the Municipal Motor Vehicle License Tax Fund, Fund 266, Department No. 59-11, Division of Infrastructure Management, Object Level One Code 03, Object Level Three Code 3375 and OCA Code 591126.

**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:** 2224-2014

**Drafting Date:** 9/23/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application Z14-030**

**APPLICANT:** Black Wilshire Ridgely LLC; c/o David Hodge; Smith & Hale LLC; 37 West Broad Street, Suite 460; Columbus, Ohio 43215.

**PROPOSED USE:** Commercial development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on September 11, 2014.

**UNIVERSITY AREA COMMISSION RECOMMENDATION:** Approval on August 20, 2014.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is developed with a college book store and zoned in the CPD, Commercial Planned Development District. The site was rezoned in 1998 (Z97-082) to permit a college book store as the principle tenant. The requested CPD, Commercial Planned Development District will expand the permitted uses on the site. The site is within the planning area of the *University Neighborhoods Revitalization Plan* (1996), which recommends commercial/mixed use for this location. The *University/High Street Development & Design Guidelines* (2002) also contain relevant recommendations for this site, including building designs that contribute to a pedestrian-friendly frontage. The request is consistent with the Plan's land use recommendations and with the zoning and development pattern of the area.

To rezone **1774 NORTH HIGH STREET (43202)**, being 0.58± acres located on the east side of North High Street, 73± feet south of Fourteenth Avenue, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District **and to declare an emergency** (Rezoning # Z14-030).

**WHEREAS**, application #Z14-030 is on file with the Department of Building and Zoning Services requesting rezoning of 0.58± acres from CPD, Commercial Planned Development District, to CPD, Commercial Planned Development District; and

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

**WHEREAS**, the University Area Commission recommends approval of said zoning change; and

**WHEREAS**, the City Departments recommend approval of said zoning change because the request is consistent with the land use recommendations of the *University Neighborhoods Revitalization Plan* (1996) and the *University/High Street Development & Design Guidelines* (2002) and with the zoning and development pattern of 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:

**1774 NORTH HIGH STREET (43202)**, being 0.58± acres located on the east side of North High Street, 73± feet south of Fourteenth Avenue, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being all of Lot 18 and Part of Lots 14, 15, 16, 17 and 19 of "Anne D. Dennisons North High Street Addition", as the plat of same is of record in Plat Book 7, Pages 406 and 407, and being all of those tracts conveyed to Chesapeake Realty LP by deeds of record in Official Record 31661D07, and Instrument Number 199706090017261, Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning at a cut cross in the easterly right-of-way line of North High Street (66 feet in width), that is located South 12 deg. 12' 55" East, a distance of 70.12 feet from the intersection of said right-of-way line with the southerly right-of-way line of East Fourteen Avenue (60 feet in width), said cut cross also being the southwesterly corner of the Spectrum Campus One Limited, LLC tract of record in Instrument Number 199803060052891;

Thence North 89 deg. 59' 05" East, along the southerly line of the Spectrum Campus One Limited, LLC tract, a distance of 191.64 feet, to an iron pin found in the westerly right-of-way line of Pearl Alley (20 feet in width);

Thence South 12 deg. 12' 55" East, along said right-of-way line of Pearl Alley, a distance of 182.05 feet, to an iron pin found at a northeasterly corner of the Oxford Campus One, LLC tract, of record in Instrument Number 200308260270194;

Thence South 89 deg. 59' 05" West, along the northerly line of said Oxford Campus One, LLC tract, to a distance of 112.99 feet, to an iron pin found at an angle point in said line;

Thence North 00 deg. 00' 55" West, along the easterly line of said Oxford Campus One, LLC tract and the easterly line of the Scott C. Ranney tract, of record in Official Record 2793101, a distance of 98.72 feet, to an iron pin set at the northeasterly corner of the Scott C. Ranney tract;

Thence South 89 deg. 59' 05" West, along the northerly line of the Scott C. Ranney tract, a distance of 100.00 feet, to a cut cross in the easterly right-of-way line of North High Street;

Thence North 12 deg. 12' 55" West, along said right-of-way line of North High Street, a distance of 81.05 feet to the point of beginning, containing 0.580 acre, more or less.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

The Bearings contained herein are based on the same meridian as the bearing of the easterly right-of-way line of North High Street (North 12 deg. 12' 55" West), an assumed bearing.

**To Rezone From:** CPD, Commercial Planned Development District

**To:** CPD, Commercial Planned Development District

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

**SECTION 3.** That the Director of the Department of Building and Zoning Services be, and is hereby



authorized and directed to make the said change on the said original zoning map and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Department of Building and Zoning Services as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "SITE PLAN," and text being titled, "TEXT," both signed by David Hodge, Attorney for the Applicant, dated September 19, 2014, and the text reading as follows:

**TEXT**

**PROPOSED DISTRICT: CPD, Commercial Planned Development District**

**PROPERTY ADDRESS: 1778 North High Street**

**OWNER: Black Wilshire Ridgely LLC**

**APPLICANT: Black Wilshire Ridgely LLC**

**DATE OF TEXT: 9/19/14**

**APPLICATION: Z14-030**

1. **INTRODUCTION:** The site was rezoned in 1998 (Z97-082) to permit a college book store as the principle tenant. The bookstore is no longer in business and the applicant needs to expand the permitted uses for this site to secure new tenants.

2. **PERMITTED USES:** Those uses permitted in Chapter 3356 (C-4, Commercial) of the Columbus City Code. The following uses shall not be permitted: public/private hospital, radio or television studio, communication towers, automotive sales, leasing and rentals and automotive maintenance and repair.

3. **DEVELOPMENT STANDARDS:** Unless otherwise indicated in the submitted drawings or zoning text the applicable development standards of Chapter 3356 (C-4, Commercial) of the Columbus City Code shall apply.

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

1. The building and parking setbacks along High Street and Pearl Street shall be zero

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

1. The site will have access from Pearl Street.

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

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

E. Dumpsters, Lighting, Outdoor Display Areas, and/or other Environmental Commitments: N/A

F. Graphics and Signage Commitments

1. Graphics shall be in conformance with Article 15 of the Columbus Graphics Code as it applies to the C-4 Commercial District. Any variance to the permitted graphics shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous

## 1. CPD Criteria

### a) Natural Environment

The site is developed with existing buildings with parking off of Pearl Street. The proposed development will add activity to the High Street commercial corridor and serve the existing student population and other Columbus residents.

### b) Existing Land Use

Restaurant, office, vacant space

### c) Transportation and Circulation

The site shall have access to Pearl Street.

### d) Visual Form of the Environment

The existing buildings have established the visual form of the site.

### e) View and Visibility

The existing buildings have established visual corridor for the pedestrian and bicyclist.

### f) Proposed Development

Commercial

### g) Behavior Pattern

Existing development and traffic patterns will not change with the proposed development.

### h) Emissions

The proposed development will not have an adverse effect on light, sounds, smell and dust levels.

## 2. Site Plan

The Subject Site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services or his or her designee upon submission of the appropriate data regarding the proposed adjustment.

## 3. Variance

Section 3312.49 Minimum number of parking spaces required: to reduce the required number of parking spaces to 17 as currently provided on the property.

Section 3312.29 Parking Space: to reduce the width of the parking spaces from 9 feet to 8.64 feet.

**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:** 2233-2014

**Drafting Date:** 9/24/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** On June 3, 2013, Council passed Ordinance 1208-2013 to allow the Director of the Department of Development to enter into a contract with a software services provider STR LLC, (contract compliance #84-1703484, expires 5/9/15) to provide a comprehensive database for the Land Redevelopment Office and to pay the annual user subscription service fee for the first year. The software has enabled the Columbus Land Bank Program to better monitor its growing inventory, track tax foreclosures, merge various datasets into one system, and upgrade how properties are marketed on the City's website.

This legislation authorizes the Department of Development to amend contract EL014706 with STR LLC to extend the term of the agreement until December 31, 2015 and increase the contract amount by \$30,000 to pay the annual user subscription service fee for an additional year.

Emergency action is requested so that the operations of the Columbus Land Bank Program can continue without interruption.

**FISCAL IMPACT:** This legislation authorizes the appropriation and expenditure of \$30,000 from the unappropriated balance of the Land Management Fund. The unencumbered cash balance of this fund is approximately \$754,985.47.

To authorize the appropriation of \$30,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development; to authorize the Director of the Department of Development to modify a contract with STR LLC to renew the annual user subscription service fee for software services provided for the Land Redevelopment Office's comprehensive database; to authorize the expenditure of \$30,000.00 from the Land Management Fund; and to declare an emergency. (\$30,000.00)

**WHEREAS,** on June 3, 2013, Council passed Ordinance 1208-2013 to allow the Director of the Department of Development to enter into a contract with a software services provider STR LLC, to provide a comprehensive database for the Land Redevelopment Office and to pay the annual user subscription service fee for the first year; and

**WHEREAS,** the software has enabled the Columbus Land Bank Program to better monitor its growing inventory, track tax foreclosures, merge various datasets into one system, and upgrade how properties are marketed on the City's website; and

**WHEREAS,** this legislation authorizes the amendment of the contract with STR LLC to renew the annual user subscription service fee for software services provided for the Land Redevelopment Office's comprehensive

database for the coming year 2014-15; and

**WHEREAS**, this legislation authorizes the appropriation and expenditure of \$30,000 from the unappropriated balance of the Land Management Fund. The unencumbered cash balance of this fund is approximately \$754,985.47; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, that it is immediately necessary to modify said contract so that the operations of the Columbus Land Bank Program can continue without interruption, 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 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 \$30,000.00 is hereby appropriated to the Department of Development, Division 44-01, Object Level One 03, Object Level Three 3367, OCA Code 441206.

**SECTION 2.** That the Director of the Department of Development is hereby authorized to modify contract EL014706 with STR LLC (contract compliance #84-1703484, expires 5/9/15) to extend the term of the agreement until December 31, 2015 and increase the contract amount by \$30,000 to pay the annual user subscription service fee for software services provided for the Land Redevelopment Office's comprehensive database for an additional year.

**SECTION 3.** That for the purpose stated in Section 2, the expenditure of \$30,000.00 or so much thereof as may be necessary, is hereby authorized to be expended from the Department of Development, Division 44-01, Land Management Fund, Fund 206, Object Level One 03, Object Level Three 3367, OCA 441206.

**SECTION 4.** That this modification is made pursuant to Section 329.16 of the Columbus City Code.

**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 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:** 2237-2014

**Drafting Date:** 9/24/2014

**Version:** 1

**Current Status:** Passed

**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 - 18th Street project and to provide payment for construction administration and

inspection services.

The Roadway Improvements - 18th Street project is located in the Near South Community Planning Area (CPA 22) and consists of rebuilding 18th Street between Livingston Avenue and Mooberry Street and encompasses: roadway, water line, street lighting, ADA ramps, interconnect, and undergrounding all overhead utilities, which include city power facilities, and such other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

The estimated Notice to Proceed date is November 12, 2014. The project was let by the Office of Support Services through Vendor Services and Bid Express. Seven bids were received on September 23, 2014, (six majority, one MBE) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Danbert Inc.	\$2,136,421.10	Plain City, OH	Majority
Complete General Construction Company	\$2,145,466.71	Columbus, OH	Majority
Shelly and Sands, Inc.	\$2,158,330.63	Columbus, OH	Majority
Trucco Construction Company	\$2,397,674.40	Powell, OH	Majority
George J. Igel & Co., Inc.	\$2,411,428.86	Columbus, OH	Majority
Columbus Asphalt Paving, Inc.	\$2,432,547.80	Columbus, OH	Majority
McDaniel's Construction Corp., Inc.	\$2,467,446.80	Columbus, OH	MBE

Award is to be made to Danbert Inc. as the lowest, responsive, responsible and best bidder for their bid of \$2,136,421.10. The amount for construction administration and inspection services will be \$213,642.11. The total legislated amount shall be \$2,350,063.21.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Danbert Inc.

## **2. CONTRACT COMPLIANCE**

The contract compliance number for Danbert Inc. is 31-1029004 and expires 6/24/16.

## **3. FISCAL IMPACT**

Funding for this project is available within the OPWC Grant Fund, Fund 763, and the Streets and Highway Bonds Fund, Fund 704. A transfer of cash and appropriation is necessary to align funding for this project expenditure within the grant fund.

## **4. EMERGENCY DESIGNATION**

Emergency action is requested in order to allow this project to begin at the earliest possible time this construction season and to allow the improvements to be available to the public for the highest provision of vehicular and pedestrian safety.

To authorize the City Auditor to transfer monies between object levels within the Department of Public Service Streets and Highway Bonds Fund; to authorize the City Auditor to transfer monies between funds within the Department of Public Service; to authorize the City Auditor to appropriate \$2,350,063.21 within the Local Transportation Improvement Fund; to authorize the Director of Public Service to enter into contract with Danbert, Inc.; to provide for the payment of construction administration and inspection services in connection with the Roadway Improvements - 18th Street project; to authorize the expenditure of up to \$2,350,063.21 from the Local Transportation Improvement Fund; and to declare an emergency. (\$2,350,063.21)

**WHEREAS**, the City of Columbus, Department of Public Service is engaged in the Roadway Improvements -

18th Street project (the "Project"); and

**WHEREAS**, the Project consists of improvements to 18th Street between Livingston Avenue and Mooberry Street; and

**WHEREAS**, bids were received on September 23, 2014, and tabulated on September 24, 2014, for the Roadway Improvements - 18th Street project, and a satisfactory bid was received; and

**WHEREAS**, Danbert Inc. will be awarded the contract for the Roadway Improvements - 18th Street project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to allow the Project to commence as soon as possible in order 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 City Auditor is hereby authorized to transfer cash and appropriation between object levels within the Department of Public Service Dept.-Div. 59-12 as follows:

From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 440104-100008 / Roadway Improvements / 06-6600 / 741048 / \$2,021,054.36

To:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 440104-100008 / Roadway Improvements / 10-5501 / 741048 / \$2,021,054.36

**SECTION 2.** That the City Auditor is hereby authorized to transfer cash and appropriation between funds within the Department of Public Service Dept.-Div. 59-12 as follows:

From:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 440104-100008 / Roadway Improvements / 10-5501 / 741048 / \$2,021,054.36

To:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

763 / 591315-100000 / 18th St Imps CCY07 / 80-0886 / 591315 / \$2,021,054.36

**SECTION 3.** That the sum of \$2,350,063.21 be and is hereby appropriated from the unappropriated balance of the Local Transportation Improvement Fund, Fund 763 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 / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

763 / 591315-100000 / 18th St Imps CCY07 / 06-6600 / 591315 / \$2,350,063.21

**SECTION 4.** That the Director of Public Service be and is hereby authorized to enter into contract with Danbert Inc., 8077 Memorial Drive, Plain City, Ohio 43064, for the construction of the Roadway Improvements - 18th Street project in the amount of \$2,136,421.10, or so much thereof as may be needed, and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$213,642.11.

**SECTION 5.** That for the purpose of paying the cost of the contract and inspection, the sum of up to \$2,350,063.21 or so much thereof as may be needed, is hereby authorized to be expended from the Local Transportation Improvement Fund, Fund 763, for the Division of Design and Construction, Dept.-Div. 59-12

Contract - \$2,136,421.10

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

763 / 591315-100000 / 18th St Imps CCY07 / 06-6631 / 591315 / \$2,136,421.10

Inspection - \$213,642.11

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

763 / 591315-100000 / 18th St Imps CCY07 / 06-6687 / 591315 / \$213,642.11

**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:** 2238-2014

**Drafting Date:** 9/24/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. BACKGROUND**

This legislation authorizes the Director of Public Service to waive competitive bidding requirements of Columbus City Code Section 329 and to enter into a service contract with DeBra-Kuempel Inc., in the amount of \$135,636.00 to replace existing HVAC equipment. The equipment in question is currently not working properly and it has been determined that the current air cooled chillers and evaporators located at 1881 E. 25th Ave. Columbus, OH 43219 are obsolete. Repairing this equipment is expensive and impractical due to its age.

The best course of action at this time is to replace the equipment.

**2. WAIVER OF COMPETATIVE BIDDING**

Through a competitive bidding process, DeBra-Kuempel Inc. was awarded both the annual preventative maintenance and the emergency HVAC repair contract with the Department of Public Service at 1881 E. 25th Ave for the next four years. It is in the best interest of the city to use the same company to replace the equipment and provide maintenance and repair work on that equipment.

**3. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for DeBra-Kuempel Inc. is 311615931 and expires 06/24/2015.

**4. FISCAL IMPACT**

Funds in the amount of \$135,636.00 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 Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to allow for the replacement of nonfunctional HVAC equipment as soon as possible.

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 authorize the Director of Public Service to enter into a contract with DeBra-Kuempel Inc. for the replacement of HVAC equipment; to waive competitive bidding requirements of City Code; to authorize the expenditure of up to \$135,636.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$135,636.00)

**WHEREAS**, the Director of Public Service has identified the need to replace obsolete HVAC equipment located at 1881 E. 25th Ave. Columbus, OH 43219; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into a contract with DeBra-Kuempel Inc. to replace that equipment; 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**, the Department of Public Service is seeking approval under Columbus City Code Section 329.27 to waive competitive bidding because DeBra-Kuempel Inc. has the current contract for emergency repairs and preventative maintenance at this location for the next four years; and

**WHEREAS**, funds in the amount of \$135,636.00 are available for this project in the Streets and Highways Bonds Fund within the Department of Public Service; and

**WHEREAS**, emergency action is requested to allow for the replacement of nonfunctional HVAC equipment 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 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 / 530052-100000 / Morse Road Area Investment (carryover) / \$217,750 / (\$135,636) / \$82,114

704 / 590130-100029 / Facilities - 1881 E. 25th Ave Chillers / \$0.00 / \$135,636 / \$135,636

**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 / 530052-100000 / Morse Road Area Investment / 591250 / 06-6600 / \$135,636.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 590130-100029 / Facilities - 1881 E. 25th Ave Chillers / 741329 / 06-6600 / \$135,636.00

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into contract with DeBra-Kuempel Inc. in an amount of up to \$135,636.00 to replace existing HVAC equipment.

**SECTION 4:** That in accordance with Section 329.27 of the City Codes, this Council finds that it is in the best interest of the City to waive the competitive bidding provisions of the Columbus City Codes to permit said purchase.

**SECTION 5.** That for the purpose of paying the cost of this contract the sum of up to \$135,636.00 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 / 590130-100029 / Facilities - 1881 E. 25th Ave Chillers / 06-6620 / 741329 / \$135,636.00

**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:** 2239-2014

**Drafting Date:** 9/24/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power; to waive competitive bidding provisions of Columbus City Code; to authorize the expenditure of \$1.00 from the Electricity Operating Fund; and to declare an emergency. (\$1.00)

**WHEREAS**, it is necessary to enter into a contract for purchase power for the estimated power needs prior to expiration of the current contract on November 30, 2019; and

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

**WHEREAS**, it is in the best interest of the City due to current conditions within the market to authorize the Director of Public Utilities to negotiate contract terms and enter into a contract with the power supplier deemed to provide the best overall terms and pricing for a term of up to May 31, 2021; and

**WHEREAS**, it is necessary to waive the competitive bidding provisions of Columbus City Code to allow negotiation with multiple power suppliers; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Power, of the Department of Public Utilities, in that is immediately necessary to authorize the Director to negotiate and enter into a contract for purchase power to allow contract negotiations to begin at the earliest possible date, for the immediate preservation of the public health, peace, property and safety, now, therefore

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

**SECTION 1.** That this Council finds it to be in the best interests of the City to waive the competitive bidding provisions of City Code Chapter 329.

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

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

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

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**Legislation Number:** 2241-2014

**Drafting Date:** 9/24/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

This ordinance authorizes the appropriation of \$5,000 for fiscal year 2014 within the Franklin County Municipal Court's fund for dispute resolution. The Franklin County Municipal Court instituted its pre-filing mediation program for small claims cases in 1984; the program provides mediation services for individuals and businesses who wish to resolve their disputes and avoid filing a small claims case. Currently, this program schedules 2,500 mediations annually. Another type of service, which is for businesses and government agencies attempting to collect on accounts payable, is the accounts mediation program that helps resolve hundreds of cases each year.

To support this effort, the Franklin County Municipal Court instituted a special project cost, as authorized by the Ohio Revised Code, § 1901.26 (B)(1). The project cost is a \$15.00 per case charge that covers up to five checks per debtor.

Funds are to be used to assist in the support of dispute resolution program efforts within the Small Claims Division, not to supplant existing funds. The intent of these funds is to provide for the purchase of services and other similar small claims-related expenses not currently available to the Court's small claims services department.

**EMERGENCY:** Emergency action is requested.

To authorize the appropriation of \$5,000.00 for 2014 from the unappropriated balance of the Franklin County Municipal Court Judges dispute resolution fund for all anticipated expenses associated with the enhancement of small claim services; and to declare an emergency. (\$5,000.00)

**WHEREAS**, an appropriation of these funds is necessary in order to continue with the enhancement of small claim services and the payment thereof; and

**WHEREAS**, an emergency exists in the usual daily operation of the Franklin County Municipal Court Judges in that it is immediately necessary to undertake said activities, in order for the small claim department to commence expending these funds, all for the immediate preservation of the public health, safety and welfare; now therefore;

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

**SECTION 1.** That the sum of \$5,000 be and is hereby appropriated from the unappropriated balance of the special revenue fund, fund 226, subfund 002, and from all monies estimated to come into said fund from any and all sources unappropriated for any other purposes during the fiscal year ending December 31, 2014, to the Franklin County Municipal Court Judges, department number 2501, oca code 226210, as follows: object level 1 - 02, \$4,000 OL3 2000; object level 1 - 03, \$1,000 OL3 3000.

**SECTION 2.** That monies appropriated in Section 1 shall be paid upon the recommendation of the Small Claims Department Manager and upon the order of the Administrative and Presiding Judge, and that no order shall be drawn or paid except by voucher, the form of which shall be approved by the City Auditor.

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

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**Legislation Number:** 2242-2014

**Drafting Date:** 9/24/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **BACKGROUND**

This ordinance authorizes the Administrative Judge of the Franklin County Municipal Court to accept five grants totaling \$236,730 from the Bureau of Criminal Justice, and to appropriate from the unappropriated balance of the general government grant fund. This grant will fund a portion of the salaries and fringe benefits for one person in each of the specialized dockets.

### **FISCAL IMPACT**

\$236,730.00 will be expended from the General Government Grant Fund.

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept five grants totaling \$236,730.00 from the Bureau of Criminal Justice; to appropriate \$236,730.00 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court; and to declare an emergency. (\$236,730.00)

**WHEREAS,** it is in the city's best interest that the Franklin County Municipal Court continue to receive support for the specialized dockets; and

**WHEREAS,** grant monies from the Bureau of Criminal Justice, in the amount of \$236,730 are available to subsidize a portion of the salaries and benefits of one person in each of the specialized dockets; and

**WHEREAS,** an emergency exists in the usual daily operation of the Franklin County Municipal Court Judges in that it is immediately necessary to accept these grants, thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

**SECTION 1.** That the Administrative Judge of the Franklin County Municipal Court be and is hereby authorized to accept five grants totaling \$236,730 from the Bureau of Criminal Justice.

**SECTION 2.** Funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated. That from the unappropriated balance in the general government grant fund, fund 220, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the twelve months ending June 30, 2015, the sum of \$236,730 is appropriated to the Franklin County Municipal

Court, department number 2501 as follows:

Grant 251402, oca 251402, object level 1 - 01, object level 3 - 1000, \$44,295

Grant 251403, oca 251403, object level 1 - 01, object level 3 - 1000, \$46,441

Grant 251404, oca 251404, object level 1 - 01, object level 3 - 1000, \$45,618

Grant 251405, oca 251405, object level 1 - 01, object level 3 - 1000, \$50,700

Grant 251406, oca 251406, object level 1 - 01, object level 3 - 1000, \$49,676

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Administrative Judge of the Franklin County Municipal Court and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 4.** At the end of the grant period, any repayment of unencumbered balances required by the grant is hereby authorized.

**SECTION 5.** That for the reason 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 proves nor vetoes the same.

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**Legislation Number:** 2244-2014

**Drafting Date:** 9/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Rezoning Application Z14-026**

**APPLICANT:** Metro Development, LLC; c/o Deanna R. Cook, Atty.; 52 East Gay Street, P.O. Box 1008; Columbus, OH 43216.

**PROPOSED USE:** Multi-unit residential development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on September 11, 2014.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. Roughly half of the site is comprised of ten separate parcels developed with residential uses in the R, Rural District, and the other half is a 140-unit apartment complex under construction in the L-ARLD, Limited Apartment Residential District (Ord. No. 2549-2012; Z12-002). The requested L-ARLD, Limited Apartment Residential District will allow Phase II of the apartment complex for up to an additional 136 units, and will revise the site plan and setback requirements on the current L-ARLD District. The plans and limitation text include maximum number of units (276 total units; 15.81 units/acre), development standards in consideration of adjacent residential development, and preservation of natural features. The site is located within Subarea E1 of *The Far North Plan* (1994), which will be replaced by the updated *Far North Area Plan* in October 2014, but currently recommends commercial and light industrial development as the most appropriate land use for this location. Deviation from the Plan's recommendation is warranted due to subsequent residential zoning and development in the vicinity, as well as the ample commercial and industrial zoning now in place at the Polaris Centers of Commerce nearby to the

east. This area has been consistently zoned for commercial uses along the North High Street frontage with residential uses to the east, and this request continues that zoning pattern. Furthermore, residential development provides a greater capacity to preserve natural features on the site than would have been possible with typical commercial development.

To rezone **68 LAZELLE ROAD (43235)**, being 17.46± acres located on the north side of Lazelle Road, 450± feet west of Arnold Place, **From:** L-ARLD, Limited Apartment Residential, and R, Rural Districts, **To:** L-ARLD, Limited Apartment Residential District (Rezoning # Z14-026).

**WHEREAS**, application #Z14-026 is on file with the Department of Building and Zoning Services requesting rezoning of 17.46± acres from R, Rural District, to L-ARLD, Limited Apartment Residential District; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the plans and limitation text for the requested L-ARLD, Limited Apartment Residential District include development standards in consideration of the adjacent single-unit residential development, and preservation of natural features. Although the request is not consistent with current *Far North Plan* land use recommendations for commercial and light industrial development, deviation is warranted due to subsequent residential zoning and development in the vicinity, as well as the ample commercial and industrial zoning now in place to the east. Furthermore, residential development provides a greater capacity to preserve natural features on the site than would have been possible with typical commercial development, 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:

**68 LAZELLE ROAD (43235)**, being 17.46± acres located on the north side of Lazelle Road, 450± feet west of Arnold Place, and being more particularly described as follows:

**TRACT 1**

Situated in the Township of Orange, County of Delaware, in the State of Ohio, Quarter Township 3, Township 3, Range 18, United States Military District.

Being part of The Chakroff Family Limited Partnership, Deed Book 647, Pg. 468, and part of the 4 acre tract in the name of Dane Thomas Doremus, III, Robert Daniel Doremus and Derk Allen Sargent, Jr., Recorder's Office, Delaware County, Ohio and described as follows:

Commencing at the northeast corner of said 4 acre tract, the same being the northwest corner of said 6.815 acre tract, being the *Point of Beginning*.

Thence along the north boundary of the 6.815 acre parcel, the following courses;

S 88° 29' 41" E, 298.80 feet to the northeast corner of said 6.815 acre tract;

Thence along the east boundary of the 6.815 acre parcel, the following courses;

S 07° 40' 58" W, 1175.72 feet;

Thence across said 6.815 acre tract, the following courses;

N 87° 26' 07" W, 256.29 feet to the west line of said 6.815 acre tract;

Thence along the west boundary of the 6.815 acre parcel, the following courses;

N 05° 37' 49" E, 987.82 feet to the southeast corner of said 4 acre tract;

Thence along the south boundary of said 4 acre tract, the following courses;

N 87° 52' 46" W, 424.70 feet;

Thence across said 4 acre tract, the following courses;

N 02° 04' 00" E, 178.62 feet to the north line of said 4 acre tract;

Thence along the north boundary of said 4 acre tract, the following courses;

S 87° 56' 00" E, 435.85.90 feet to the *Point of Beginning*, and containing 9.2 acres, more or less.

The above description was prepared by Advanced Civil Design, Inc. for rezoning purposes and is not for transfer.

**To Rezone From:** L-ARLD, Limited Apartment Residential District,

**To:** L-ARLD, Limited Apartment Residential District

## **TRACT 2**

Situated in the State of Ohio, County of Delaware, Township of Orange, lying in Farm Lot 8, Section 3, Township 3, Range 18, United States Military District and being 3.962 acres of that 4.038 acre tract conveyed to Donald E. Craven and Barbara J. Craven, by deed of record in Deed Book 461, Page 761, (P.I.D. 31834301013000) (all records herein of the Recorder's Office, Delaware County, Ohio, and being more particularly described as follows):

BEGINNING at the angle point in the existing City of Columbus Corporation line as established by Ordinance Number 1527-2003 and of record in Plat Cabinet 2, Slide 217 and being the southeasterly corner of "Reserve B" of the Village at Olentangy Meadows Section 1, Part 1 a subdivision of record in Plat Cabinet 3, Slides 473-473A;

Thence South 01° 31' 29" West, a distance of 290.27 feet, along the westerly line of O.W. Roll Subdivision a subdivision of record in Plat Book 4, Page 303, the easterly line of said 3.962 acre tract as conveyed to Barbara J. Craven and Donald E. Craven by deed of record in Deed Book 461, Page 761, to a point on the northerly line of that 0.243 acre tract as conveyed to Jeffrey S. Carpenter by deed of record in Official Record 13, Page 227;

Thence North 87° 10' 42" West, a distance of 115.03 feet, along the line common to said 0.243 and 3.962 acre tracts to a point;

Thence South 01° 31' 29" West, a distance of 473.21 feet, along the line common to said 0.243 and 3.962 acre tracts and the westerly line of that 1.534 acre tract as conveyed to William B. Boggs and Marcella J. Boggs by deed of record in Official Record 10, Page 1549 to a point;

Thence North 87° 03' 08" West, a distance of 100.03 feet, along the line common to said 1.00 acre tract as conveyed to Ali Kaverizadeh by deed of record in Official Record 697, Page 817 and 3.962 acre tract to a point;

Thence South 01° 31' 29" West, a distance of 407.67 feet, along the line common to said 1.00 and 3.962 acre tracts to a point on the northerly right-of-way of Lazelle Road;

Thence North 87° 03' 08" West, a distance of 120.52 feet, across said 3.962 acre tract and along the northerly right-of-way line of Lazelle Road to a point on the easterly line of that 6.81 acre tract as conveyed to The Chakroff Family Limited Partnership I by deed of record in Deed Book 647, Page 468;

Thence North 08° 01' 55" East, a distance of 1173.12 feet, along the line common to said 3.962 and 6.81 acre tracts to a point on the southerly line of the Village at Olentangy Meadows Section 1, Part 2 a subdivision of record in Plat Cabinet 3, Slides 651-651A and the existing City of Columbus Corporation Line;

Thence South 87° 46' 12" East, a distance of 202.51 feet, along the southerly line of Village at Olentangy Meadows, Section 1, Part 2 and the City of Columbus Corporation line to the TRUE POINT OF BEGINNING, containing 3.962 acres more or less.

### **TRACT 3**

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.

**To Rezone From:** R, Rural District,

**To:** L-ARLD, Limited Apartment Residential District

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-ARLD, Limited 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 and shall register a copy of the approved L-ARLD, Limited Apartment Residential District and Application among the records of the Department of Building and Zoning Services as required by Section 3370.03 of the Columbus City Codes; said plans being titled, "**EXHIBIT A - SITE PLAN,**" "**EXHIBIT B - LANDSCAPE BUFFER,**" and "**EXHIBIT C - ARCHITECTURAL CHARACTER,**" and text titled, "**LIMITATION OVERLAY TEXT,**" all signed by Deanna R. Cook, Attorney for the Applicant, dated September 10, 2014, and the text reading as follows:

**Limitation Overlay Text**

Proposed District: L-ARLD

Property Address: 68 Lazelle Road, Columbus, Ohio 43235

Owners: William B. Boggs

Marcella J. Boggs

Paolo Cugini

Marilena Cugini

Sidney D. Price

Patrice L. Price

Donald E. Craven

Barbara J. Craven

Columbia Gas of Ohio, Inc.

Remington Woods LLC

Applicant: Metro Development LLC

Date of Text: September 10, 2014

Application No: Z14-026 / 14335-00000-00377

**1. Introduction:** The subject property is approximately 17.462 acres and is located east of North High Street and north of Lazelle Road.

In 2012, the applicant rezoned an approximate 11.2 acre parcel of land, with approximately 2.0 acres of the 11.2 acres rezoned L-C4 and approximately 9.2 acres of the 11.2 acres rezoned L-ARLD. The 9.2 acre parcel has been substantially developed with a multi-family project commonly referred to as Remington Woods. The 9.2 +/- acre development shall be referred to herein as "Phase I".

Immediately east of the Phase I parcel is an 8.262 +/- acre parcel, a portion of which was annexed to the City of Columbus from Orange Township in 2007 (zoned R, Rural District) and a portion of which was annexed to the City of Columbus from Orange Township in 2014 (zoned R, Rural District). The 8.262 +/- acre

development shall be referred to herein as “Phase II”.

The applicant seeks to combine Phase I (identified as Phase 1 - Existing on the Site Plan attached as Exhibit A), which has been developed multi-family residential and which is zoned L-ARLD, with Phase II (identified as Phase 2 - Proposed on the Site Plan attached as Exhibit A), which shall be developed multi-family residential and which shall be rezoned L-ARLD, for a total of approximately 17.462 acres zoned L-ARLD. Phase I and Phase II will share some features such as drives, parking areas, and certain amenities like a pool and community building. The applicant plans to combine the Phase I and Phase II parcels by submitting an application to combine the Phase II parcel and the 11.2 +/- acre parcel (which includes the Phase II parcel and the 2.0 +/- acre L-C4 parcel) with the Delaware County Auditor’s office. The approximate 2.0 acre tract which was zoned L-C4 in 2012 will not be affected by the requested rezoning, but rather will remain zoned L-C4.

Both the Phase I and Phase II parcels are in Subarea E-1 in the Far North Columbus Communities Coalition area plan. While this plan recommends commercial and light industrial development for this location, deviation from the Plan is warranted due to subsequent residential zoning and development in the vicinity, as well as the ample commercial and industrial zoning in place at the Polaris Center of Commerce nearby to the east. Additionally, there is a growing amount of commercial development in the area which is vacant. The use of the site for multi-family purposes is a use consistent with those already existing in the area, and the necessary infrastructure, support services, leisure activities and working environments are all in the immediate proximity.

**2. Permitted Uses:** Multi-family and accessory uses such as pool, community center, and clubhouse.

**3. Development Standards:**

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

1. Maximum building height shall be 35’. Phase I and Phase II shall be a mix of two and three story apartment buildings, with all Phase I apartment buildings already constructed. As for Phase II, Building 4 and Building 6 shall each be two story and the remaining apartment buildings shall be three story buildings.

2. Maximum number of units shall be 276 (140 existing Phase I units and up to a maximum of 136 Phase II units).

3. For Phase I, there shall be a five (5) foot parking setback along Lazelle Road, a five (5) foot perimeter yard setback on the west property line, and a five (5) foot perimeter yard setback on that certain south property line of the Phase I parcel located south of Building A and south of a portion of Building B, as said Buildings are shown on the attached Exhibit A. A council variance for the reduced setbacks was passed on December 5, 2012 (File No. 2550-2012). No encroachment shall be permitted.

For Phase II, the parking setback shall be five (5) feet on the south boundary along Lazelle Road. A council variance application has been filed along with the rezoning application for this reduced setback. Because Phase I and Phase II will be combined for zoning purposes, no variance for perimeter yard setbacks shall be required or requested for the eastern boundary line of Phase I or the western boundary line of Phase II.

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

1. All curb cuts and access points shall be subject to the review and approval of the Public Service Department of the City of Columbus.

2. Phase I internal private sidewalks and the Phase I Lazelle Road sidewalk have been constructed and are located as indicated on the Site Plan attached hereto as Exhibit A. Phase II sidewalks shall be constructed and located in general conformance to the Site Plan attached hereto as Exhibit A. The Phase II sidewalk along Lazelle Road shall be a minimum of 5 feet in width and shall connect to the existing Phase I Lazelle Road sidewalk.
3. Bicycle parking shall be provided in Phase II at the ratio and in the number required by Columbus City Code. To the extent possible, any such bicycle parking shall be distributed throughout the subject property in a way so as to provide convenient access to each apartment building, and so as to be as close as possible to apartment building entrances that face surface parking areas.
4. Developer shall be responsible for the installation of signage assemblies at the access point on Lazelle Road to Phase I and Phase II, and at the intersection of Lazelle Road & Lazelle Road East to direct vehicles intending to travel southbound on US 23 (N. High St.) to utilize Lazelle Road East when exiting the access points on Lazelle Road.
5. Columbus City Thoroughfare Plan requires a right-of-way dedication of thirty feet (30') measured from the existing centerline of Lazelle Road, with which the developer will comply.

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

1. The north property line of Phase I that abuts the Village at Olentangy Meadows subdivision shall be landscaped with a three-foot high mound, a six-foot high fence and a mixture of shade trees and evergreen trees 20 feet on center. The north property line of Phase II abuts property owned by the Village at Olentangy Meadows homeowners' association, which property contains a detention pond. As such, and to preserve existing trees and landscaping, landscaping the north property line of Phase II shall not be required.
2. The developer shall install landscaping along a portion of the east property line of Phase II in general conformance with the Site Plan attached hereto as Exhibit A and the Landscape Buffer plan attached hereto as Exhibit B. Said landscaping shall provide a buffer between the proposed multi-family project and a small number of adjacent, currently existing single family parcels.

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

1. As to Phase I and Phase II buildings:
  - (a) Buildings shall be constructed in accordance with the "Architectural Character" plan attached hereto as Exhibit C.
  - (b) Buildings shall be constructed with an exterior mixture of brick or stone veneer, wood or cement wood siding and vinyl siding.
  - (c) Buildings shall be finished with the same level and quality of finish on all four sides. Blank facades on buildings are prohibited. Therefore, articulating such facades with recesses, fenestrations, or pilasters is required.
  - (d) No balconies shall be permitted on the east side of Existing Building C as labeled on the site plan attached as Exhibit A.

2. To provide privacy between certain homes in the Village at Olentangy Meadows subdivision and Building 7 of Phase II, there shall not be any windows on the north façade of Building 7.
3. To provide privacy between the single family parcels north of Building 5 of Phase II, there shall not be any windows on the north façade of Building 5.
4. Maximum height of light poles shall be fourteen feet.

**E. Graphics and/or Signage Commitments.**

All graphics and signage shall comply with Article 15, Chapter 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

**F. Miscellaneous.**

1. The site shall be developed in general conformance with the submitted plans titled "Exhibit A - Site Plan," "Exhibit B - Landscape Buffer," and "Exhibit C - Architectural Character". The plans may be slightly adjusted to reflect engineering, topographical or other site data developed at the time that development and engineering plans are completed. Any adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.
2. The developer shall comply with the park land dedication ordinance by contributing money to the City's Recreation and Parks Department.

**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:** 2245-2014

**Drafting Date:** 9/25/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Council Variance Application # CV14-031**

**APPLICANT:** Metro Development, LLC; c/o Deanna R. Cook, Atty.; 52 East Gay Street; Columbus, OH 43215.

**PROPOSED USE:** Reduced parking setback line for an apartment complex.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The subject site will be developed as Phase II of the Remington Woods apartment complex. The applicant has received a recommendation of approval from the Development Commission for a concurrent rezoning (Ordinance No. 2244-2014, Z14-026) to the L-ARLD, Limited Apartment Residential District, for the development of this phase, and to revise the site plan and setback requirements on Phase I which will result in the development of a maximum of 276 units on 17.46 acres (15.81 units/acre). The applicant is requesting a variance to reduce the required parking setback line from twenty-five (25) feet to five (5) feet along Lazelle Road to continue the established parking setback line for Phase II. Phase I of the development received the same parking setback reduction with Ordinance No. 2550-2012 (CV12-005). The proposed variance is supported due to the presence of stream corridor protection

zones within the property, and the reduced setback provides a greater capacity to preserve natural features.

To grant a variance from the provisions of Section 3312.27, Parking setback line, of the Columbus City codes; for the property located at **80 LAZELLE ROAD (43235)**, to permit a reduced parking setback line for an apartment complex in the L-ARLD, Limited Apartment Residential District (Council Variance # CV14-031).

**WHEREAS**, by application No. CV14-031, the owner of property at **80 LAZELLE ROAD (43235)**, is requesting a Council Variance to permit a reduced parking setback line for an apartment complex in the L-ARLD, Limited Apartment Residential District; and

**WHEREAS**, Section 3312.27, Parking setback line, requires a minimum twenty-five (25) foot parking setback line, while the applicant proposes a five (5) foot parking setback along Lazelle Road; and

**WHEREAS**, the City Departments recommend approval because the proposed variance allows development that is consistent with the parking setback line along Lazelle Road, and is due to stream corridor protection zones within the property; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **80 LAZELLE ROAD (43235)**, 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 Section 3312.27, Parking setback line, of the Columbus City codes, is hereby granted for the property located at **80 LAZELLE ROAD (43235)**, in so far as said section prohibits a reduced parking setback line of five (5) feet along Lazelle Road, in the L-ARLD, Limited Apartment Residential District, said property being more particularly described as follows:

**80 LAZELLE ROAD (43235)**, being 8.26± acres located on the north side of Lazelle Road, 450± feet west of Arnold Place, and being more particularly described as follows:

**TRACT 1**

Situated in the State of Ohio, County of Delaware, Township of Orange, lying in Farm Lot 8, Section 3, Township 3, Range 18, United States Military District and being 3.962 acres of that 4.038 acre tract conveyed to Donald E. Craven and Barbara J. Craven, by deed of record in Deed Book 461, Page 761, (P.I.D. 31834301013000) (all records herein of the Recorder's Office, Delaware County, Ohio, and being more

particularly described as follows):

BEGINNING at the angle point in the existing City of Columbus Corporation line as established by Ordinance Number 1527-2003 and of record in Plat Cabinet 2, Slide 217 and being the southeasterly corner of "Reserve B" of the Village at Olentangy Meadows Section 1, Part 1 a subdivision of record in Plat Cabinet 3, Slides 473-473A;

Thence South 01° 31' 29" West, a distance of 290.27 feet, along the westerly line of O.W. Roll Subdivision a subdivision of record in Plat Book 4, Page 303, the easterly line of said 3.962 acre tract as conveyed to Barbara J. Craven and Donald E. Craven by deed of record in Deed Book 461, Page 761, to a point on the northerly line of that 0.243 acre tract as conveyed to Jeffrey S. Carpenter by deed of record in Official Record 13, Page 227;

Thence North 87° 10' 42" West, a distance of 115.03 feet, along the line common to said 0.243 and 3.962 acre tracts to a point;

Thence South 01° 31' 29" West, a distance of 473.21 feet, along the line common to said 0.243 and 3.962 acre tracts and the westerly line of that 1.534 acre tract as conveyed to William B. Boggs and Marcella J. Boggs by deed of record in Official Record 10, Page 1549 to a point;

Thence North 87° 03' 08" West, a distance of 100.03 feet, along the line common to said 1.00 acre tract as conveyed to Ali Kaverizadeh by deed of record in Official Record 697, Page 817 and 3.962 acre tract to a point;

Thence South 01° 31' 29" West, a distance of 407.67 feet, along the line common to said 1.00 and 3.962 acre tracts to a point on the northerly right-of-way of Lazelle Road;

Thence North 87° 03' 08" West, a distance of 120.52 feet, across said 3.962 acre tract and along the northerly right-of-way line of Lazelle Road to a point on the easterly line of that 6.81 acre tract as conveyed to The Chakroff Family Limited Partnership I by deed of record in Deed Book 647, Page 468;

Thence North 08° 01' 55" East, a distance of 1173.12 feet, along the line common to said 3.962 and 6.81 acre tracts to a point on the southerly line of the Village at Olentangy Meadows Section 1, Part 2 a subdivision of record in Plat Cabinet 3, Slides 651-651A and the existing City of Columbus Corporation Line;

Thence South 87° 46' 12" East, a distance of 202.51 feet, along the southerly line of Village at Olentangy Meadows, Section 1, Part 2 and the City of Columbus Corporation line to the TRUE POINT OF BEGINNING, containing 3.962 acres more or less.

## **TRACT 2**

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.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with an apartment complex, or those uses permitted in the L-ARLD, Limited Apartment Residential District.

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

**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:** 2246-2014

**Drafting Date:** 9/25/2014

**Version:** 1

**Current Status:** Passed

**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 Charter Hill Construction for the construction of two new storage buildings at the old Police Academy at 2609 McKinley Avenue. Ordinance No. 1648-2013, passed by City Council on July 18, 2013, authorized the original contract for the construction of two new storage buildings.

A modification of the contract is necessary due to unforeseen costs associated with the construction of the two new storage buildings. Specifically removal of some bad soils, additional crane rental expenses necessary lift material into the new structure, a dumpster pad, two more security cameras and call boxes, and some additional contingency reserves.

It is practical and cost effective for the coordination and continuity of the project to use Charter Hill Construction for this modification as they are already under contract and mobilized on site. Selecting another contractor 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.

**Emergency action** is requested so that the contractor will be able to complete this project during good weather.

Charter Hill Construction, Inc. Contract Compliance No. 31-1244979, expiration date January 28, 2016.

**Fiscal Impact:** The cost of this modification is \$55,000.00. This legislation authorizes the transfer of \$2,677.00 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 a contract on behalf of the Office of Construction Management with Charter Hill Construction, Inc. for the construction of two storage buildings for the Division of Police; to authorize the expenditure of \$55,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$55,000.00)

**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,** Ordinance No. 1648-2013, passed by City Council on July 18, 2013, authorized the original contract for the construction of two new storage buildings at the old Police Academy at 2609 McKinley Avenue; and

**WHEREAS,** it is necessary to modify a contract with Charter Hill Construction, Inc. for the construction of two new storage buildings; 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 modify a contract with Charter Hill Construction, Inc. so that the project can be completed during good weather, 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**

<b>Project Name</b>	<b>Project No.</b>	<b>Current Authority</b>	<b>Revised Authority</b>	<b>Difference</b>
Surveillance Cameras	310003-100000	(Voted)	\$1,060,077	\$1,057,399   (\$2,678)
McKinley Ave Academy	330021-100004	(Voted)	\$52,323	\$55,001   \$2,678

**SECTION 2.** That the City Auditor is hereby authorized to transfer funding within the Safety Voted Bond Fund as follows:

**FROM:**

Dept./Div.: 30-01|Fund: 701|OCA Code: 701003|Project Number: 310003-100000|Project Name: Surveillance Cameras |Obj. Level 1: 06|Obj. Level 3: 6620|Amount: \$2,678.00

**TO:**

Dept./Div.: 30-03|Fund: 701|OCA Code: 712104|Project Number: 330021-100004|Project Name: McKinley Ave Academy |Obj. Level 1: 06|Obj. Level 3: 6620|Amount: \$2,678.00

**SECTION 3.** That the Finance and Management Director is hereby authorized to modify the contract, on behalf of the Office of Construction Management, with Charter Hill Construction, Inc. for the construction of two storage buildings for the Division of Police.

**SECTION 4.** That the expenditure of \$55,000.00, 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:

Div.: 30-03

Fund: 701  
Project: 330021-100004  
OCA: 712104  
Object Level: 06  
Object Level 3: 6620  
Amount: \$55,000.00

**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 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:** 2247-2014

**Drafting Date:** 9/25/2014

**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 Facilities Management Division with Winnsapes for mowing, landscape maintenance, and snow removal services for various city facilities. Ordinance No. 2710-2013, passed by City Council on December 5, 2013, authorized the original contract.

This modification will provide funding for mowing and snow removal at various facilities under the purview of the Facilities Management Division. Several additional facilities were added to the snow plow list (the Impound Lot and additional Public Safety buildings on McKinley Avenue), and two new facilities were added to the mowing list (John R. Maloney Family Health and Wellness Center and the Reeb School).

Winnsapes was chosen because it is the Facilities Management current contractor for these services. Therefore, it would not be in the best interest of the city to select another vendor to complete this work. Prices already established in the contract were used to determine the cost of this modification.

**Emergency action** is requested to ensure mowing, landscape maintenance, and snow removal services continue without interruption.

Winnsapes Contract Compliance No. 31-1313521, expiration date October 23, 2015.

**Fiscal Impact:** The cost of this modification is \$19,276.92. Funding is budgeted and available within the Facilities Management Division, general fund, for this modification.

To authorize the Finance and Management Director to modify a contract on behalf of the Facilities

Management Division with Winnsapes for mowing, landscape maintenance, and snow removal services for various City facilities; to authorize the total expenditure of \$19,276.92 from the General Fund; and to declare an emergency. (\$19,276.92)

**WHEREAS**, Ordinance No. 2710-2013, passed by City Council on December 5, 2013, authorized the original contract; and

**WHEREAS**, it is necessary to modify said contract for mowing, landscape maintenance, and snow removal services for various city facilities; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Finance and Management, Facilities Management Division, in that it is immediately necessary to authorize the Finance Director to modify the contract with Winnsapes to ensure necessary services continue without interruption, thereby, preserving the public health, peace, property, safety, and welfare; now therefore:

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

**SECTION 1.** That the Finance and Management Director is hereby authorized to modify a contract on behalf of the Facilities Management Division with Winnsapes for mowing, landscape maintenance, and snow removal services for various city facilities.

**SECTION 2.** That the expenditure of \$19,276.92, or so much thereof that may be necessary in regards 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: \$19,276.92

**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 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:** 2248-2014

**Drafting Date:** 9/25/2014

**Current Status:** Passed

**BACKGROUND:**

The City manages the Scioto River O’Shaughnessy Reservoir Lands at Delaware County Tax Parcel 600-423-01-009-000, which is also in the vicinity of Dublin Road, Harriott Road, and Glick Road, Powell, Ohio 43065 (the “Reservoir Lands”). The Ohio Edison Company, an Ohio corporation (“OEC”), desires to maintain existing electric distribution facilities (the “Improvement”) located at three (3) separate tracts of real property of the Reservoir Lands. However, no recorded or unrecorded documentation can be found by either the City or OEC authorizing the placement of the Improvement within the vicinity of the Improvement’s existing location at the Reservoir Lands. As a result, OEC requests an easement from the City in order for OEC to appropriately maintain and manage the Improvement now and into the future.

The departments of Recreation and Parks, Public Utilities, and Finance and Management reviewed OEC’s easement request and support granting this easement for consideration in the amount of Ten Thousand and 00/100 U.S. Dollars (\$10,000.00) from OEC. Accordingly, in consideration of a Ten Thousand and 00/100 U.S. Dollars (\$10,000.00) from OEC, this ordinance authorizes the Director of the Department of Finance and Management to execute the instrument(s), as approved by the City Attorney, necessary to quit claim grant to OEC and OEC’s successors and assigns a perpetual, nonexclusive easement in, on, over, across, upon, through, and burdening three (3) separate tracts of real property of the Reservoir Lands (collectively, the “Easement Area”), for so long as OEC only uses Easement Area to install, inspect, control, construct, reconstruct, replace, operate, maintain, repair, and remove aerial electric lines, cables, wires, meters, transformers, conduits, poles, and associated appurtenances for the distribution and service of electrical current, energy, communication, and impulses (*i.e.* Improvement).

**FISCAL IMPACT:** The City’s receipt of the Ten Thousand and 00/100 U.S. Dollars (\$10,000.00) consideration from OEC may be deposited in the General Permanent Improvement Fund, Fund Number 748, or any other City fund deemed appropriate by the Director of the Department of Finance and Management.

**EMERGENCY JUSTIFICATION:** Emergency action is requested so to not delay OEC’s maintenance of the Improvement, which will preserve the public peace, health, property, safety, and welfare.

To authorize the Director of the Department of Finance and Management to execute the instrument(s), as approved by the City Attorney, necessary to quit claim grant an easement to the Ohio Edison Company, in consideration of Ten Thousand and 00/100 U.S. Dollars (\$10,000.00), located at the Scioto River O’Shaughnessy Reservoir Lands in order to maintain existing electric distribution facilities; and to declare an emergency. (\$0.00)

**WHEREAS,** it is in the City’s best interest to authorize the Director of the Department of Finance and Management to execute the instrument(s) necessary to quit claim grant to the Ohio Edison Company, an Ohio corporation (*i.e.* OEC), a perpetual, nonexclusive easement in, on, over, across, upon, through, and burdening three (3) separate tracts of real property (*i.e.* Easement Area) of the Scioto River O’Shaughnessy Reservoir Lands at Delaware County, (*i.e.* Reservoir Lands), to install, inspect, control, construct, reconstruct, replace, operate, maintain, repair, and remove aerial electric lines, cables, wires, meters, transformers, conduits, poles, and associated appurtenances for the distribution and service of electrical current, energy, communication, and impulses (*i.e.* Improvement);

**WHEREAS**, it is in the City's best interest to grant the Easement Area to OEC in consideration of Ten Thousand and 00/100 U.S. Dollars (\$10,000.00) from OEC;

**WHEREAS**, it is in the City's best interest for the City Attorney to approve all instrument(s) associated with granting the Easement Area to OEC; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to grant the Easement Area to prevent delay in maintaining the Improvement, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore**:

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

**SECTION 1.** The Director of the Department of Finance and Management is hereby authorized to execute the instrument(s) necessary to quit claim grant to the Ohio Edison Company, an Ohio corporation (*i.e.* OEC), and its successors and assigns a perpetual, nonexclusive easement in, on, over, across, upon, through, and burdening the three (3) separate tracts of real property described and depicted in the attachment, **Exhibit-A**, which is fully incorporated into this ordinance for reference (*i.e.* Easement Area), for so long as OEC only uses the Easement Area to install, inspect, control, construct, reconstruct, replace, operate, maintain, repair, and remove aerial electric lines, cables, wires, meters, transformers, conduits, poles, and associated appurtenances for the distribution and service of electrical current, energy, communication, and impulses (*i.e.* Improvement).

**SECTION 2.** The City Attorney shall approve all instrument(s) necessary to grant the Easement Area to OEC.

**SECTION 3.** The granting of the Easement Area is contingent upon the receipt of consideration in the amount of Ten Thousand and 00/100 U.S. Dollars (\$10,000.00) from OEC, which may be deposited in the General Permanent Improvement Fund, Fund Number 748, or any other City fund deemed appropriate by the Director of the Department of Finance and Management.

**SECTION 4.** For the reasons stated in the preamble of this ordinance, which are made a part of this ordinance, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after its passage if the Mayor neither approves nor vetoes this ordinance.

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**Legislation Number:** 2251-2014

**Drafting Date:** 9/25/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Finance and Management, on behalf of Facilities Management Division to establish a purchase order in the amount of \$30,500.00 to purchase new radios for City Hall security personnel. This purchase order will be established from an existing Universal Term Contract (UTC) established through the competitive bidding process by the Purchasing Office with Motorola Solutions, Inc., Contract number FL004927.

The current radios will soon be inoperable due to the new radio band reorganization and thus, nonfunctional starting in 2015. The radios themselves are obsolete and parts will no longer be available for service. The new radios are in line with the radio capabilities of the rest of the City of Columbus departments and will enable the

Security section of Facilities to maintain needed communication abilities.

**Emergency action** is requested so as to place the order, receive the new units, and put into use by January 1, 2015 to meet the new rebanding provisions.

Motorola Solutions, Inc. Contract Compliance No. 36-1115800, expiration date January 24, 2016.

**Fiscal Impact:** Funds for this purchase order are available in the Construction Management Capital Improvement Fund.

To authorize the Director of Finance and Management, on behalf of the Facilities Management Division, to establish a purchase order in accordance with terms and conditions of a Universal Term Contract (UTC) with Motorola Solutions, Inc. for the purchase of new radios for City Hall security personnel; to authorize the expenditure of \$30,500.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$30,500.00)

**WHEREAS**, City Hall security personnel are in need of new radios; and

**WHEREAS**, the Purchasing Office established a Universal Term Contract (UTC) through the competitive bid process with Motorola Solutions, Inc.; 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 purchase new radios for City Hall security personnel and put into use by January 1, 2015 to meet the new rebanding provisions; 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 issue a purchase order with Motorola Solutions, Inc., Contract number FL004927, for the purchase of new radios for security personnel within the Division of Facilities Management.

**SECTION 2.** That the expenditure of \$30,500.00, 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 One: 06  
Object Level 3: 6644  
Amount \$30,500.00

**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 of ten days after passage if the Mayor neither approves nor vetoes the

same.

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**Legislation Number:** 2254-2014

**Drafting Date:** 9/26/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Local telephone services are critical to the operation of the Recreation and Parks Department. This ordinance authorizes the Finance and Management Director to establish a purchase order in accordance with a previously established UTC (FL004566, BPCOM56AA that expires 09-30-2014).

Purchase orders UT050246 and UT051489 have been established for a total of \$100,000.00 to initiate 2014 expenditure transactions. The additional funding is required to cover charges for the remainder of the year.

#340436390 Suffix 001- Contract Compliance Number

**ATT**

340436390 001 vendor number

CC until 2/13/2014

Danielle Jasper

614-223-6260

150 E. Gay St., FL8

Columbus, OH 43215

**Emergency Justification:** Emergency legislation is required to ensure uninterrupted telephone services in order to maintain the safe and efficient operations of the Department.

**Fiscal Impact:**

\$10,000.00 is required and budgeted from the Recreation and Parks Operating Fund to meet the financial obligation of this purchase order.

To authorize and direct the Finance and Management Director to issue a purchase order for local telephone services from the existing Universal Term Contract established with AT&T for such purpose by the Purchasing Office; to authorize the expenditure of \$10,000.00 from the Recreation and Parks Operating Fund; and to declare an emergency. (\$10,000.00)

**WHEREAS**, the Department of Recreation and Parks wishes to purchase local telephone services from an established Universal Term Contract with AT&T; and

**WHEREAS**, the local telephone services will be purchased in accordance with the UTC contract that has been established, FL004566, BPCOM56AA, that expires 09-30-2014; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Recreation and Parks, in that it is immediately necessary to establish purchase orders so that there is not an interruption of local



telephone services with AT &T for the immediate preservation of the public health, peace, property and safety;  
**NOW, THEREFORE**

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

**SECTION 1.** That the Director of Finance and Management be and he is hereby authorized and directed to issue a purchase order with AT&T for local telephone services for the Department of Recreation and Parks in accordance with the terms and conditions of the citywide Universal Term Contract on file in the Purchasing Office.

**SECTION 2.** That the expenditure of \$10,000.00, or so much thereof as may be necessary, be and is hereby authorized as follows to pay the cost thereof.

**Recreation and Parks Operating Fund:**                    285 / **OCA:** 510289 / **OL3:** 3320 /                    \$10,000.00

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

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

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**Legislation Number:**     2255-2014

**Drafting Date:**     9/26/2014

**Current Status:**     Passed

**Version:**     1

**Matter Type:**     Ordinance

Local cell phone services are critical to the operation of the Department of Recreation and Parks. This ordinance authorizes the Finance and Management Director to establish a purchase order in accordance with a previously established universal term contract (UTC) (FL005003, BPCOM28DA that expires 09/30/2015).

UT051839, UT050244, UT051431 and UL007882 have been established for a total of \$98,000.00 to initiate 2014 expenditure transactions. The additional funding is required to cover charges for the remainder of the year that will exceed \$100,000.00.

#47 0882463 Sprint Solutions Inc. Contract Compliance number

Sprint Solutions, Inc  
470882463 001 Vendor Number  
CC until 1/19/2014  
Zachary Shields  
216-276-3462  
6001 E. Royalton Rd, Suite 100  
Broadview Heights, OH 44147

**Emergency Justification:**

Emergency legislation is required to ensure uninterrupted cell phone service in order to maintain the safe and efficient operation of the department.

**Fiscal Impact:**

\$20,000 is required and budgeted from the Recreation and Parks Operating Fund and \$10,000 from the Recreation and Parks Grant Fund to meet the financial obligation of this purchase order.

To authorize and direct the Finance Director to issue a purchase order for cellular telephone services from the existing universal term contract established with Sprint Solutions Inc. for such purpose by the Purchasing Office; to authorize the expenditure of \$20,000.00 from the Recreation and Parks Operating Fund \$10,000.00 and from the Recreation and Parks Grant Fund; and to declare an emergency. (\$30,000.00)

**WHEREAS**, the Department of Recreation and Parks wishes to purchase cellular telephone services from a universal term contract, FL005003, established between the Finance Department and Sprint Solutions Inc.; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Recreation and Parks, in that it is immediately necessary to establish a purchase order so that there is not an interruption of cellular telephone services with Sprint Solutions, Inc., for the immediate preservation of the public health, peace, property and safety; **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to issue a purchase order with Sprint Solutions, Inc. for cellular telephone services for the Department of Recreation and Parks in accordance with the terms and conditions of the citywide universal term contract on file in the Purchasing Office.

**SECTION 2.** That the expenditure of \$30,000.00, or so much thereof as may be necessary, be and is hereby authorized as follows to pay the cost thereof:

**Recreation and Parks Operating Fund:** 285 / OCA: 510289 / OL3: 3295 / \$20,000.00  
**Recreation and Parks Grant Fund:** 286/ Project# 518139/ OCA: 511675 / OL3: 3295 / \$8,600.00  
286/ Project# 518002/ OCA: 514273 / OL3: 3295 / \$1,200.00  
286/ Project# 518018/ OCA: 514117 / OL3: 3295 / \$200.00

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

**SECTION 4.** That for 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:** 2256-2014

**Drafting Date:** 9/26/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council, by Ordinance 1399-2013, passed June 24, 2013, authorized the City of Columbus (City) to enter into an Enterprise Zone Agreement (Agreement) with Cloverleaf Cold Storage Co. & CCS Realty Co. (together Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of an approximate \$3 million investment in real property

improvements and the creation of two (2) full-time permanent positions with an annual payroll of approximately \$49,920 related to the expansion of its Columbus facility by adding approximately 60,000 square feet of additional freezer space and a refrigerated loading dock onto its 142,000 square foot operation located at 2350 New World Drive, Columbus, OH 43207, at parcel number 530-234154, within the Groveport-Madison Local School District and within the City of Columbus Enterprise Zone. The Agreement was made and entered into effective September 18, 2013 (EZA #023-13-06). The Agreement stated that construction on the improvements (the Project) was expected to begin no later than the end of June, 2014 and that all real property improvements were expected to be completed by the end of 2014 and that no real property exemption was to commence after 2015 nor extend beyond 2024.

In a letter to the City from Cloverleaf Cold Storage Co. dated September 2, 2014 and received September 11, 2014, it was indicated that due to several factors, the planned investment in real property improvements had been delayed. The letter requested that the Agreement be modified to state that the Project is expected to begin no later than the end of June 2016 and that all improvements are expected to be completed by the end of 2016. Additionally, the letter requested that the term of real property exemption be amended to commence no later than 2017 nor extend beyond 2026 instead of 2015 through 2024.

This legislation is to authorize the Director of Development to amend the Agreement for the first time to (1) state that the Project is expected to begin no later than the end of June 2016 and that all improvements are expected to be completed by the end of 2016, and (2) that no real property exemption would commence after 2017 nor extend beyond 2026.

This legislation is being presented as an emergency measure in order for this amendment to be legislated in as expedient manner as possible so that this amendment to the Agreement can be executed prior to the start of the Report Year 2014 annual reporting cycle and to ensure that Enterprise remains in compliance with the terms of the Agreement.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Cloverleaf Cold Storage Co. & CCS Realty Co. to modify the dates for the construction of real property improvements and modify the term of the exemption; and to declare an emergency.

**WHEREAS**, the City of Columbus entered into an Enterprise Zone Agreement (Agreement) with Cloverleaf Cold Storage Co. & CCS Realty Co. (Enterprise), approved by Columbus City Council on June 24, 2013 by Ordinance 1399-2013 with this Agreement made and entered into effective September 18, 2013; and

**WHEREAS**, the Agreement granted a 75%/10-Year abatement on real property improvements; and

**WHEREAS**, the incentive was granted in consideration of an approximate \$3 million investment in real property improvements and the creation of 2 full-time permanent positions with an annual payroll of approximately \$49,920 related to the expansion of its Columbus facility by adding approximately 60,000 square feet of additional freezer space and a refrigerated loading dock onto its 142,000 square foot operation located at 2350 New World Drive, Columbus, OH 43207, at parcel number 530-234154, within the Groveport-Madison Local School District and within the City of Columbus Enterprise Zone; and

**WHEREAS**, the Agreement stated that construction on the improvements (the Project) was expected to begin

no later than the end of June, 2014 and that all real property improvements were expected to be completed by the end of 2014 and that no real property exemption was to commence after 2015 nor extend beyond 2024; and

**WHEREAS**, in a letter to the City from Cloverleaf Cold Storage Co. dated September 2, 2014 and received September 11, 2014, it was indicated that due to several factors, the planned investment in real property improvements had been delayed; and

**WHEREAS**, the letter requested that the Agreement be modified to state that the Project is expected to begin no later than the end of June 2016 and that all improvements are expected to be completed by the end of 2016; and

**WHEREAS**, the letter also requested that the term of real property exemption be amended to commence no later than 2017 nor extend beyond 2026 instead of 2015 through 2024; and

**WHEREAS**, an amendment is needed to revise the Project commencement and completion dates as well to revise the dates for which the abatement would begin and end; and

**WHEREAS**, an emergency exists in the usual daily operation of the Columbus Department of Development in that it is immediately necessary to seek an amendment to the Agreement with Cloverleaf Cold Storage Co. & CCS Realty Co. so that this amendment to the Agreement can be executed prior to the start of the Report Year 2014 annual reporting cycle and to ensure that Enterprise remains in compliance with the terms of the Agreement, thereby preserving the public health, peace, property and safety, **NOW, THEREFORE**,

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

**SECTION 1.** That the Director of Development is hereby authorized to amend the Enterprise Zone Agreement with Cloverleaf Cold Storage Co. & CCS Realty Co., to (1) modify the dates of the construction of real property improvements from being expected to begin no later than the end of June, 2014 with these improvements expected to be completed by the end of 2014 to being expected to begin no later than the end of June 2016 with these improvements expected to be completed by the end of 2016; and (2) to modify the term of the exemption from not to commence after 2015 nor extend beyond 2024 to not commence after 2017 nor extend beyond 2026.

**SECTION 2.** That this First Amendment to the City of Columbus Enterprise Zone Agreement be signed by Cloverleaf Cold Storage Co. & CCS Realty Co. within ninety (90) days of passage of this ordinance, or this ordinance and the incentive authorized herein shall be null and void.

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

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**Legislation Number:** 2257-2014

**Drafting Date:** 9/26/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** The need exists to further amend the Reimbursement Agreement dated August 4, 2008, as amended by the First Amendment to the Reimbursement Agreement on November 14, 2012 (together, the “Reimbursement Agreement”), by and between the City of Columbus, Ohio and MORSO Holding Company. Ordinance 1028-2008 authorized the Director of Development to enter into the Reimbursement Agreement to provide for the construction and reimbursement of public improvements benefiting and serving the Easton area. An amendment is now needed to modify the calculation date for determining the reimbursement amount payable to MORSO Holding Co. pursuant to the Reimbursement Agreement.

Emergency action is necessary so that investment and construction may proceed to provide for the creation of jobs and economic opportunities, which are vitally needed to enhance revenues for the City and to improve the economic welfare of the people.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to amend the Reimbursement Agreement with MORSO Holding Co. for the purpose of modifying the calculation date for determining the reimbursement amount payable to the Developer for the construction of public improvements benefiting and serving the Easton area; and to declare an emergency.

**WHEREAS**, the City, pursuant to authorization under Ordinance 1028-2008 passed by City Council on June 23, 2008, entered into a Reimbursement Agreement, dated as of August 4, 2008 (the “*Original Agreement*”), with the Developer for the purpose of providing for the payment to the Developer of amounts remaining from certain service payments in lieu of taxes (as defined in the Original Agreement, the “*Service Payments*”) available after providing for debt service charges and other deposits required under a Trust Agreement (the “*Trust Agreement*”), dated as of November 1, 2004, between the City and The Bank of New York Mellon Trust Company, N.A. (as successor to J.P. Morgan Trust Company, National Association), as trustee, relating to the original issuance of \$36,430,000 Tax Increment Financing Bonds, Series 2004A (Easton Project), dated November 23, 2004 (the “*Refunding Bonds*”) in order to reimburse the Developer for Costs (as such term is defined in the Original Agreement) and interest accruing on such unreimbursed Costs; and

**WHEREAS**, the City issued its Various Purpose Limited Tax Refunding Bonds, Series 2012-8 (Federally Taxable) dated November 27, 2012 (the “*2012 Bonds*”) to refund the outstanding Refunding Bonds and to defease the Trust Agreement; and

**WHEREAS**, the parties amended the Original Agreement on November 14, 2012 (the “*First Amendment*”) in order to provide for the priority application of Service Payments to pay debt service charges on the 2012 Bonds with respect to payments to the Developer under the Original Agreement (as was also the structure under the Trust Agreement); and

**WHEREAS**, the City has determined to amend the Original Agreement to modify the calculation date for determining the reimbursement amount payable to the Developer; and

**WHEREAS**, this Ordinance constitutes an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective so that investment and construction may proceed to provide for the creation of jobs and economic opportunities, which are vitally needed to enhance revenues for the City and to

improve the economic welfare of the people; **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 and directed to amend, as necessary, the Reimbursement Agreement, dated as of August 4, 2008, and as amended by the First Amendment to the Reimbursement Agreement, dated as of November 14, 2012, between the City and MORSO Holding Company for the purpose of modifying the calculation date for determining the reimbursement amount payable to the Developer for the construction of public improvements benefiting and serving the Easton area and to take any additional actions as shall be necessary to facilitate the continued construction and reimbursement of public infrastructure improvements pursuant to the Reimbursement Agreement.

**SECTION 2.** The City of Columbus Department of Development is hereby directed to forward a certified copy of this Ordinance to the Franklin County Auditor.

**SECTION 3.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 2258-2014

**Drafting Date:** 9/26/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council passed Ordinance 2117-2005 on December 14, 2005 establishing ten tax increment financing districts, one of which is known as the New Albany West-Central College Incentive District (TIF District) benefiting parcels near New Albany West Road, pursuant to Section 5709.40(C) of the Ohio Revised Code, declaring the improvements to certain parcels of real property located within the corporate boundaries of the City of Columbus to be a public purpose and exempt from taxation and requiring the owner of each parcel to make service payments in lieu of taxes, and specifying public infrastructure improvements made, to be made, or in the process of being made that directly benefit, or that once made will directly benefit, those parcels.

CCH II Ltd. is the property owner of two parcels (depicted on Map Exhibit A) which are connected to the TIF District, but not included in the TIF District. CCH II Ltd. wishes to have those parcels added into the TIF District. These two additional parcels will add additional TIF revenue to the TIF District fund.

The purpose of this legislation is to amend Ordinance 2117-2005 to add parcels 010-234586 and 010-234600 into the New Albany West-Central College TIF District.

**FISCAL IMPACT:** No City funding is required for this legislation.

To amend Ordinance 2117-2005 establishing the New Albany West-Central College Incentive District, to declare improvements to certain additional parcels of real property to be a public purpose; to describe public improvements to be made to benefit those parcels; to require the owners thereof to make service payments in

lieu of taxes used to pay for the costs of such public improvements; and to declare an emergency.

**WHEREAS**, Sections 5709.40(C), 5709.42 and 5709.43 of the Ohio Revised Code authorize this Council, by ordinance, to declare the improvements to certain parcels of real property located within the corporate boundaries of the City of Columbus, Ohio (the “City”), to be a public purpose and exempt from taxation, requires the owner of each parcel to make service payments in lieu of taxes, and specify public infrastructure improvements made, to be made or in the process of being made that directly benefit, or that once made will directly benefit, those parcels; and

**WHEREAS**, pursuant to Ordinance No. 2117-05 passed on December 14, 2005 (the “Original Ordinance”), established ten tax increment financing districts, one of which is known as the New Albany West-Central College Incentive District (TIF District) benefiting parcels near New Albany West Road pursuant to Section 5709.40(C) of the Ohio Revised Code; and

**WHEREAS**, it is desired to add two additional parcels (New Property) described in Exhibit A attached hereto to the New Albany West-Central College TIF District; and

**WHEREAS**, the City has determined that it is necessary and appropriate, and in the best interest of the City to exempt the New Property and proposed improvements from taxation as permitted and proved in O.R.C. Section 5709.40 (C); and

**WHEREAS**, in accordance with O.R.C. Sections 5709.42, the City has elected to direct and require the current and future owners of the New Property and any improvements thereon to make annual service payments in lieu of taxes to the Franklin County Treasurer on or before the final dates for payment of real taxes; and

**WHEREAS**, the City has created a municipal public improvement tax increment equivalent fund for receipt and deposit of its portion of the service payments in lieu of taxes; and

**WHEREAS**, O.R.C. Section 5709.40(C) provides that the ordinance shall designate specific public improvements made, to be made or in the process of being made by the municipal corporation that directly benefit or that once made will directly benefit the New Property, and these improvements are described in Exhibit B of this Ordinance (the “Public Improvements”); and

**WHEREAS**, the City has determined that the proposed improvements to the New Property shall, during construction and upon completion, place a direct additional demand on the Public Improvements or, to the extent the Public Improvements have not been constructed, will place additional demand on the Public Improvement when completed; and

**WHEREAS**, the City has determined that the estimated percentage of the incremental demand placed on the Public Improvements that is or will be directly attributable to the proposed improvements of the New Property is or will be one hundred percent (100%); and

**WHEREAS**, O.R.C. Section 5709.40(C) requires the legislative authority of a municipal corporation to specify, in the ordinance adopted pursuant to such Section, the percentage of the proposed improvements to be exempted from taxation; and

**WHEREAS**, the City has determined that it is appropriate and in the best interest of the City to exempt one

hundred percent (100%) of the New Property and the proposed improvements on the New Property from taxation to the extent permitted by O.R.C 5709.40(C); and

**WHEREAS**, the City has determined that payment in lieu of real property taxes provided for in O.R.C. Section 5709.42 shall be paid to the Columbus City School District (School District) in the amount of the real property taxes that the School District would collectively have been paid if the improvements had not been exempted from taxation for the Original Property and for the New Property; and

**WHEREAS**, notice of this proposed Ordinance has been delivered to the Board of Education of the School District in accordance with and within the time period prescribed in O.R.C. Section 5709.40 (C)(2) and O.R.C. 5907.83; and

**WHEREAS**, the current and future owners of the New Property shall be required to make service payments in lieu of real property tax payments they would have made except for the exemption provided by this Ordinance and the Original Ordinance; and

**WHEREAS**, (i) current and future owner(s) shall be required to make service payments in lieu of the property tax payments they would have made except for the exemptions provided by this Ordinance, (ii) CCH II Ltd. shall prepare and file with the Franklin County Recorder a declaration against new property owned by it which shall be covenants running with the property and which shall require the current and future owner(s) will agree, pursuant to such declaration, that the service payments in lieu of real property taxes shall constitute a lien on the property having the same force and effect as a lien on real property taxes; and

**WHEREAS**, an emergency exists in that this Ordinance is required to be immediately effective in order to facilitate the continuing development of the New Albany West-Central College TIF District, such immediate action being necessary 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.** In accordance with O.R.C. Section 5709.40, the City hereby finds and determines that the increase in the assessed value parcels depicted in Exhibit A of the New Property and improvements thereto subsequent to the effective date of this Ordinance is and shall be a public purpose, which increase in assessed value of the New Property is added to the definition of Improvements in the Original Ordinance establishing the New Albany West-Central College Incentive District.

**SECTION 2.** The City hereby exempts one hundred percent (100%) of the increased real property valuation and the value of the improvements on the New Property from taxation, as and when the improvements are made and the exemption claimed and allowed in a manner provided by law for the period set forth in this Ordinance.

**SECTION 3.** Subject to any real property tax abatement in effect as of the effective date of this Ordinance or granted hereafter, and as provided in Section 5709.42, the City hereby directs and requires the current and future owners of the New Property to make, on or before the final date for payment of real property taxes, annual service payments in lieu of real property taxes which were abated under this Ordinance.

**SECTION 4.** The City hereby declares and requires CCH II Ltd. to prepare and file with the Franklin



County Recorder a declaration against such property owned by it, constituting part of the New Property, which shall be a covenant running with such property and shall which shall (i) require the current and future owner(s) of such property to make service payments in lieu of the real property tax payments they would have made except for the exemptions provided by this Ordinance, and (ii) make the current and future owner(s) acknowledge and agree that the service payments are payments in lieu of the real property taxes and shall constitute a lien on such property having the same priority and effect as the lien of real property taxes.

**SECTION 5.** In accordance with O.R.C. Section 5709.40 and O.R.C. 5709.42 and this Ordinance, the Franklin County Treasurer shall make payments in lieu of real property taxes to the School District because of the exemptions provided in this Ordinance.

**SECTION 6.** In accordance with O.R.C. Section 5709.42 and this Ordinance, after making each payment in lieu of real property taxes to the School District, the Franklin County Treasurer shall distribute the remainder of the service payments in lieu of these taxes to the City for deposit in the City’s municipal public improvement tax increment equivalent fund.

**SECTION 7.** The public improvements described in Exhibit B hereto made, to be made or in the process of being made by the City are hereby designated as part of the public improvements described in the Original Ordinance that directly benefits or that once made will directly benefit the New Property; and that the service payments in lieu of real property taxes paid to the Franklin County Treasurer less the School District’s share, on the New Property, shall be distributed to the City and paid into the New Albany West-Central College Municipal Public Improvement Tax Equivalent Fund established in the Original Ordinance (the “Special Fund”) for the purposes described in the Original Ordinance and Exhibit B hereto.

**SECTION 8.** That portion of the payments in lieu of real property taxes to be paid to the School District on the New Property pursuant to this Ordinance and O.R.C. Sections 5709.40 and O.R.C. 5709.42 shall be paid directly to the Franklin County Treasurer.

**SECTION 9.** The exemption granted in this Ordinance shall commence on the effective date of this Ordinance, and shall end on the date provided in the Original Ordinance.

**SECTION 10.** Pursuant to O.R.C. Section 5709.40(I), the City Clerk is hereby directed to deliver a copy of this Ordinance to the Director of Development of the State of Ohio within fifteen days after the effective date of this Ordinance.

**SECTION 11.** For the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the Ordinance.

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**Legislation Number:** 2263-2014

**Drafting Date:** 9/26/2014

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

**Rezoning Application: Z14-021**

**APPLICANT:** Continental Bell, Ltd.; 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 (3-0-1) on July 10, 2014.

**FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is zoned M, Manufacturing District, and is developed with industrial uses. The proposed AR-2, Apartment Residential District will allow redevelopment of the site with an apartment complex. The *Fifth by Northwest Plan (2009)* recommends light industrial uses for this location, which is consistent with the existing zoning and supportive of the intent that this area be developed as a job center. Recent development in this area that has occurred within the M District has included a variety of uses, including multi-unit residential uses, restaurants, and retail uses. While these developments have not been entirely consistent with the job center concept, they are resulting in a mixed-use pattern, including higher density housing within close proximity to retail and restaurant uses, office uses, and transit. This proposal is consistent with the developing nature of the area and Staff is therefore supportive of the proposed use.

To rezone **1281 EDGEHILL ROAD (43212)**, being 2.9± acres located on the west side of Edgehill Road, 443± feet north of West Third Avenue, **From:** M, Manufacturing District, **To:** AR-2, Apartment Residential District **and to declare an emergency** (Rezoning # Z14-021).

**WHEREAS**, application #Z14-021 is on file with the Department of Building and Zoning Services requesting rezoning of 2.9± acres from M, Manufacturing District, to the AR-2, 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-2, Apartment Residential District is consistent with the developing nature of the area which is resulting in a mixed-use pattern. Given the recent development trend in the area for retail, restaurant, and multi-unit residential uses, Staff supports deviation from the land use recommendations of the *Fifth by Northwest Neighborhood Plan*; 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:

**1281 EDGEHILL ROAD (43212)**, being 2.9± acres located on the west side of Edgehill Road, 443± feet north of West Third Avenue, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being 1.391 acres out of Lot No. 10 of

the Estate of William Neil (Deceased) as recorded in Plat Book 3, Page 168, conveyed to Link Holdings, Inc. as described in Instrument Number 201010120135391 and being 1.538 acres out of Lot No. 10 of the Estate of William Neil (Deceased) as recorded in Plat Book 3, Page 168, conveyed to 1281 Edgehill, LLC as described in Instrument Number 200909240138793, all references being those of record in the Franklin County, Ohio Recorder's Office and being more particularly described as follows:

Beginning at the southwest corner of said 1.391 acre tract and being in the easterly right-of-way line of Norton Ave. (60');

thence northerly, along the easterly right-of-way line of Norton Avenue and the west line of said 1.391 acre tract, North 00° 15' 00" West, 170.5 feet to the northwest corner of said 1.391 acre tract;

thence easterly, with the north line of said 1.391 acre tract, South 89° 37' 00" East, 356.6 feet to the northeast corner of said 1.391 acre tract and the northwest corner of said 1.538 acre tract;

thence easterly, with the north line of said 1.538 acre tract, South 89° 40' 09" East, 81.6 feet to a point of curvature in said north line;

thence northeasterly, continuing with the north line of said 1.538 acre tract with a curve to the left having a radius of 420.28 feet, a delta angle of 36° 19' 07", a chord bearing, North 72° 15' 06" East, 261.97 feet to the northeast corner of said 1.538 acre tract;

thence southerly, with the east line of said 1.538 acre tract, South 00° 00' 00" West, 25.3 feet to an angle point in said east line;

thence easterly, continuing with the east line of said 1.538 acre tract, North 90° 00' 00" East, 37.00 feet to an angle point in said east line, being in the centerline of Edgehill Road (60');

thence southerly, with centerline of Edgehill Road and continuing with the east line of said 1.538 acre tract, South 00° 00' 00" West, 22.2 feet to a point of curvature in said east line;

thence southwesterly, continuing with the east line of said 1.538 acre tract with a curve to the right having a radius of 400.28 feet, a delta angle of 30° 45' 18", a chord bearing, South 17° 02' 05" West, 212.3 feet to the southeast corner of said 1.538 acre tract;

thence westerly, with the south line of said 1.538 acre tract, North 89° 42' 29" West, 306.8 feet to the southwest corner of said 1.538 acre tract and the southeast corner of said 1.391 acre tract;

thence westerly, with the south line of said 1.391 acre tract, North 89° 40' 00" West, 354.6 feet to the **POINT OF BEGINNING**, containing approximately 2.9 acres and encompasses parcel numbers: 010-003020, 010-063723

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 August 18, 2014.

**To Rezone From:** M, Manufacturing District,

To: AR-2, Apartment Residential District

**SECTION 2.** That a Height District of sixty (60) feet is hereby established on the AR-2, 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.~~ **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:** 2264-2014

**Drafting Date:** 9/26/2014

**Version:** 3

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-026**

**APPLICANT:** Continental Bell, Ltd.; c/o David L. Hodge, Atty.; Smith & Hale, LLC; 37 West Broad Street, Suite 460, Columbus, OH 43215.

**PROPOSED USE:** Apartment complex with reduced setbacks.

**FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant has received a recommendation of approval from the Development Commission for a concurrent rezoning (Ord. No. 2263-2014, Z14-021) to the AR-2, Apartment Residential District. The applicant proposes to build an apartment complex with up to 105 units. In order to develop the site consistent with the established development pattern, and to allow for better utilization of interior space for the residents, variances to reduce the required building lines and perimeter yard are proposed. These reductions are supportable because the development trend in the area is resulting in a mixed-use pattern, including higher density housing within close proximity to commercial uses. The requested variances are reflective of higher-density infill developments in urban neighborhoods.

To grant a Variance from the provisions of Sections 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at **1281 EDGEHILL ROAD (43212)**, to permit reduced setbacks for an apartment complex in the AR-2, Apartment Residential District **and to declare an emergency** (Council Variance # CV14-026).

**WHEREAS**, by application No. CV14-026, the owner of property at **1281 EDGEHILL ROAD (43212)**, is requesting a Council Variance to permit reduced setbacks for an apartment complex in the AR-2, Apartment Residential District; and

**WHEREAS**, Section 3333.18, Building lines, requires a building line of ~~twenty-five (25)~~ **ten (10)** feet along Edgehill Road and Norton Avenue, while the applicant proposes building lines of ~~ten (10) feet along Edgehill Road,~~ and six (6) feet along **Edgehill Road and** Norton Avenue; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a perimeter yard that is ten (10) percent of the average lot width for an apartment complex, which calculates as nineteen (19) feet for this site, while the applicant proposes no perimeter yard; and

**WHEREAS**, the Fifth By Northwest Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the requested variances are reflective of higher-density infill developments in urban neighborhoods. In order to develop the site consistent with the established development pattern, and to allow for better utilization of interior space for the residents, variances to reduce the required building lines and perimeter yard are proposed. These reductions are supportable because the development trend in the area is resulting in a mixed-use pattern, including higher density housing within close proximity to commercial uses; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1281 EDGEHILL ROAD (43212)**, 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 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes, is hereby granted for the property located at **1281 EDGEHILL ROAD (43212)**, insofar as said sections prohibit building lines of ~~ten (10) feet along Edgehill Road,~~ and six (6) feet along **Edgehill Road and** Norton Avenue, and no perimeter yard; said property being more particularly described as follows:

**1281 EDGEHILL ROAD (43212)**, being 2.9± acres located on the west side of Edgehill Road, 443± feet north of West Third Avenue, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being 1.391 acres out of Lot No. 10 of the Estate of William Neil (Deceased) as recorded in Plat Book 3, Page 168, conveyed to Link Holdings, Inc. as described in Instrument Number 201010120135391 and being 1.538 acres out of Lot No. 10 of the Estate of William Neil (Deceased) as recorded in Plat Book 3, Page 168, conveyed to 1281 Edgehill, LLC as described in Instrument Number 200909240138793, all references being those of record in the Franklin County, Ohio Recorder's Office and being more particularly described as follows:

Beginning at the southwest corner of said 1.391 acre tract and being in the easterly right-of-way line of Norton Ave. (60');

thence northerly, along the easterly right-of-way line of Norton Avenue and the west line of said 1.391 acre tract, North 00° 15' 00" West, 170.5 feet to the northwest corner of said 1.391 acre tract;

thence easterly, with the north line of said 1.391 acre tract, South 89° 37' 00" East, 356.6 feet to the northeast corner of said 1.391 acre tract and the northwest corner of said 1.538 acre tract;

thence easterly, with the north line of said 1.538 acre tract, South 89° 40' 09" East, 81.6 feet to a point of curvature in said north line;

thence northeasterly, continuing with the north line of said 1.538 acre tract with a curve to the left having a radius of 420.28 feet, a delta angle of 36° 19' 07", a chord bearing, North 72° 15' 06" East, 261.97 feet to the northeast corner of said 1.538 acre tract;

thence southerly, with the east line of said 1.538 acre tract, South 00° 00' 00" West, 25.3 feet to an angle point in said east line;

thence easterly, continuing with the east line of said 1.538 acre tract, North 90° 00' 00" East, 37.00 feet to an angle point in said east line, being in the centerline of Edgehill Road (60');

thence southerly, with centerline of Edgehill Road and continuing with the east line of said 1.538 acre tract, South 00° 00' 00" West, 22.2 feet to a point of curvature in said east line;

thence southwesterly, continuing with the east line of said 1.538 acre tract with a curve to the right having a radius of 400.28 feet, a delta angle of 30° 45' 18", a chord bearing, South 17° 02' 05" West, 212.3 feet to the southeast corner of said 1.538 acre tract;

thence westerly, with the south line of said 1.538 acre tract, North 89° 42' 29" West, 306.8 feet to the southwest corner of said 1.538 acre tract and the southeast corner of said 1.391 acre tract;

thence westerly, with the south line of said 1.391 acre tract, North 89° 40' 00" West, 354.6 feet to the **POINT OF BEGINNING**, containing approximately 2.9 acres and encompasses parcel numbers: 010-003020, 010-063723

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 August 18, 2014.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for an apartment complex, or those uses permitted in the AR-2, Apartment Residential District.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled "**EDGEHILL DEVELOPMENT**," drawn by Architectural Alliance, dated September 19, 2014, and signed by David L. Hodge, 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 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:** 2265-2014

**Drafting Date:** 9/29/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land, has submitted the plat titled "Summerlyn Section 4" 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 West Broad Street and west of Galloway Road.

**Emergency Justification:** Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

To accept the plat titled "Summerlyn Section 4", from Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land; and to declare an emergency.

**WHEREAS**, the plat titled "Summerlyn Section 4" (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

**WHEREAS**, Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land, desires to dedicate to the public use all or such parts of the Drive, Street and easements shown on said plat and not heretofore so dedicated; and

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

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of

Infrastructure Management, 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 “Summerlyn Section 4” on file in the office of the City Engineer, Division of Infrastructure Management, 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:** 2266-2014

**Drafting Date:** 9/29/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land, has submitted the plat titled “Reynolds Crossing Section 2 Part 4” 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 East Broad Street and east of Lancaster Avenue.

**Emergency Justification:** Emergency action is requested to allow development of this subdivision to proceed as currently scheduled.

To accept the plat titled “Reynolds Crossing Section 2 Part 4”, from Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land; and to declare an emergency.

**WHEREAS,** the plat titled “Reynolds Crossing Section 2 Part 4” (hereinafter “plat”), has been submitted to the City Engineer’s Office for approval and acceptance; and

**WHEREAS,** Pulte Homes of Ohio LLC, a Michigan limited liability company, by Matthew J. Callahan, Division Vice President of Land Acquisition, owner of the platted land, desires to dedicate to the public use all or such parts of the Drive and easements shown on said plat and not heretofore so dedicated; and

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

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Service, Division of Infrastructure Management, 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 “Reynolds Crossing Section 2 Part 4” on file in the office of the City Engineer, Division of Infrastructure Management, 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:** 2268-2014

**Drafting Date:** 9/29/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus Public Health has been awarded additional grant funds from the Ohio Department of Health for the STD Control grant program in the amount of \$20,000.00. The purpose of this legislation is to accept and appropriate these additional funds for the STD Control Program for the period ending December 31, 2014.

The STD Control program enables Columbus Public Health to identify and prevent sexually transmitted diseases through gonorrhea culture screening, syphilis elimination, gonococcal isolate surveillance, and partner services. Additionally, Columbus Public Health assures the quality of medical and laboratory services, surveillance, partner services, and data management. All activities are conducted with special emphasis on populations at high risk such as correction facilities, organizations focusing on adolescents, and managed care settings.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

**FISCAL IMPACT:** The STD Control Program is entirely funded by the Ohio Department of Health. This program does not generate revenue nor require a City match.

To authorize and direct the Board of Health to accept supplemental grant funds from the Ohio Department of Health for the STD Control Grant program in the amount of \$20,000.00; to authorize the appropriation of \$20,000.00 from the Health Department Grants Fund; and to declare an emergency. (\$20,000.00)

**WHEREAS,** \$20,000.00 in additional grant funds have been made available through the Ohio Department of Health for the STD Control grant program for the period of January 1, 2014 through December 31, 2014; and,

**WHEREAS,** it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the STD Control 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 Columbus Public Health in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property,

safety and welfare, and to avoid any delay in the provision of service; Now, therefore,

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

**SECTION 1.** That Columbus Public Health is hereby authorized and directed to accept additional grant awards totaling \$20,000.00 from the Ohio Department of Health for the STD Control grant program for the period of January 1, 2014 through December 31, 2014.

**SECTION 2.** That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2014, the sum of \$20,000.00 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

OCA: 501406; Grant: 501406; Obj Level One: 02; Amount: \$ 800.00  
OCA: 501406; Grant: 501406; Obj Level One: 03; Amount: \$19,200.00

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

**SECTION 4.** 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 5.** Funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

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

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**Legislation Number:** 2277-2014

**Drafting Date:** 9/29/2014

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV14-032**

**APPLICANT:** Preferred Real Estate Investments II, LLC; Jill Tangeman, Attorney; 52 East Gay Street; Columbus, Ohio 43215.

**PROPOSED USE:** Multi-unit residential development.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant has received a recommendation of approval from the Development Commission for a concurrent rezoning (Ordinance No. 2140-2014; Z14-029) to the L-AR-1, Limited Apartment Residential District. The applicant proposes to build an apartment complex with up to 114 units. In order to develop the site consistent with the established development pattern,

a variance to reduce the required twenty-five (25) foot perimeter yard along the northern, southern, and a portion of the eastern boundaries of the site to five (5) feet is requested. This reduction is supportable because adjacent property is zoned and used for industrial commercial and purposes. Therefore, this variance will allow for more and better utilization of interior space for the residents of this development.

To grant a Variance from the provisions of Section 3333.255, Perimeter Yard, of the Columbus City Codes; for the property located at **4692 KENNY ROAD (43220)**, to permit reduced perimeter yard in the L-AR-1, Limited Apartment Residential District for an apartment complex **and to declare an emergency** (Council Variance # CV14-032).

**WHEREAS**, by application No. CV14-032, the owner of property at **4692 KENNY ROAD (43220)**, is requesting a Council Variance to permit a reduced perimeter yard in the L-AR-1, Limited Apartment Residential Development District for a multi-unit residential development; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a minimum perimeter yard of twenty-five (25) feet, while the applicant proposes a perimeter yard of five (5) feet along the northern, southern, and a portion of the eastern boundaries of the site; and

**WHEREAS**, City Departments recommend approval because adjacent property is zoned and used for industrial and commercial purposes and the variance will allow for more and better utilization of interior space for the residents of this development; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **4692 KENNY ROAD (43220)**, 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 Section 3333.255, Perimeter Yard, of the Columbus City Codes, is hereby granted for the property located at **4692 KENNY ROAD (43220)**, insofar as said section prohibits a perimeter yard of five (5) feet along the northern, southern, and a portion of the eastern boundaries of the site in the L-AR-1, Limited Apartment Residential District; said property being more particularly described as follows:

**4692 KENNY ROAD (43220)**, being 3.77± acres located on the east side of Kenny Road, 430± feet north of

Godown Road, and being more particularly described as follows:

**TRACT I - 010-129792 (.819 acres)**

Being a part of Section 1, Township 1, Range 19, US Military Lands.

Beginning at a spike in the centerline of Kenny Road, at the southwest corner of the H. B. Sells Subdivision as recorded in Plat Book 21, Page 8, Recorder's Office, Franklin County, Ohio; thence and with the southerly line of said H. B. Sells Subdivision and with the northerly line of the herein described tract, South 89 degrees 58' 11" East (passing an iron pin on line at 20.75 Feet) a distance of 263.91 feet to an iron pin marking the northeasterly corner of the herein described tract;

Thence and with the easterly line of the herein described tract, and along the westerly line of Lot 2 of the said H. B. Sells Subdivision, South 4 degrees 2' 12" East a distance of 125.15 feet to an iron pin marking the southeast corner of the herein described tract and the southwest corner of the said Lot 2 of H. B. Sells Subdivision;

Thence and with the southerly line of the herein described tract North 89 degrees 58' 11" West a distance of 307.33 feet (passing an iron pin on line 286.58 feet) to a spike in the centerline of Kenny Road, said spike marking the southwest corner of the herein described tract; Thence and with the centerline of Kenny Road, and with the west line of the herein described tract, North 15 degrees 30' East a distance of 129.53 feet to the place of beginning. Containing .819 acres of land more or less.

**TRACT II - 010-129789 (2.9530 acres)**

Being a part of Section 1, Township I, Range 19, US Military Lands.

Beginning at a point in the centerline of Kenny Road, at the northwest corner of this described tract; thence S. 89 degrees 57' E. a distance of 611.2 feet to an iron pin in the west right of way line of the C. & O. R. R. at the southeast corner of H. B. Sells Subdivision as recorded in Plat Book 21, Page 8, Recorder's Office, Franklin County, Ohio, (passing an iron pin in the east line of Kenny Road at 31.12 feet); thence S. 14 degrees 32' E. along the west right of way line of the C. & O. R.R. a distance of 188.42 feet to an iron pin; thence S. 88 degrees 11' W. a distance of 715.85 feet to a point in the centerline of Kenny Road (passing an iron pin in the east line of Kenny Road at 684.43 feet); thence N. 15 degrees 30' E. along the centerline of Kenny Road a distance of 213.33 feet to the place of beginning. Containing 2.953 acres of land more or less.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as an apartment complex, or those uses in the L-AR-1 Limited Apartment Residential District.

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

**SECTION 4.** ~~That this ordinance 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.**

Drafting Date: 9/29/2014

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 Resurfacing - 2014 Brick Rehabilitation project and to provide payment for construction administration and inspection services.

The Resurfacing - 2014 Brick Rehabilitation project consists of repairing 27 city streets. Those improvements include repairing and replacing brick bases and surface courses, 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. Additional streets may be repaired on an on-call basis if funds remain.

The estimated Notice to Proceed date is November 12, 2014. The project was let by the Office of Support Services through Vendor Services and Bid Express. Three bids were received on September 16, 2014, (three majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
G&G Cement Contractors, LLC	\$1,146,600.00	Columbus, OH	Majority
Shelly & Sands, Inc.	\$1,595,094.90	Columbus, OH	Majority
Columbus Asphalt Paving, Inc.	\$1,851,897.50	Columbus, OH	Majority

Award is to be made to G&G Cement Contractors, LLC as the lowest, responsive, responsible and best bidder. The contract amount will be \$1,438,843.37 in accordance with Special Provision 146 of the bid documents, which states, "The City reserves the right to increase or set the base contract amount, regardless of the proposal quantities and accepted bid, to meet the total amount of the program budget. In the event that the City does add or remove work to/from the original street list in order to use available budgeted funds, the contractor shall be bound by unit bid prices on all pay items bid and the Contract specifications and all other terms and conditions contained in the Contract documents. The Contract will be awarded to the lowest, best, responsive, responsible bidder for the pay items and quantities listed in the proposal document per Columbus City Code Section 329." The amount for construction administration and inspection services will be \$172,661.20. The legislated amount shall be \$1,611,504.57.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against G&G Cement Contractors, LLC.

**2. CONTRACT COMPLIANCE**

The contract compliance number for G&G Cement Contractors is 26-2560462 and expires 5/8/16.

**3. FISCAL IMPACT**

Funding for this project is available within the Streets and Highways Bonds Fund. An 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 prevent unnecessary delays in the Department of Public Service's Capital Improvement Program and perform necessary repairs to city streets in need of rehabilitation.

To amend the 2014 Capital Improvements Budget; to authorize the City Auditor to appropriate \$310,724.13 from the unappropriated balance of the Street and Highway Bonds Fund; 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 G&G Cement Contractors, LLC; to provide for the payment of construction administration and inspection services in connection with the Resurfacing - 2014 Brick

Rehabilitation project; to authorize the expenditure of up to \$1,611,504.57 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$1,611,504.57)

**WHEREAS**, the City of Columbus, Department of Public Service is engaged in the Resurfacing - 2014 Brick Rehabilitation project; and

**WHEREAS**, this project consists of repairing no less than 27 city streets, specifically repairing and replacing brick bases and surface courses; and

**WHEREAS**, G&G Cement Contractors, LLC will be awarded the contract for the Resurfacing - 2014 Brick Rehabilitation project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; 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 immediately necessary for this project to proceed immediately so as 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 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 / 530282-100000 / Resurfacing (Voted Carryover) / \$0.00 / \$310,725.00 / \$310,725.00 (to match cash)

704 / 530210-100015 / Curb Reconstruction - Citywide Curb Rehabilitation Program (Voted 2013) / \$1,000,000.00 / (\$1,000,000.00) / \$0.00

704 / 530282-100071 / Resurfacing - Urban Paving - SR317 - Hamilton Road (PID 92345) (Voted Carryover) / \$799,257.00 / (\$350,872.00) / \$448,385.00

704 / 530282-100000 / Resurfacing (Voted Carryover) / \$310,725.00 / (\$260,633.00) / \$50,092.00

704 / 530282-100083 / Resurfacing - Clintonville (Voted Carryover) / \$0.00 / \$55,345.00 / \$55,345.00

704 / 530282-100092 / Resurfacing - Near East (Voted Carryover) / \$289.00 / \$128,158.00 / \$128,447.00

704 / 530282 100086 / Resurfacing - Near North/University (Voted 2013) / \$0.00 / \$624,229.00 / \$624,229.00

704 / 530282-100095 / Resurfacing - Near South (Voted 2013) / \$0.00 / \$370,625.00 / \$370,625.00

704 / 530282-100087 / Resurfacing - South Linden (Voted Carryover) / \$0.00 / \$100,694.00 / \$100,694.00

704 / 530282-100087 / Resurfacing - South Linden (Voted 2013) / \$0.00 / \$5,147.00 / \$5,147.00

704 / 530282-100101 / Resurfacing - Citywide (Voted Carryover) / \$248,072.00 / \$327,311.00 / \$575,383.00

**SECTION 2.** That the City Auditor be and is hereby authorized to appropriate the sum of \$310,724.13 within the Streets and Highways G.O. Bonds Fund, Fund 704, as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100000 / Resurfacing / 06-6600 / 590048 / \$310,724.13

**SECTION 3.** That the City Auditor is hereby authorized to transfer and appropriate said funds in the Streets and Highways G.O. Bonds Fund, Fund 704 as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530210-100015 / Curb Reconstruction - Citywide Curb Rehabilitation Program / 06-6600 / 742103 / \$1,000,000.00

704 / 530282-100071 / Resurfacing - Urban Paving - SR317 - Hamilton Road (PID 92345) / 06-6600 / 748271 / \$350,871.69

704 / 530282-100000 / Resurfacing / 06-6600 / 590048 / \$260,632.88

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100083 / Resurfacing - Clintonville / 06-6600 / 748283 / \$55,344.03

704 / 530282-100092 / Resurfacing - Near East / 06-6600 / 748292 / \$128,157.07

704 / 530282 100086 / Resurfacing - Near North/University / 06-6600 / 748286 / \$624,228.45

704 / 530282-100095 / Resurfacing - Near South / 06-6600 / 748295 / \$370,624.60

704 / 530282-100087 / Resurfacing - South Linden / 06-6600 / 748287 / \$105,840.09

704 / 530282-100101 / Resurfacing - Citywide / 06-6600 / 704101 / \$327,310.33

**SECTION 4.** That the Director of Public Service be and is hereby authorized to enter into contract with G&G Cement Contractors, LLC, 2849 Switzer Avenue, Columbus, Ohio 43219 for the construction of the Resurfacing - 2014 Brick Rehabilitation project in the amount of \$1,438,843.37, or so much thereof as may be needed, and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$172,661.20.

**SECTION 5.** That for the purpose of paying the cost of the contract and inspection, the sum of \$1,611,504.57 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704, for the Division of Design and Construction, Dept.-Div. 59-12, as follows:

**Contract (\$1,438,843.37)**

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100083 / Resurfacing - Clintonville / 06-6631 / 748283 / \$49,421.75

704 / 530282-100092 / Resurfacing - Near East / 06-6631 / 748292 / \$114,430.50

704 / 530282 100086 / Resurfacing - Near North/University / 06-6631 / 748286 / \$557,339.50

704 / 530282-100095 / Resurfacing - Near South / 06-6631 / 748295 / \$330,912.00

704 / 530282-100087 / Resurfacing - South Linden / 06-6631 / 748287 / \$94,496.25

704 / 530282-100101 / Resurfacing - Citywide / 06-6631 / 704101 / \$292,243.37

**Inspection (\$172,661.20)**

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530282-100083 / Resurfacing - Clintonville / 06-6687 / 748283 / \$5,922.28

704 / 530282-100092 / Resurfacing - Near East / 06-6687 / 748292 / \$13,726.57

704 / 530282 100086 / Resurfacing - Near North/University / 06-6687 / 748286 / \$66,888.95

704 / 530282-100095 / Resurfacing - Near South / 06-6687 / 748295 / \$39,712.60

704 / 530282-100087 / Resurfacing - South Linden / 06-6687 / 748287 / \$11,343.84

704 / 530282-100101 / Resurfacing - Citywide / 06-6687 / 704101 / \$35,066.96

**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:** 2291-2014

**Drafting Date:** 10/1/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the City attorney to modify and extend a contract with Computer Aid, Inc. for the provision of staff augmentation services for analysis, scoping and configuring of a criminal prosecution software system.

**FISCAL IMPACT:**

The original contract established by ED051216, for the maximum amount of \$20,000.00, was funded from the City Attorney's 2014 general fund budget.

The Department of Technology has \$10,000.00 available within the 2014 Information Services budget to fund the modification.

**EMERGENCY:** Emergency legislation is requested to expedite the modification of this contract in order to allow continuation of the services needed in a timely manner.

**CONTRACT COMPLIANCE NUMBER:**

Computer Aid, Inc. CC#: 232180878 Expires: 10/26/14

To authorize the City Attorney to modify and extend a contract with Computer Aid, Inc. for staff augmentation services; to authorize the expenditure of Ten Thousand Dollars from the Department of Technology, Information Services Division, Information Services Fund; and, to declare an emergency. (\$10,000.00)

**WHEREAS,** the City Attorney's Office is in the first stages of identifying and implementing a criminal prosecution software system to increase the efficiency and work flows of the office; and

**WHEREAS,** a contract was established with Computer Aid, Inc. in accordance with State Term Contract 0A1097 for staff augmentation services to identify work processes/flows and to aid in the development of a requirements document to be used in the scoping and configuring of said system; and,

**WHEREAS,** during the initial analysis additional work processes and work flows were identified; and,

**WHEREAS,** the City Attorney has the need to modify and extend said contract with Computer Aid, Inc. to complete the analysis and the requirements document; and,



**WHEREAS**, the expenditure of Ten Thousand Dollars (\$10,000.00) from the Department of Technology's, Information Services Division, 2014 Information Services Fund is available to fund said contract modification, and

**WHEREAS**, an emergency exists in the usual daily operation of the City Attorney's Office in that it is immediately necessary to authorize this contract modification in order to allow continuation of services, thereby preserving the public health, peace, property, safety, and welfare; 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 modify and extend a contract with Computer Aid, Inc. for staff augmentation services for an additional Ten Thousand Dollars (\$10,000.00).

**SECTION 2:** That the expenditure of Ten Thousand Dollars (\$10,000.00), or so much thereof as may be necessary, is hereby authorized to be expended from Department 47, Division 47-02, Information Services Fund 514, Sub Fund 01, Organizational Cost Accounting Code 280735, Object Level Three 3336.

**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:** 2296-2014

**Drafting Date:** 10/2/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the return of \$77,307.40 to the U.S. Department of Housing and Urban Development (HUD) from which the original HOME dollars were drawn. The return represents funds previously drawn for a Homeownership Development Project that did not proceed and complies with the terms of their agreement by repaying the funds. Upon return, the funds will be made available to the City of Columbus for use for another project eligible under the HOME set aside for Community Housing Development Organizations.

Emergency action is requested in order to return the funds immediately pursuant to HUD procedure.

**FISCAL IMPACT:** Funds are from the HOME Investment Partnerships Program. Repaid funds currently on hand will be returned to HUD and will be added to the funds available to the City for future use.

To authorize an appropriation of \$77,307.40 within the HOME Fund to the Department of Development; to authorize the Director of the Department of Development to return funds to the U.S. Department of Housing and Urban Development from which the original HOME dollars were drawn; to authorize the expenditure of \$77,307.40 in HOME Funds; and to declare an emergency. (\$77,307.40)

**WHEREAS**, the Department of Development desires to return funds to the U. S. Department of Housing and Urban Development (HUD), pursuant to HUD procedure, which were originally drawn from the City's HOME

account with HUD and from which the original HOME dollars were drawn; and

**WHEREAS**, upon return of the funds to HUD, the funds will be made available to the City of Columbus in its HOME account for use in future projects eligible for the Community Housing Development Organization set aside; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to appropriate and expend said funds in order to return the funds immediately pursuant to HUD procedure, 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 from the unappropriated monies in the fund known as the HOME Fund, Fund 201, Grant 458001 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 \$77,307.40 is hereby appropriated to the Department of Development, Division 44-10, Object Level One 05, Object Level Three 5515, OCA 044030.

**SECTION 2.** That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Director of the Department of Development and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 3.** That the Director of the Department of Development is hereby authorized and directed to return funds to the U.S. Department of Housing and Urban Development from which the original HOME dollars were drawn in the amount of \$77,307.40.

**SECTION 4.** That for the purpose as stated in Section 3, the expenditure of \$77,307.40 or so much thereof as necessary, be and is hereby authorized to be expended from the Department of Development, Department 44 -10, Fund 201, Grant 458001, Object Level One 05, Object Level Three 5515, OCA 044030.

**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:** 2310-2014

**Drafting Date:** 10/2/2014

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** In 1993 the State of Ohio passed House Bill 152, which requires the Division of Water to pay operating license fees for the three water treatment plants (Hap Cremean, Parsons Avenue and Dublin Road). This fee is based upon the number of service connections. This is the 22nd year for this payment. The fee is payable to the Treasurer, State of Ohio, Ohio Environmental Protection Agency by December 31, 2014.

There is a total of 279,644 connections multiplied by 0.76 per connection.

The Ohio EPA's Federal Identification Number is 31-6402047 (082). Governmental Agency

**FISCAL IMPACT:** The Division of Water has allocated \$212,681.44 for this payment in the 2014 Budget.  
\$212,899.56 was expended for this purpose in 2013  
\$211,546.00 was expended for this purpose in 2012.

Emergency legislation is being requested so that payment to the State of Ohio, Ohio Environmental Protection Agency deadline of December 31, 2014 is met.

To authorize the Director of Public Utilities to pay operating license fees for the City's three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency for the Division of Water; to authorize the expenditure of \$212,681.44 from the Water Operating Fund; and to declare an emergency. (\$212,681.44)

**WHEREAS**, the State of Ohio passed House Bill 152 in 1993 requiring the Division of Water to pay operating license fees for three water treatment plants; and

**WHEREAS**, this fee is based upon the number of service connections. This is the 22nd year for this payment. This fee is payable to the Treasurer, State of Ohio, Ohio Environmental Protection Agency by December 31, 2014; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to pay State of Ohio operating fees to the State of Ohio EPA on or before December 31, 2014 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 pay operating license fees, to the Treasurer, State of Ohio, Ohio Environmental Protection Agency on or before December 31, 2014 for the Division of Water, 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 \$212,681.44 much thereof as may be needed is hereby authorized from Water Operating Fund 600, Department 60-09, OCA Code 601989, Object Level One 03, Object Level Three 3401, to pay the cost thereof.

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

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**Legislation Number:** 2329-2014

**Drafting Date:** 10/6/2014

**Current Status:** Passed

**BACKGROUND:** This legislation authorizes the appropriation of \$120,000 from the unappropriated balance of the Land Management Fund to provide funds for various expenses associated with the management and maintenance of properties held in the Columbus Land Bank. The Land Management Fund was created in September, 1998 for the administration of the Land Reutilization Program (Land Bank).

Emergency action is requested so that the management and maintenance of City owned Land Bank properties can continue without interruption.

**FISCAL IMPACT:** This legislation appropriates \$120,000 from the unappropriated balance of the Land Management Fund.

To authorize the appropriation of \$120,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for various expenses associated with the management and maintenance of properties held in the Columbus Land Bank; and to declare an emergency. (\$120,000.00)

**WHEREAS,** the Land Management Fund was created in September 1998 to provide funds for various expenses associated with the management and maintenance of properties held in the Land Bank; and

**WHEREAS,** this legislation appropriates \$120,000 from the unappropriated balance of the Land Management Fund to the Department of Development for the management and maintenance of properties held in the Columbus Land Bank Program; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, that it is immediately necessary to provide an appropriation so that expenditures related to the management and maintenance of Land Bank properties can be charged accordingly, thus avoiding an interruption in the delivery of vital program services, 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 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 \$120,000 is hereby appropriated to the Department of Development, Division 44-01, Object Level One 03, OCA Code 441206 for the purpose of the management and maintenance of properties held in the Columbus Land Bank.

**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 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:** 2343-2014

**Drafting Date:** 10/7/2014

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the Director of the Recreation and Parks Department to modify the contract with Burgess & Niple, Inc. for additional services to prepare plans, specifications, bidding documents and Voluntary Action Plan (VAP) documentation for the remediation of the contaminated soil at Saunders Park. It will be more time-efficient and cost-effective to keep the current engineering team in place so that the department can move forward as quickly as possible. The modification will increase the original cost of the project of \$142,000.00 by adding \$289,000.00 and a contingency of \$20,000.00 for a new project total of \$451,000.00.

Original Ordinance: 2128-2013

Planning Area: 19

**Emergency Justification:**

An emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to modify said contract so that the project can stay on schedule and the contaminated area remediated as soon as possible.

**Fiscal Impact:**

In 2013, \$142,000.00 was legislated for the Saunders Park Phase II Property Assessment and Human Health-Based Risk Assessment Project by Ordinance 2128-2013. This ordinance will provide funding that will modify the previously authorized amount by \$309,000.00. Project funding is budgeted and available in the Recreation and Parks Voted Bond Fund 702 to meet the financial obligations of this contract modification. The aggregate total contract amount, including this modification, is \$451,000.00.

**Principal Parties:**

Burgess & Niple, Inc.

Karen Anderson (contact)

5085 Reed Road

Columbus, OH 43220

Phone: 614-461-0243

Contract Compliance #310885550

Contract Compliant through 9/12/16

30+ Columbus Employees

To authorize and direct the Director of Recreation and Parks to modify the existing contract with Burgess & Niple, Inc. for the Saunders Park Phase II Property Assessment and Human Health-Based Risk Assessment Project; to authorize the City Auditor to transfer \$309,000.00 within the Recreation and Parks Bond Fund; to amend the 2014 Capital Improvement Budget; to authorize the expenditure of \$289,000.00 with a contingency of \$20,000.00 for a total of \$309,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$309,000.00)

**WHEREAS**, it is necessary to modify a contract with Burgess and Niple, Inc. for the Saunders Park Phase II Property Assessment and Human Health-Based Risk Assessment Project; and

**WHEREAS**, funds are being moved to alternate projects within Fund 702 to establish correct funding locations for this project; and

**WHEREAS**, the 2014 Capital Improvement Budget will be amended to reflect the fund transfer from projects within Fund 702; 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 so that remediation of contaminated soil can be completed 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 City Auditor is hereby authorized to transfer \$309,000.00 within the Recreation and Parks Voted Bond Fund 702 for the projects listed below:

**FROM:**

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510017-100060 (Battelle Riverfront Park)	721760	6621	\$309,000.00

**TO:**

<b>Project</b>	<b>OCA Code</b>	<b>Object Level 3</b>	<b>Amount</b>
510017-100339 (Saunders Park)	721739	6621	\$309,000.00

**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; 510017-100060; Battelle Riverfront Park; \$500,000 (SIT Supported)  
Fund 702; 510017-100339; Saunders Park; \$0 (SIT Supported)

**AMENDED TO:**

Fund 702; 510017-100060; Battelle Riverfront Park; \$191,000 (SIT Supported)  
Fund 702; 510017-100339; Saunders Park; \$309,000 (SIT Supported)

**SECTION 3.** That the Director of Recreation and Parks is hereby authorized to modify the existing contract with Burgess & Niple, Inc. for the Saunders Park Phase II Property Assessment and Human Health-Based Risk Assessment Project.

**SECTION 4.** That the expenditure of \$309,000.00 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>
510017-100339 (Saunders Park)	721739	6621	\$309,000.00

**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; except that no transfer shall be so made from a project account funded by monies from more than one source.

**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 legislation.

**SECTION 7.** 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 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.

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**Legislation Number:** 2937-2013

**Drafting Date:** 12/2/2013

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

In 2003, the 125th General Assembly passed Amended Substitute House Bill 95, amending various sections of the Ohio Revised Code Chapter 718, Municipal Income Taxes. The Division of Income Tax adjusted its treatment of tax issues based upon the Ohio Revised Code changes, notifying impacted taxpayers. At that time, the City Code was not amended as applicable case law allowed more recently passed State statutes to supersede local ordinances in instances of conflict. On November 19, 2013, the Supreme Court of Ohio released a carefully worded decision in *Gesler et al. v. City of Worthington Income Tax Board of Appeals* which addressed the General Assembly's powers to limit the home rule exercised by municipalities by stating that when a home rule municipality exercises its taxing power under its constitutionally granted powers of local self-government, the municipality's powers are broader than that of the General Assembly. Due to this decision, the Columbus Income Tax Code must be amended to incorporate the treatment which has been afforded taxpayers since 2004 under State law.

To amend Chapter 361 *Income Tax* of the Columbus City Codes, 1959 Sections 361.06, 361.07, 361.11, 361.12, 361.16, 361.19, 361.20, 361.21, 361.22, 361.24, 361.25, 361.33, 361.35, in order to ensure that the treatment previously afforded Columbus taxpayers pursuant to Ohio Revised Code 718, *Municipal Income Taxes* is reflected in the City Code sections being amended.

For Body, see attachment.

**WHEREAS**, a recent decision by the Supreme Court of Ohio with regard to the constitutionally granted powers of local self-government, as exercised by a home rule municipality in its powers of taxation, has limited the powers of the State General Assembly to supersede local tax ordinances requiring the amendment of Chapter 361, Columbus City Codes 1959 to provide language which defines and proscribes treatment heretofore afforded to those subject to the Columbus municipal income tax, and,

**WHEREAS**, the enactment of these amendments shall promote the interests of the consistent and effective enforcement of Chapter 361 as well as enhance administrative efficiency, and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for the amendment and enactment of said specific provisions in order to conform with the recent decision of the Ohio Supreme Court 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 Sections 361.06, 361.07, 361.11, 361.12, 361.16, 361.19, 361.20, 361.21, 361.22, 361.24, 361.25, 361.33, 361.35 are hereby amended to read as follows:

**361.06 Employer.**

"Employer" means an individual, partnership, association, corporation, governmental body, unit or agency or any other entity whether or not organized for profit, that employs one (1) or more persons on a ~~salary,~~ qualifying wage, commission, or other compensation basis.

*(Ord. 1516-61.)*

**361.07 Employee.**

"Employee" means one who ~~works for~~ earns qualifying wages, ~~salary,~~ commissions or other type of compensation ~~in the service and under the control of an employer~~ from an employer.

*(Ord. 2890-90.)*

*(Ord. 1790-01 § 1 (part).)*

*(Ord. 1516-61.)*

**361.11 Qualifying Wages.**

"Qualifying wages" means wages, as defined in section 3121(a) of the Internal Revenue Code, without regard to any wage limitations, adjusted as provided in Section 718.03 of the Ohio Revised Code. "Qualifying wages" includes compensation attributable to a nonqualified deferred compensation plan or program as defined in section 3121(v)(2)(C) of the Internal Revenue Code and compensation arising from the sale, exchange or other disposition of a stock option, the exercise of a stock option, or the sale, exchange or other disposition of stock purchased by the stock option.



**~~361.11~~ 361.12 Resident individual. Residency.**

**(a)**

"Resident individual" means any individual who is domiciled in the city of Columbus or whose usual place of abode is in the city.

*(Ord. 1516-61.)*

**~~361.12~~ Nonresident individual.**

**(b)**

"Nonresident individual" means an individual who is not domiciled in the city and whose usual place of abode is outside the city.

*(Ord. 1516-61.)*

**361.16 Taxable income.**

"Taxable income" means:

**(a)**

~~Wages, salaries, Qualifying wages, commissions, and other compensation paid by earned or deemed to be received from an employer or employers before any deductions.~~

**(b)**

The net profits from the operation of a business, profession or other enterprise or activity adjusted in accordance with the provisions of this chapter.

**(c)**

Prizes, awards and winnings derived from gaming, wagering, sweepstakes and games of chance resulting from play, wagering or activities related to the winning of such income by residents of the city.

**(d)**

Prizes, awards and winnings derived from gaming, wagering, sweepstakes and games of chance resulting from play, wagering, or activities related to the winning of such income within the city by non-residents.

**(e)**

Prizes, awards and winnings from a casino facility or casino operator as defined in Ohio Constitution Section 6(c)(9) of Article XV and Ohio Revised Code

Section 3772.01 located within the city resulting from play, wagering or activities related to the winning of such income by residents or non-residents.

(f)

Prizes, awards and winnings of residents or non-residents derived from a video lottery terminal facility or licensed video lottery sales agent as authorized in Ohio Revised Code Section 3770.21, where the building and grounds at the facility occupied by the video lottery sales agent, including temporary facilities, in which the terminals are located are within the city.

(g)

Prizes, awards and winnings paid to residents of the city derived from the State lottery and paid by the State Lottery Commission.

*(Ord. 1790-01 § 1 (part).)*

*(Ord. No. 1769-2012, § 1, 7-30-2012)*

### **361.19 Imposition of tax.**

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

(a)

All ~~salaries~~, qualifying wages, commissions and other compensation earned or deemed to be received by residents of the city.

(b)

All ~~salaries~~, qualifying wages, commissions and other compensation earned or deemed to be received by nonresidents of the city for work done or services performed or rendered in the city.

(c)

Net profits:

(1)

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

(2)

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

(3)

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

(4)

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

(d)

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

(e)

On a resident's entire share, whether distributed or not, of the net profits of a Subchapter S corporation as defined in Section 1361 of the Internal Revenue Code. If a resident is a shareholder in two (2) or more Subchapter S corporations to be included in the same return, the resident's share of the net loss of one (1) Subchapter S corporation (except any portion of a loss separately reportable for municipal tax purposes to another taxing entity) may be used to offset the resident's share of the profits of another Subchapter S corporation for purposes of arriving at overall net profits derived from Subchapter S corporations. Credit on the tax imposed by this paragraph shall be given for tax paid on the resident's share of the net profits of a Subchapter S corporation under Sections 361.19(d) and 361.33 of this chapter. The tax imposed under this paragraph is effective for all accounting periods commencing on or after January 1, 2001.

(f)

On or after June 1, 2012, all prizes, awards and winnings derived from gaming, wagering, sweepstakes and games of chance resulting from play, wagering or activities related to the winning of such income by residents of the city.

(g)

On or after June 1, 2012, all prizes, awards and winnings derived from gaming, wagering, sweepstakes and games of chance resulting from play, wagering or activities related to the winning of such income within the city by non-residents.

(h)

On or after June 1, 2012, all prizes, awards and winnings from a casino facility or casino operator as defined in Ohio Constitution Section 6(c)(9) of Article XV and Ohio Revised Code Section 3772.01, Ohio Revised Code located within the city resulting from play, wagering or activities related to the winning of such income by residents or non-residents.

(i)

On or after June 1, 2012, all prizes, awards and winnings of residents or nonresidents derived from a video lottery terminal facility or video lottery terminal licensee as defined in Section 3770.21 Ohio Revised Code, where the building and grounds at the facility occupied by the licensee, including temporary facilities, in which the terminals are located are within the city.

(j)

On or after June 1, 2012, all prizes, awards and winnings paid to residents of the city derived from the State lottery and paid by the State Lottery Commission.

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

*(Ord. 2890-90; Ord. 2624-00 § 1 (part).)*

*(Ord. No. 0674-2009, §§ 2, 3, 9-14-2009; eff. 10-1-2009; Ord. No. 1769-2012, § 2, 7-30-2012)*

### **361.20 Allocation of net profits.**

(a)

In the taxation of income which is subject to the tax, if the books and records of a taxpayer conducting a business or profession both within and without the boundaries of the city shall disclose with reasonable accuracy what portion of its net profit is attributable to that part of the business or profession conducted within the boundaries of the city, then only such portion shall be considered as having taxable situs in the city for purposes of the tax. In the absence of such records, net profit from a business or profession conducted both within and without the boundaries of the city shall be considered as having a taxable situs in the city for purposes of the tax in the same proportion as the average ratio of:

(1)

The average net book value of the real and tangible personal property owned by the taxpayer in the business or profession in the city during the taxable period to the average net book value of all of the real and tangible personal property owned by the taxpayer in the business or profession during the same period, wherever situated.

As used in the preceding paragraph, real property shall include property rented or leased by the taxpayer and the value of such property shall be determined by multiplying the annual rental thereon by eight (8);

(2)

~~Wages, salaries, and other compensation~~ Qualifying wages paid earned or deemed received during the taxable period ~~to~~ by persons employed in the business or professions for services performed in the city to ~~wages, salaries, and other compensation~~ qualifying wages paid earned or deemed received during the same period ~~to~~ by persons employed in the business or profession, wherever their services are performed;

(3)

Gross receipts of the business or profession from sales made and service performed during the taxable period in the city to gross receipts of the business or profession during the same period from sales and services, wherever made or performed.

(b)

In the event that the foregoing allocation formula does not produce an equitable result, another basis may, under uniform regulations be substituted by the city auditor so as to produce such result.

(c)

As used in this chapter, "sales made in the city" means:

(1)

All sales of tangible personal property which is delivered within the city regardless of where title passes if shipped or delivered from a stock of goods within the city;

(2)

All sales of tangible personal property which is delivered within the city regardless of where title passes even though transported from a point outside the city if the taxpayer is regularly engaged through his own employees in the solicitation or promotion of sales within the city and the sales result from such solicitations or promotion;

(3)

All sales of tangible personal property which is shipped from a place within the city to purchasers outside the city regardless of where title passes if the sale is not generated through solicitation or promotion by an employee of the taxpayer at the place where delivery is made.

*(Ord. 2890-90.)*

### **361.21 Levy of tax.**

The income tax at the rate of one and one-half (1.5) percent shall be levied, collected and paid with respect to the salaries, wages, commissions and other compensation earned on or before December 31, 1982 and with respect to the net profits of the businesses, professions or other activities earned on or before December 31, 1982. The income tax at the rate of two (2.0) percent shall be levied, collected and paid with respect to the salaries, wages, commissions and other compensation earned on and after January 1, 1983, and with respect to the net profits of businesses, professions or other activities earned on and after January 1, 1983. The income tax at the rate of two and one-half (2.5) percent shall be levied, collected and paid with respect to the salaries, qualifying wages, and commissions, and other compensation earned or deemed to be received on or after October 1, 2009 and with respect to the net profits of business, professions or other activities earned on or after October 1, 2009. Where the fiscal year of the business, profession or other activity differs from the calendar year, the tax at the rate of two (2.0) percent shall be applied to that portion of the fiscal year occurring on or before September 30, 2009 and

the tax at the rate of two and one-half (2.5) percent shall be applied to that portion of the fiscal year occurring on and after October 1, 2009. On or after June 1, 2012, the income tax rate of two and one-half (2.5) percent shall be levied, collected and paid with respect to: all prizes, awards and winnings of residents of the city derived from gaming, wagering, sweepstakes and games of chance; all prizes, awards and winnings of non-residents derived from gaming, wagering, sweepstakes and game of chance related to the winning of such income within the city; all prizes, awards and winnings of residents and nonresidents from a casino facility or casino operator located within the city; all prizes, awards and winnings of residents and nonresidents derived from video lottery terminal facilities or video lottery terminal sales agents; and all prizes, awards and winnings paid to residents of the city by the State Lottery Commission.

*(Ord. 2246-82.)*

*(Ord. No. 0674-2009, §§ 4, 5, 9-14-2009; eff. 10-1-2009; Ord. No. 1769-2012, § 3, 7-30-2012)*

### **361.22 Return and payment of tax.**

(a)

Each taxpayer who engages in business, or whose ~~salaries,~~ qualifying wages, commissions and other compensation are subject to the tax imposed by this chapter shall, whether or not a tax be due thereon, make and file a return on or before April 15 of each year with the city auditor on a form furnished by or obtainable from the city auditor, setting forth the aggregate amount of ~~salaries,~~ qualifying wages, commissions and other compensation earned or deemed to be received and/or net profits earned and/or gross income from such business less allowable expenses in the acquisition of such gross income earned during the preceding year and subject to the tax, together with such other pertinent information as the city auditor may require. Provided, however, that when the return is made for a fiscal year or other period different from the calendar year, the return shall be made on or before the 15th day of the fourth month after the close of said fiscal year or other period.

(b)

Commencing with taxable years beginning subsequent to December 31, 1981, the net loss from an unincorporated business activity may not be used to offset ~~salaries, qualifying wages, commissions or other compensation~~ or the net profits from a resident's share in a Subchapter S corporation. However, if a taxpayer is engaged in two (2) or more taxable unincorporated business activities to be included in the same return, the net loss of one (1) unincorporated business activity (except any portion of a loss separately reportable for municipal tax purposes to another taxing entity) may be used to offset the profits of another for purposes of arriving at overall net profits from unincorporated business activities. Commencing with taxable years beginning subsequent to December 31, 2000, the net loss from a resident's share of a Subchapter S corporation may not be used to

offset ~~salaries, qualifying wages, commissions or other compensation~~ or the net profits from an unincorporated business activity. However if a resident taxpayer is a shareholder in two (2) or more Subchapter S corporations to be included in the same return, the net loss of one (1) Subchapter S corporation (except any portion of a loss separately reportable for municipal tax purposes to another taxing entity) may be used to offset the profits of another for purposes of arriving at overall net profits from a resident's share in Subchapter S corporations. A husband and wife, in any taxable year, may elect to file separate or joint returns. Losses from gaming, wagering, sweepstakes, and games of chance shall not be used to offset any sources of taxable income except those losses allowed for federal income tax purposes from the operation of a trade or business.

(c)

If a net operating loss has been sustained in any taxable year such losses may not be carried forward or backward to any other taxable year.

(d)

Affiliated corporations may not deduct a loss from any other corporation having a taxable profit. Operations of any affiliated corporation may not be taken into consideration in computing net profits or the business allocation percentage formula of another.

(e)

The taxpayer making a return shall, at the time of the filing thereof, pay to the city auditor the amount of taxes shown as due thereon; provided, however, that where any portion of the tax so due shall have been deducted at the source pursuant to the provisions of city codes 361.24, or where any portion of said tax has been paid by the taxpayer pursuant to the provisions of city codes 361.25 or where an income tax has been paid to another municipality, credit for the amount so paid in accordance with city codes 361.33 shall be deducted from the amount shown to be due and only the balance, if any, shall be due and payable at the time of filing said return.

(f)

A taxpayer who has overpaid his income tax in any taxable year may request a refund provided, however, there is no other tax liability and provided, further, that no amount of less than one dollar (\$1.00) will be refunded or collected.

(g)

The city auditor shall have the authority to extend the time for filing of the annual return provided, the request of the taxpayer for extension is made in writing and received on or before the original due date of the return. The extension period requested may not exceed six (6) months. The city auditor may require a tentative return, accompanied by payment



of the amount of tax shown to be due thereon on or before the original due date. No penalty shall be assessed, in those cases in which the return is filed and the final tax paid within the period as extended.

(h)

When the last day for filing a return falls upon a Saturday, Sunday or federal holiday, the taxpayer shall be permitted to file on or before the first business day following said Saturday, Sunday or federal holiday without penalty.

*(Ord. 1983-96; Ord. 2624-00 § 1 (part).)*

*(Ord. No. 1769-2012, § 4, 7-30-2012)*

### **361.24 Collection at source.**

(a)

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

(b)

In the case of employees who are non-resident professional athletes, the deduction and withholding of personal service compensation shall attach to the entire amount of qualifying wages, salaries, commissions, and other compensation earned or deemed to be received for games that occur in the taxing community. In the case of a non-resident athlete not paid specifically for the game played in a taxing community, the following apportionment formula must be used: The qualifying wages, salaries, commissions, and other compensation earned or deemed to be received and subject to tax is the total income earned or deemed to be received during the taxable year, including incentive payments, signing bonuses, reporting bonuses, incentive bonuses, roster bonuses and other extras, multiplied by a fraction, the numerator of which is the number of exhibition, regular

season, and post-season games the athlete played (or was available to play for his team, as for example, with substitutes), or was excused from playing because of injury or illness, in the taxing community during the taxable year, and the denominator of which is the total number of exhibition, regular season, and post season games which the athlete was obligated to play under contract or otherwise during the taxable year, including games in which the athlete was excused from playing because of injury or illness. Exhibition games are only those games played before a paying audience, and played against another professional team from the same professional league. In the case of non-resident salaried athletic team employees who are not professional athletes, deduction and withholding shall attach to qualifying wages, salaries, commissions, and other compensation earned or deemed to be received for personal services performed in the city.

(c)

Employers shall pay to the city all income taxes withheld or required to be deducted and withheld on either a semimonthly, monthly or quarterly basis depending on the amount of taxes involved according to the following payment schedule:

(1)

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

(2)

Monthly payments of taxes withheld shall be made by an employer if the taxes withheld in the prior calendar year were less than twelve thousand (\$12,000.00) dollars but more than two thousand three hundred ninety-nine (\$2,399.00) dollars or if taxes withheld during any month for the preceding quarter exceeded two hundred (\$200.00) dollars. Commencing with taxable years subsequent to December 31, 1998 monthly payments of taxes withheld shall be made by an employer if the taxes withheld in the prior calendar year were less than twelve thousand (\$12,000.00) dollars but more than three thousand five hundred ninety-nine (\$3,599.00) dollars or if taxes withheld during any month for the preceding quarter exceeded three hundred (\$300.00) dollars. Such payments shall be paid to the city within fifteen (15) days after the close of each calendar month. However, those taxes accumulated for the third month of a calendar quarter by employers

making monthly payments pursuant to this paragraph need not be paid until the last day of the month following such quarter.

(3)

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

(d)

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

(e)

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

(f)

Each employer, on or before the 31st day of January, unless written request for thirty (30) days extension is made to and granted by the city auditor, following any calendar year in which such deductions have been made, or should have been made by an employer, shall file with the city auditor an information return (~~Columbus Withholding Statement of Wages paid, and Columbus Income Tax Withheld~~), for each employee from whom income tax has been or should have been withheld showing the name and address of the employee, the total amount of ~~salaries, qualifying wages, commissions and other compensation paid~~ earned or deemed to be received by said employee during the year, and the amount of city income tax withheld or that should have been withheld from ~~each employee~~ such qualifying wages.

(g)

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

(h)

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

(i)

Each casino operator shall deduct and withhold the required amount of tax due from a person's winnings and timely remit said taxes in accordance with Ohio Revised Code Section 5747.063.

(j)

Each video lottery terminal sales agent shall deduct and withhold the required amount of tax due from a person's prize award from a video lottery terminal and timely remit said taxes in accordance with Ohio Revised Code Section 5747.064.

(k)

Each casino operator and video lottery terminal sales agent shall make and file a return on a form furnished by the city auditor, showing the amount of tax deducted from a person's winnings and prize award and paid to the city treasurer in accordance with Ohio Revised Code Sections 5747.063 and 5747.064. Such casino operator's return and video lottery terminal sales agent's return shall be accepted as the return required of each person whose winnings are subject to the tax under Chapter 361

*(Ord. 2246-82; Ord. 2658-97; Ord. 2624-00 § 1 (part).)*

*(Ord. No. 0674-2009, §§ 6, 7, 9-14-2009; eff. 10-1-2009; Ord. No. 1769-2012, § 5, 7-30-2012)*

### **361.25 Declarations.**

Every person who anticipates any taxable income which is not subject to city codes 361.24, or who engages in any business, profession, enterprise or activity subject to the tax imposed by city codes 361.19(c) inclusive and 361.19(d) shall file a declaration setting forth such estimated income or the estimated profit or loss from such business activity together with the estimated tax due thereon, if any; provided, however, if a person's income is wholly from qualifying wages, salaries, commissions or other compensation from which the tax will be withheld and remitted to the city in accordance with city codes 361.24, such person need not file a declaration.

Such declarations shall be filed on or before April 15 of each year during the life of this chapter, or on or before the fifteenth day of the fourth month the taxpayer becomes subject to tax for the first time.

Those taxpayers reporting on a fiscal year basis shall file a declaration on or before the fifteenth day of the fourth month after the beginning of each fiscal year or period.

Such declaration shall be filed upon a form furnished by, or obtainable from the city auditor, provided, however, credit shall be taken for the city tax to be withheld from any portion of such income. In accordance with the provisions of city codes 361.24, credit may be taken for tax to be paid to or to be withheld and remitted to another taxing municipality.

The original declaration (or any subsequent amendment thereof) may be increased or decreased on or before any subsequent quarterly payment day as provided for herein.

Such declarations of estimated tax to be paid the city shall be accompanied by a payment of at least one-fourth ( $\frac{1}{4}$ ) of the estimated annual tax, and at least a similar amount shall be paid on or before the fifteenth day of the sixth, ninth and twelfth months after the beginning of the taxable year; provided, however, that in case an amended declaration has been filed, the unpaid balance shown due thereon shall be paid in equal installments on or before the remaining payment dates.

On or before the fifteenth day of the fourth month of the year following that for which such declaration or amended declaration was filed, an annual return shall be filed and any balance which may be due the city shall be paid therewith in accordance with the provisions of city codes 361.22.

A declaration of estimated tax which is less than eighty (80) percent of the tax as shown on the final return shall not be considered filed in good faith. The difference shall be subject to penalties and interest as provided for in Section 361.36.

*(Ord. 2890-90; Ord. 2624-00 § 1 (part).)*

### **361.33 Credit for tax paid to another municipality.**

Every individual taxpayer who resides in the city but who earned or received net profits, ~~salaries, qualifying~~ wages, commissions or other compensation for work done or services performed or rendered outside the city, if it ~~be made to appear~~ is demonstrated that ~~he has paid~~ a municipal income tax or excise tax based on income, on such net profits, ~~salaries, qualifying~~ wages, commissions or other compensation in another municipality has been paid by or on behalf of that individual, shall be allowed a credit for the amount so paid ~~by him or in his behalf in~~ to such other municipality, this credit ~~to shall~~ shall be applied only to the extent of the tax assessed by this chapter, ~~by reason of such net profits, salaries, wages, commissions or compensation earned in such other municipality where such tax is paid.~~

*(Ord. 1516-61; Ord. 2624-00 § 1 (part).)*

**361.35 Contract provisions.**

No contract on behalf of the city for works or improvements of the city shall be binding or valid unless such contract contains the following provisions:

Said...hereby further agrees to withhold all city income taxes due or payable under the provisions of Chapter 361, Columbus City Codes, for qualifying wages, ~~salaries and commissions paid to~~ earned or deemed to be received by its employees and further agrees that any of its subcontractors shall be required to agree to withhold any such city income taxes due under said chapter for services performed under this contract.

*(Ord. 1516-61; Ord. 2624-00 § 1 (part).)*

**Section 2.** That existing Sections 361.06, 361.07, 361.11, 361.12, 361.16, 361.19, 361.20, 361.21, 361.22, 361.24, 361.25, 361.33, 361.35 being amended are hereby repealed.

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

# 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 - October 29, 2014 3:00 pm

SA005626 - Watershed Mgmt Office Roof Replacement

BID NOTICES - PAGE # 1



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Provide and furnish both materials and labor necessary to complete the total asphalt shingle roof removal and replacement with Standing Seam Metal Roof for the Watershed Management Administrative Office Building, 7600 Sunbury Rd. Westerville, OH 43081 as shown and specified. All work shall be in accordance with the best practice of the trade and specified in detail in the Technical Specifications. The scope of work includes:

A. Removal of the existing residential 3 tab asphalt shingles roof down to the existing wood plank decking and installation of a new plywood substrate where needed.

B. The existing decking shall be evaluated for its usefulness prior to replacement. Contractor shall install new ice and water shield membrane and new standing seam metal roof system. Including all panels, clips, flashing, splices, fascia and necessary fasteners.

C. The Contractor shall remove existing gutters and install new aluminum gutters, downspouts, and all necessary fasteners.

D. The Contractor shall be responsible for the removal and disposal of all existing materials associated with the roof removal and replacement materials; including but not limited to all metals, roofing felts, deteriorated wood plank decking, etc.

E. The Contractor is to furnish and install one layer of new polypropylene underlayment over an ice and water shield membrane.

#### 1.02 CONTRACT COMPLETION TIME

The work under this contract shall be completed in a manner acceptable to the City within 45 calendar days after the date of the Notice to Proceed.

#### 1.03 PRE-BID CONFERENCE

A Pre-Bid Conference will be held on October 8, 2014 at 10:00 a.m. The conference will be held at the job site, Watershed Management located at 7600 Sunbury Rd., Westerville, Ohio 43081. Attendance is encouraged, but not mandatory. This will be the only opportunity for prospective bidders to tour the site which is located in a secure facility.

#### 1.04 QUESTIONS AND ANSWERS

Specification Questions: Questions regarding this bid including any exceptions and/or suggested changes to the requirements must be sent by in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on October 15, 2014. Responses and any necessary addenda 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 October 22, 2014. An addendum will only be published if questions are received or changes are made to the specifications. The City strongly encourages bidders to submit exceptions and/or changes during this stage of the process. Bidders submitting exceptions and/or changes before this date will greatly reduce the likelihood of their bid being rejected as non-responsive to the specifications. Bidders who have not registered and received a login and password from the City's [vendorservices.columbus.gov](http://vendorservices.columbus.gov) web site are strongly encouraged to do so. Notice of any pre-bid notes and addenda will only be sent to Bidders whom have registered at the site.

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: October 03, 2014

**SA005629 - 3500/3568 INDIANOLA AVE RESTROOMS REHAB**

The City of Columbus Department of Public Utilities, Division of Power is requesting proposals for the 3500 and 3568 Indianola Avenue Restrooms Rehabilitation project, C.I.P No. 690026-100011. The work for which the proposal is requested consists of professional design services for the rehabilitation of men and women restroom facilities at 3500 and 3568 Indianola Avenue, Columbus, Ohio 43214. Proposals will be received by the City until 4:00 p.m. EST, Wednesday, October 29, 2014. No proposals will be accepted thereafter.

All offerors are required to obtain an information package containing instructions on the expected format for the proposals. These may be obtained beginning Monday, October 6, 2014 at the Department of Public Utilities, 910 Dublin Road, Room 4002, Columbus, OH 43215.

A mandatory site meeting will be held on Thursday, October 16, 2014, at 10:00 A.M. EST at 3500 Indianola Avenue, Columbus, Ohio 43214. A walk-through of the restroom facilities will follow the site meeting.

All questions shall be submitted in writing to Danny Jones, P.E., Division of Power, 3500 Indianola Avenue, Columbus, Ohio 43214, (614) 645-8364, [dljones@columbus.gov](mailto:dljones@columbus.gov), no prior to Wednesday, October 22, 2014. All questions and responses will be shared with all parties that attended the site meeting.

For additional information concerning this request, including procedures for obtaining a copy of the Request for Proposals and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: October 21, 2014

**BID OPENING DATE - October 30, 2014 11:00 am**

**SA005632 - Progressive Cavity Pump**

**BID NOTICES - PAGE # 3**

**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 one (1) Progressive Cavity Pump. The equipment will be used at the Jackson Pike Wastewater Treatment Plant as spares while rebuilding existing equipment.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) Progressive Cavity Pump to replace a Moyno Pump as described herein. All installation requirements will be handled by the City of Columbus. Bidders will be 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, October 20, 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, October 23, 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: October 08, 2014

SA005614 - MILO RANGE PRO TRAINING SIMULATOR

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: The City of Columbus Division of Police is obtaining bids to establish a contract for the purchase of new, unused MILO Range Pro Training Simulator Suite. This unit will be installed at the Columbus Division of Police Training Academy

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase delivery and installation of one MILO Range Pro Training Simulator Suite. This will be a one-time purchase. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder References: The Range Training Simulator equipment and warranty service offeror shall have documented proven successful contracts from at least two customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.2 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 October 20, 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 October 23, 2014. See section 3.3 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: October 09, 2014

SA005637 - golf-Airport Golf Course Food Concession

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

COLUMBUS MUNICIPAL GOLF DIVISION  
COLUMBUS, OHIO

INVITATION TO BID  
AIRPORT GOLF COURSE FOOD CONCESSION

You are invited to bid on a contract to provide food concession services at Airport Golf Course. This Concession is intended to be of service and benefit to the public for a multi year period. The successful bidder will be expected to present an attractive menu suited to the needs and demands of the public golfer and provide various catering services.

The successful bidder will be required to maintain regular hours of operation. The City will further require the product line offered and service rendered to be of the highest quality.

The successful Bidder should be prepared to demonstrate how they will cater to daily public play, golf outings and other miscellaneous events requiring food service. Service to the golfer must be the concessionaire's top priority.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 15, 2014

SA005638 - golf-Raymond GolfCourse Food Concessions

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

COLUMBUS MUNICIPAL GOLF DIVISION  
COLUMBUS, OHIO

INVITATION TO BID  
RAYMOND MEMORIAL GOLF COURSE FOOD CONCESSION

You are invited to bid on a contract to provide concession services at Raymond Memorial Golf Course. This Concession is intended to be of service and benefit to the public for a multi-year period. The successful bidder will be expected to present an attractive menu suited to the needs and demands of the public golfer and provide various catering services.

The successful bidder will be required to maintain regular hours of operation. The City will further require the product line offered and service rendered to be of the highest quality.

The successful Bidder should be prepared to demonstrate how they will cater to daily public play, golf outings and other miscellaneous events requiring food service. Service to the golfer must be the concessionaire's top priority.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 18, 2014

BID OPENING DATE - November 5, 2014 3:00 pm

SA005584 - DOW-PAWP TRTMT UPG LT/ELECTRIC PT 1095A

BID NOTICES - PAGE # 7

**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 October 1, 2014 for Parson Avenue Water Plant Treatment Upgrades, LIGHTING and ELECTRICAL RECEPTACLES INSTALLATION, Contract No. 1095 Part A, Project No. 690488. 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 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 1095.

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.
4. Minority Contractors and Business Assistance Center, 1393 East Broad Street, Columbus, Ohio

Copies of bidding documents may be obtained on September 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 Lower Level Conference Room, Parsons Avenue Water Plant, 5600 Parsons Avenue Lockbourne, Ohio, on September 10, 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 1280 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, September 10, 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 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. 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.



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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: October 23, 2014

SA005583 - DOW-PAWP TRTMT UPGRADES CT 1095

**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 October 1, 2014 for Parsons Avenue Water Plant Treatment Upgrades, Contract No. 1095 Project No. 690488. The work for which proposals are invited consists of: New Primary Softening Basin equipment and associated influent piping and meters; Secondary Softening Basin equipment rehabilitation; construction of Recarbonation Building, including new recarbonation equipment, electrical room and dewatering pumps; construction of Recarbonation Basin; carbon dioxide storage tanks; filter media replacement; construction of 11 MG clearwell; new lime and soda ash chemical transport system; construction of Electrical Building; main substation; MCC replacement; automatic transfers switch at Route 23 replacement; utility pole replacement; underground electrical service; electrical systems as required for the improvements; heating, ventilation, and air conditioning; plumbing; instrumentation and controls; associated site work; 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 , 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.
4. Minority Contractors and Business Assistance Center, 1393 East Broad Street, Columbus, Ohio

Copies of bidding documents may be obtained on September 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 \$650.00 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.

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**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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.

**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 Lower Level Conference Room, Parsons Avenue Water Plant, 5600 Parsons Avenue, Lockbourne, Ohio, on September 10, 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 1280 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, September 10, 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 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

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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. 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>

++ END OF SECTION ++

ORIGINAL PUBLISHING DATE: October 23, 2014

BID OPENING DATE - November 6, 2014 11:00 am

SA005635 - S&D JP- 250HP EMERSON VERTICAL MOTOR

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

1.1 Scope: It is the intent of this bid proposal to provide the City of Columbus, Division of Sewerage & Drainage to obtain formal bids to establish a contract for the purchase and delivery of one (1) 250 HP Emerson Vertical hollow shaft Motor or approved equal, for use in the City's Jackson Pike Wastewater Treatment Plant.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) 250 HP Emerson Vertical hollow shaft Motor or approved equal. 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.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 11, 2014

SA005646 - Recruiting Website Development

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**1.0 SCOPE AND CLASSIFICATION**

**1.1 Scope**

The City of Columbus, Department of Public Safety, Division of Police (hereinafter referred to as "the City" or "the Division") is seeking proposals from bidders to develop (or develop and maintain) a website for the Police Division's Recruiting Unit.

**1.2 Classification**

1.2.1 The City shall select through the competitive procurement process a website development company (hereinafter referred to as "the WDC") capable of meeting the requirements cited in this document.

1.2.2 Price will be significant, but not the only, criteria in evaluating the proposals.

1.2.3 The proposed website should be intuitive, visually appealing, easily accessed and easily navigated by visitors and potential applicants.

1.2.4 The website should provide visitors with a clear and consistent message, relative to the organization's mission, and the benefits of employment within.

1.2.5 The completed website should allow designated Division or City personnel to easily update site content.

1.2.6 The website design must fully interact with existing and emerging social media tools, such as LinkedIn, Twitter, Facebook, Instagram, etc.

1.2.7 The selected WDC will progress the project from concept to completion/production. The City has final approval of all designs.

1.2.8 Prospective Respondents should submit a design proposal that includes plans for delivery of a fully operational, modern, visually appealing, and intuitive website.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 22, 2014

SA005645 - CNG Powered Pneumatic Tire Forklift Truc

**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 delivery of one (1) CNG powered pneumatic tire forklift truck with a weight capacity of 5,000 lbs. The forklift truck will be used in the loading/unloading of materials, and the transportation of items at the Division of Fleet Management.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) CNG forklift truck. The forklift truck shall operate on a smooth or asphalt surface.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 21, 2014

SA005642 - OCM-GENERATORS FOR FIRE AND IMPOUND LOT

**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 Finance and Management, Office of Construction Management, at 90 West Broad Street, Suite 416, Columbus, Ohio 43215 until November 6, 2014 at 1:00 p.m. local time, and publicly opened and read in the Suite 416 conference room at that time for INSTALLATION OF EMERGENCY GENERATORS FOR VARIOUS FIRE STATIONS AND THE IMPOUND LOT (C.I.P NO. 0418). The work for which proposals are invited includes removal of existing generators including fuel, coolant and exhaust systems, installation of new exterior generators, fuel systems and support equipment including transfer switches and modifications to existing electrical systems 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 beginning Tuesday, October 14, 2014 at ARC Document Solutions, 1159 Dublin Road, Suite 300, Columbus, Ohio 43215 for a non-refundable fee of \$80.00 per set, plus shipping costs if applicable. Contact ARC Document Solutions via phone (614) 224-5149, or via the internet at <http://www.e-arc.com/oh/columbus>. A plan holder's list will be published via the internet site. Addenda will be issued accordingly.

Questions pertaining to the drawings and specifications must be submitted in writing only to the Engineer, Dynamix Engineering Ltd., ATTN: Tim Snow via email ([tsnow@dynamix-ltd.com](mailto:tsnow@dynamix-ltd.com)) prior to noon on Friday, October 31, 2014. Questions regarding the bid documents (excluding the drawings and specifications) should be submitted to Jennifer Henderson, City of Columbus Office of Construction Management, via fax (614-645-0254) or email ([jrhenderson@columbus.gov](mailto:jrhenderson@columbus.gov)) prior to noon on Friday, October 31, 2014. Any interpretations of questions so raised, which in the opinion of the City or its representative require interpretations, will be issued by Addenda posted on <http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations> (the City's bid solicitation web site) no later than five (5) days prior to the date fixed for the opening of bids. The City or its representative will not be bound by any oral interpretations which are not reduced to writing and included in the addenda.

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.

**PREQUALIFICATIONS**

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.

For specific questions regarding the application process, bidders are encouraged to visit the website: <http://www.columbus.gov/prequalification.aspx>.



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Unless otherwise specified or modified by special provisions contained herein, the current edition of the City of Columbus, Ohio Construction and Material Specifications (CMS) 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, 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 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, current 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**

Vendors are encouraged to visit the sites. Contact Captain Alexander Sundberg at 645-8308 pertaining to Fire Stations and Mike Mercurio at 645-6658 regarding the Impound Lot.

**CONTRACT COMPLETION**

All work is to be substantially complete within 150 calendar days of award of project.

**BID CANCELLATION AND REJECTIONS**

The Director of Finance and Management 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

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**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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 East Broad Street, 2nd Floor  
Columbus, Ohio 43205  
(614) 645 24764  
MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203  
ORIGINAL PUBLISHING DATE: October 17, 2014

BID OPENING DATE - November 7, 2014 5:00 pm

SA005624 - 2015-2017 General Engineering Services

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

The City wishes to hire two or more engineering firms with experience in municipal sanitary sewer design, municipal stormwater design and sewer rehabilitation. The work may include but not limited to investigations, inspections and evaluations of existing conditions, hydraulic modeling, surveying, geotechnical investigations, structural evaluations/analyses, letter report preparation, easement preparation, preparation of drawings and specifications, maintenance of traffic plans, bid documents, engineering services during construction, and preparation of record plan drawings. The Offeror shall be experienced in open cut sewer installation, trenchless technologies and point repairs. The Offeror must have experienced personnel and equipment for performing this work including experience with confined space entries as outlined in the OSHA standard found in the Code of Federal Regulations, Part 1910.146.

The Project Manager for this contract shall have 10-years minimum experience overseeing the design of municipal sanitary sewers, stormwater systems and trenchless rehabilitation of sewers, and shall have performed these duties as a full-time position for the last 5-years. The firm/team shall have at least 2 professional engineers with a minimum of 5-years experience with the design of municipal sanitary sewers and stormwater systems and hydraulic analysis. Additionally, the firm/team shall have personnel that are capable of performing field surveying, geotechnical investigations, easement preparation, hydraulic and hydrologic analysis, structural analysis, flow monitoring, NASSCO PACP certification, and manhole inspections. Clearly present information demonstrating that firm/team personnel possess necessary experience.

ORIGINAL PUBLISHING DATE: October 02, 2014

BID OPENING DATE - November 12, 2014 3:00 pm

SA005640 - Hazwoper Training Services

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 DESCRIPTION OF SERVICES

The Department of Public Utilities is requires a Contractor to provide and furnish both materials and labor necessary to complete Hazwoper training at multiple Department of Public Utilities facilities within the Columbus, Ohio metropolitan area. The scope of work includes:

- A. Hazwoper Technician Level Courses
- B. Hazwoper Technician Level Refresher Course
- C. Hazwoper Operations Level Course
- D. Hazwoper Operations Level Refresher Course
- E. Hazwoper Awareness Level Course
- F. DOT Hazardous Materials Course
- G. DOT Hazardous Materials Refresher Course

1.1 QUESTIONS AND ANSWERS

Specification Questions: Questions regarding this bid including any exceptions and/or suggested changes to the requirements must be sent by in writing via email to [vendorservices@columbus.gov](mailto:vendorservices@columbus.gov) no later than 11:00 a.m. (local time) on October 29, 2014. Responses and any necessary addenda 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 November 5, 2014. An addendum will only be published if questions are received or changes are made to the specifications.

The City strongly encourages bidders to submit exceptions and/or changes during this stage of the process. Bidders submitting exceptions and/or changes before this date will greatly reduce the likelihood of their bid being rejected as non-responsive to the specifications. Bidders who have not registered and received a login and password from the City's [vendorservices.columbus.gov](http://vendorservices.columbus.gov) web site are strongly encouraged to do so. Notice of any pre-bid notes and addenda will only be sent to Bidders whom have registered at the site.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: October 16, 2014

BID OPENING DATE - November 13, 2014 1:00 pm

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA005634 - OCM-RENOVATION OF FIBER INFRASTRUCTURE

ADVERTISEMENT FOR BIDS

Paper proposals will be received by the City of Columbus, Department of Finance and Management, Office of Construction Management, at 90 West Broad Street, Suite 416, Columbus, Ohio 43215 until November 13, 2014 at 1:00 p.m. local time, and publicly opened and read in the Suite 416 conference room at that time for the RENOVATION OF FIBER INFRASTRUCTURE, FOR THE CITY OF COLUMBUS, DEPARTMENT OF TECHNOLOGY, AT 90 WEST BROAD STREET, COLUMBUS, OHIO 43215. The work for which proposals are invited consists of fiber optic construction. Contractor shall be Corning Certified, a trained fiber optic installer, must be able to prove that Vendor has ability to manage/coordinate 1,000 fibers in a 2-day period, 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 beginning Wednesday, October 15, 2014 at 90 West Broad Street, Room 416, Columbus, Ohio 43215. Drawings will be available via the link provided within the bid specifications. The first set is free. Additional sets available for a fee of \$25.00 each. Addenda will be issued accordingly. NOTE: If a courier is sent to pick up bid specifications, the courier must provide complete vendor contact information to receive the bid package. No Exceptions.

Questions pertaining to the drawings and specifications must be submitted in writing only to Dave McNally of the Department of Technology ([dwmcnally@columbus.gov](mailto:dwmcnally@columbus.gov)) prior to noon on Friday, November 7, 2014. Questions regarding the bid documents (excluding the drawings and specifications) should be submitted to Jennifer Henderson, City of Columbus Office of Construction Management, via fax (614-645-0254) or email ([jrhenderson@columbus.gov](mailto:jrhenderson@columbus.gov)) prior to noon on Friday, November 7, 2014. Any interpretations of questions so raised, which in the opinion of the City or its representative require interpretations, will be issued by Addenda posted on <http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations> (the City's bid solicitation web site) no later than five (5) days prior to the date fixed for the opening of bids. The City or its representative will not be bound by any oral interpretations which are not reduced to writing and included in the addenda.

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.

PREQUALIFICATIONS

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.

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For specific questions regarding the application process, bidders are encouraged to visit the website:  
<http://www.columbus.gov/prequalification.aspx>.

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Unless otherwise specified or modified by special provisions contained herein, the current edition of the City of Columbus, Ohio Construction and Material Specifications (CMS) 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, 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 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, current 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 a MANDATORY pre-bid and walk-thru at the site on Friday, October 17, 2014 at 10:00 a.m. at 90 West Broad Street, Room 316, Columbus, Ohio 43115.

**CONTRACT COMPLETION**

All work is to be substantially complete within 365 calendar days of the project award.

**BID CANCELLATION AND REJECTIONS**

The Director of Finance and Management 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.

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**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.

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Equal Business Opportunity Commission Office  
1393 East Broad Street, 2nd Floor  
Columbus, Ohio 43205  
(614) 645 24764  
MBE/FBE Certification and Contract Compliance  
Contact: Tia Roseboro - 614-645-2203  
ORIGINAL PUBLISHING DATE: October 23, 2014

BID OPENING DATE - November 14, 2014 12:00 pm

SA005643 - 2015/16 HOPWA Services

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish a contract for HOPWA services for the time period of January 1, 2015 through December 31, 2016.

1.2 Classification: Columbus Public Health wishes to announce a Request for Proposals for \$736,374 (FY2015) and \$736,374 (FY2016) of Columbus Public Health HOPWA funds. The 24-month grant period is January 1, 2015 through December 31, 2016 and is overseen by the Sexual Health Promotion Program. The HOPWA funding is for the provision of housing services for eligible persons living in the Columbus Metropolitan Service Area (MSA).

Columbus Public Health intends to distribute HOPWA funds to support at least two (2) separate programs:

1. HOPWA Columbus MSA Program for an award amount of \$658,050 FY2015 and \$658,050 FY2016
2. HOPWA Rural Columbus MSA Program for an award amount of \$78,324 FY2015 and \$78,324 FY2016

Applicants may submit a proposal applying for one or both programs.

To respond to the "Request for Proposals for the 2015/16 HOPWA Funds" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department.

Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active." Follow the prompts online:

<http://vendorservices.columbus.gov>

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 18, 2014

SA005639 - LOCKBOURNE INTERMODAL SUBTRUNK AIR QUAL



**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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 650491-100005 - Lockbourne Intermodal Subtrunk Air Quality 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 PM on Friday, November 14, 2014. The primary scope of this project is the preparation of construction drawings and documents for the installation of new air quality treatment facilities to serve the Lockbourne Intermodal Subtrunk sewer which is currently under design. The project areas will be located along Rowe Road and Ashville Pike near the Village of Lockbourne.

The Project Manager or Lead Project Engineer must have design experience for a minimum of 1 air quality control facility, including biofilters of similar or larger scale than those proposed, and shall be capable of determining the most economical solution from the various alternatives.

Proposals will be reviewed by the City; the City will enter into contract negotiations with the highest ranked offeror. If negotiations fail with the offeror they shall be terminated and the City will enter into contract negotiations with the next highest ranked offeror. This process will continue until the contract is successfully negotiated.

CLASSIFICATIONS: ALL OFFERORS ARE REQUIRED TO OBTAIN A COPY OF THE INFORMATION PACKAGE, at 1250 Fairwood Avenue, Room 1021, Columbus, Ohio 43206. These will be available beginning on Tuesday October 14, 2014. To obtain a copy of the information package via mail contact Lisa Diller, 614-645-0485, [lldiller@columbus.gov](mailto:lldiller@columbus.gov) . There is no charge for the first information package. Any subsequent packages shall be \$25.00.

QUESTIONS: All questions regarding this RFP are to be submitted in writing via email as soon as possible but no later 5:00 P.M., on Wednesday November 5, 2014 to Jeremy Cawley, PE [JKCawley@Columbus.gov](mailto:JKCawley@Columbus.gov). If necessary an addenda will be issued by Friday, November 7, 2014.

For additional information concerning this request, including procedures for obtaining a copy of the of the RFP, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations

ORIGINAL PUBLISHING DATE: October 16, 2014

BID OPENING DATE - November 19, 2014 3:00 pm

SA005644 - WATERSHED ROADWAY IMP-PT 2 HOOVER RESERV

**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 Water 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, November 19, 2014 for Watershed Roadway Improvements - Part 2 Hoover Reservoir, C.I.P. No. 690384-100002. The work for which proposals are invited consists of: the removal of existing asphalt pavement (roadways and parking areas), new pavement, pavement marking, pollution prevention facilities, maintenance of traffic sediment and erosion control, all work described in the specifications and drawings for the Reservoir Pollution Reduction - Hoover Nature Preserve (C.I.P. No. 690506-100001) project, 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.

In order for this proposal, Watershed Roadway Improvements - Part 2 Hoover Reservoir (C.I.P. No. 690384-100002), to be considered responsive the bidder MUST complete the unit price bid form for the Reservoir Pollution Reduction - Hoover Nature Preserve project and the unit price bid form for the Watershed Roadway Improvements - Part 2 Hoover Reservoir.

The City of Columbus reserves the right to non-perform the work for the Reservoir Pollution Reduction - Hoover Nature Preserve (C.I.P. No. 690506-100001) project.

Copies of plans and specifications are available to prospective bidders at the Utility Permit Office, 3rd Floor, 910 Dublin Road, Columbus, Ohio, 43215. Hours are 7:30am to 4:30pm and copies of the contract documents are available on and after Friday October 17, 2014. The first bid set is free, additional sets will be \$25 (no partial sets).

Questions must be in writing and can be submitted to C.R. Weaver, P.E. by email at [crweaver@columbus.gov](mailto:crweaver@columbus.gov). Questions must be received by noon on Wednesday, November 12, 2014.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the projects 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

<p>THE CITY BULLETIN BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS</p>
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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.

**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 for this project will be held on Wednesday November 5, 2014 at 3:00 PM at Watershed Management Office located at 7600 Sunbury Road, Westerville, Ohio 43081. This conference is not mandatory; however, bidders shall comply with and be responsible for the information discussed at the pre-bid conference.

**CONTRACT COMPLETION**

The work under this contract shall be completed in a manner acceptable to the City within 120 calendar days after the date of the Notice to Proceed. The work for the Reservoir Pollution Reduction - Hoover Nature Preserve (C.I.P. No. 690506-100001) project shall be completed in a manner acceptable to the City within 60 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).

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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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

**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: October 18, 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:** Jackie Yeoman

**Contact Telephone Number:** (614) 645-0663

**Contact Email Address:** jeyeoman@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: Jackie Yeoman  
50 W. Gay St. 4th Fl.  
Columbus OH 43215

**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

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**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  
July 3, 2014 July 9, 2014  
No August No August Business

June 26, 2014  
July 22, 2014  
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:** PN0237-2014

**Drafting Date:** 9/26/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** CITY TREASURER CITY OF COLUMBUS, OHIO APPLICATION FOR DEPOSIT OF PUBLIC MONEY

**Contact Name:** Deborah L. Klie

**Contact Telephone Number:** 614-645-7737

**Contact Email Address:** dlklie@columbus.gov

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, building and loan or savings associations or companies located in Franklin County, Ohio duly organized under the laws of the State of Ohio or of the United States, that application for deposit of public money for fiscal year 2015 will be accepted by the Columbus Depository Commission at the Office of the Columbus City Auditor, Secretary of said Commission, until 2:00 p.m., Tuesday, December 9, 2014.

Said application shall determine the eligibility of the applicant to receive active and inactive deposits from the Columbus City Treasurer for the period beginning January 1, 2015 and ending December 31, 2015. Said application shall be in such a form prescribed by the Commission and shall contain such information, as the Commission shall require.

Applications may be obtained from the Office of: Deborah L. Klie, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, telephone 645-7737.

All information and statements contained on said application shall be verified by affidavit.

Address envelope containing application to: Hugh J. Dorrian, Secretary, Columbus Depository Commission, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

By the order of the Columbus Depository Commission.

Deborah L. Klie, Chairperson

Hugh J. Dorrian, Secretary

Paul R. Rakosky, Member

**Legislation Number:** PN0254-2014

**Drafting Date:** 10/15/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Please See: Car Sharing Rules and Regulations Effective Date: October 31, 2014

**Contact Name:** Kelly Cramer

**Contact Telephone Number:** 614-645-6789

**Contact Email Address:** kjcramer@columbus.gov

Please See: Car Sharing Rules and Regulations Effective Date: October 31, 2014

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**Legislation Number:** PN0256-2014

**Drafting Date:** 10/16/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Columbus Board of Zoning Adjustment October 28, 2014 Agenda

**Contact Name:** David Reiss

**Contact Telephone Number:** 645-7973

**Contact Email Address:** DJReiss@Columbus.gov

## **AGENDA**

### **BOARD OF ZONING ADJUSTMENT**

#### **CITY OF COLUMBUS, OHIO**

#### **OCTOBER 28, 2014**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, OCTOBER 28, 2014 at 6:00 P.M.** in the First Floor Hearing Room of the Department of Building & Zoning Services, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Department of Building & Zoning Services, 757 Carolyn Avenue, 645-4522.

**SPECIAL NOTE TO THE APPLICANT:** It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

**Meeting Accommodations:** It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-7671 or email [raisbell@columbus.gov](mailto:raisbell@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.



**1. Application No.: 14310-00538**

**Location:** 2591 NORTH HIGH STREET (43202), located on the west side of North High Street, approximately 120 feet south of Duncan Street.

**Area Comm./Civic:** University Area Commission

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the additional number of required parking spaces from 11 to 0 (3 on site).

**Proposal:** A change of use from retail to bar/restaurant.

**Applicant(s):** Old North Arcade, LLC; 1725 Marshlyn Court; Columbus, Ohio 43220

**Property Owner(s):** Edward L. & Elaine K. Cooper, Trustee; 5842 Glendalon Place; Dublin, Ohio 43016

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

**2. Application No.: 14310-00564**

**Location:** 1771 MOLER ROAD (43207), located at the southwest corner of Moler Road and Progress Avenue.

**Area Comm./Civic:** Columbus South Side Area Commission

**Existing Zoning:** M, Manufacturing District

**Request:** Variance(s) to Section(s):

3363.27, Height and area regulations.

To reduce the distance of a structural iron and steel fabrication facility (a more objectionable use) to a residentially zoned district from 600 feet to 220 feet.

**Proposal:** A change of use from a warehouse to a structural iron and steel fabrication facility.

**Applicant(s):** Ironfab, LLC c/o Tim Crowley, Atty.; 3620 North High Street, Ste 110; Columbus, Ohio 43214

**Property Owner(s):** Delaware County Bank & Trust Co.; 199 South Sandusky Street; Delaware, Ohio 43015

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

**3. Application No.: 14310-00567**

**Location:** 5661 LINWORTH ROAD (43235), located on the west side of Linworth Road, approximately 475 feet south of Godown Road.

**Area Comm./Civic:** Northwest Civic Association

**Existing Zoning:** RR, Residential District

**Request:** Variance(s) to Section(s):

3332.38, Private garage.

To increase the lot area devoted to a private garage from 720 square feet (1,036 square feet existing) to 1,116 square feet.

**Proposal:** To raze an old shed and construct a new 396 square foot garage.

**Applicant(s):** Thomas F. Christ; 5661 Linworth Road; Columbus, Ohio 43235

**Property Owner(s):** Applicant

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

**4. Application No.: 14310-00570**

**Location:** 2989 IRONSTONE DRIVE (43231), located on the south side of Ironstone Drive, approximately 60 feet west of Kingpin Drive. (Site is in the vicinity of the Village of Minerva Park).

**Area Comm./Civic:** Northland Community Council

**Existing Zoning:** L-R2, Limited Residential District

**Request:** Variance(s) to Section(s):  
3332.27, Rear yard.

To reduce the required rear yard from 25% of the total lot area (1,485 square feet) to 21.16% of the total lot area (1,245 square feet).

**Proposal:** To construct a 240 square foot deck onto a single-family dwelling.

**Applicant(s):** S. Jane Mowrer; 2989 Ironstone Drive; Columbus, Ohio 43231

**Property Owner(s):** Same as applicant.

**Case Planner:** Dave Reiss, 645-7973

**E-mail:** DJReiss@Columbus.gov

#### **5. Application No.: 14310-00574**

**Location:** 368 DUNEDIN ROAD (43214), located on the north side of Dunedin Road, approximately 210 feet west of Colerain Avenue.

**Area Comm./Civic:** Clintonville Area Commission

**Existing Zoning:** R-3, Residential District

**Request:** Variance(s) to Section(s):

3332.38(F,G,H), Private garage.

To increase the lot area devoted to a private garage from 845 square feet (1/3 net living area) to 1051 square feet, to increase the height from 15 feet to 24 feet and to allow habitable space in the second story of a detached garage.

**Proposal:** To construct a new attached 1,051 square foot garage.

**Applicant(s):** Anderson M. III & Katherine M. Renick; 368 Dunedin Road; Columbus, Ohio 43214

**Property Owner(s):** Applicant

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

#### **6. Application No.: 14310-00577**

**Location:** 514-520 SOUTH HIGH STREET (43215), located at the southeast corner of Blenkner Street & South High Street

**Area Comm./Civic:** Brewery District Commission

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the required number of additional parking spaces from 105 to 0. (20 spaces are provided.)

**Proposal:** To convert 10,500 square feet of existing office space to a restaurant use.

**Applicant(s):** Mode Architecture; 174 Thurman Avenue; Columbus, Ohio 43206

**Property Owner(s):** Dream Weaver Alive, LLC; 6951 Princeville Court; Blacklick, Ohio 43004

**Case Planner:** Dave Reiss, 645-7973

**E-mail:** DJReiss@Columbus.gov

#### **7. Application No.: 14310-00583**

**Location:** 4700 NORTH HIGH STREET (43214), located on the east side of North High Street, approximately 100 feet south of Wetmore Road.

**Area Comm./Civic:** Clintonville Area Commission

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3312.09, Aisle.

To reduce the width of a one-way aisle from 13 feet to 10 feet 6 inches.

3312.49, Minimum numbers of parking spaces required.

To reduce the additional number of required parking spaces from 53 to 0 (4 on site).

**Proposal:** To allow parking on the side of an existing building and to allow a change of use from retail to restaurant.

**Applicant(s):** Rober J. (Skip) Weiler, Jr.; 10 North High Street, Ste 401; Columbus, Ohio 43215

**Property Owner(s):** 130 West Lane Avenue, LLC; 1480 Dublin Road; Columbus, Ohio 43215

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

#### **8. Application No.: 14310-00590**

**Location:** 116 STARR AVENUE (43201), located at the northeast corner of Starr Avenue and Dennison Avenue.

**Area Comm./Civic:** Victorian Village Commission

**Existing Zoning:** AR-O, Apartment- Office District

**Request:** Variance(s) to Section(s):

3333.41(a), Standards.

To reduce the lot area from 1 acre to .445 acres.

3333.41(b), Standards.

To exceed the maximum of 12 units per acre (10 units on .445 acres).

3333.41(c), Standards.

To reduce the minimum number of townhomes in a row from 3 to 2 (for two buildings).

3333.41(d), Standards.

To increase the lot coverage from 55% to 85% and to reduce the open space from 20% to 0%

3333.41(i), Standards.

To reduce the side yard from 7 feet 6 inches to 5 feet on the west side and to 6 feet on the east side.

3333.41(j), Standards.

To reduce the setback from 25 feet to 8 feet 5 inches.

3333.41(t), Standards.

To reduce the amount of open space per dwelling unit from 400 square feet to 0.

**Proposal:** To construct a new 10 unit residential townhouse complex.

**Applicant(s):** Snyder-Baker, LLC., c/o Jackson B. Reynolds, Atty.; 37 West Broad Street, Ste 460  
Columbus, Ohio 43215

**Property Owner(s):** Ashton Place TH 2 LC; 29 West Third Avenue; Columbus, Ohio 43201

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

#### **9. Application No.: 14310-00591**

**Location:** 2375 FUJI DRIVE (43229), located on the south side of Fuji Drive, approximately 840 feet west of Cleveland Avenue.

**Area Comm./Civic:** Northland Community Council

**Existing Zoning:** L-C-4, Limited Commercial District

**Request:** Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the additional number of required parking spaces from 42 to 0 (65 on site).

**Proposal:** To construct a new church.

**Applicant(s):** Rickard A. Sicker, RAS Civil Engineering, LLC; 4254 Tuller Road; Dublin, Ohio 43017

**Property Owner(s):** Ghana Holy Order of Cherubim and Seraphim, American Branch; 4884 Brittney Court,  
Suite E; Columbus, Ohio 43229

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

**10. Application No.: 14310-00592**

**Location:** 1300 SOUTH FOURTH STREET (43206), located at the northeast corner of South Fourth Street and Frebis Avenue

**Area Comm./Civic:** Columbus South Side Area Commission

**Existing Zoning:** R-2F, Residential District

**Request:** Variance(s) to Section(s):

3321.05(B1,2) Vision clearance.

To encroach in the 10 x 10 vision clearance triangle of streets and alleys and to encroach into the 30 x 30 vision clearance triangle at intersections.

3332.21, Building lines.

To reduce the building setback from 10 feet to 7 feet 4 inches.

3332.26(E,C1), Minimum side yard permitted.

To reduce the minimum side yard for an existing dwelling and proposed garage from 3 feet to 6 inches.

3332.38, Private garage.

To increase the height of a private garage from 15 feet to 17 feet 2 inches.

**Proposal:** To raze and rebuild a garage.

**Applicant(s):** Bradley Blumenschied; 52 East Lynn Street, Suite 302; Columbus, Ohio 43215

**Property Owner(s):** John Knost; 1300 South Fourth Street; Columbus, Ohio 43206

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

**11. Application No.: 14310-00593**

**Location:** 1328-1332 SOUTH FOURTH STREET (43207), located at the northeast corner of South Fourth Street and Moler Street.

**Area Comm./Civic:** Columbus South Side Area Commission

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the additional number of required parking spaces from 7 to 0.

**Proposal:** To construct a patio for an existing bar.

**Applicant(s):** Val Throgmorton, c/o VBC Entertainment, LLC; 1575 South Sixth Street; Columbus, Ohio 43206

**Property Owner(s):** Mary Gagas; 1311 Maetzel Drive; Columbus, Ohio 43227

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

**12. Application No.: 14310-00595**

**Location:** 850 FREEWAY DRIVE, SOUTH (43229), located at the northwest corner of Freeway Drive, East and Freeway Drive, South

**Area Comm./Civic:** Northland Community Council

**Existing Zoning:** M-1, Manufacturing District

**Request:** Variance(s) to Section(s):

3312.27, Parking setback line.

To reduce the required parking setback along Freeway Drive, South from 25 feet to 10 feet.

3312.49, Minimum numbers of parking spaces required.

To reduce the required number of parking spaces from 4 additional spaces to 0. (26 spaces will be provided.)

3365.21, Height and area regulations.

To reduce the existing Freeway Drive, South and Freeway Drive, East building setback from 125 feet from the

center line of the streets to 77 feet and 67 feet, respectively (50 feet and 39 feet respectively, from the property line) in order to permit the existing setback. Also, to reduce the west side yard for the proposed building addition from 25 feet to 10 feet at the closest point. Also, to reduce the rear yard for the existing building from 25 feet to 5 feet.

**Proposal:** To construct a building addition and reconfigure the parking lot.

**Applicant(s):** Beaver Constructors, Incorporated; c/o Donald Plank, Plank Law Firm; 145 East Rich Street, 3rd Floor; Columbus, Ohio 43215

**Property Owner(s):** Robertson Morse Road Realty Company; c/o Donald Plank, Plank Law Firm; 145 East Rich Street, 3rd Floor; Columbus, Ohio 43215

**Case Planner:** Dave Reiss, 645-7973

**E-mail:** DJReiss@Columbus.gov

**13. Application No.: 14311-00573**

**Location:** 1297 MEMORY LANE (43209), located on the west side of Memory Lane, approximately 681 feet west of Alum Creek Drive

**Area Comm./Civic:** Livingston Avenue Area Commission

**Existing Zoning:** M, Manufacturing District

**Request:** Special Permit(s) to Section(s):  
3389.04, Crematory.

To establish a crematory.

**Proposal:** To allow the establishment of a crematory in an existing industrial building.

**Applicant(s):** Memory Lane Cremation Services, L.L.C.; c/o Brent D. Rosenthal; 366 East Broad Street; Columbus, Ohio 43215

**Property Owner(s):** George Boehm & Katherine M. Boehm; 1000 South Remington Road; Columbus, Ohio 43209

**Case Planner:** Dave Reiss, 645-7973

**E-mail:** DJReiss@Columbus.gov

**14. Application No.: 14310-00598**

**Location:** 1291 WEST 3RD AVENUE (43212), located at the southwest corner of Hope Avenue & West 3rd Avenue.

**Area Comm./Civic:** 5th by Northwest Area Commission

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):  
3312.49, Minimum numbers of parking spaces required.

To reduce the required number of additional parking spaces from 5 to 0. (4 parking spaces are provided.)

**Proposal:** To expand an existing retail beer tap room.

**Applicant(s):** Active Management, Incorporated; c/o Gene McHugh; 151 East Nationwide Boulevard; Columbus, Ohio 43212

**Property Owner(s):** Joanna Policaro; 4311 Randmore Road; Columbus, Ohio 43220

**Case Planner:** Dave Reiss, 645-7973

**E-mail:** DJReiss@Columbus.gov

**15. Application No.: 14310-00601**

**Location:** 920 NORTH HIGH STREET (43201), located at the northeast corner of East 1st Avenue & North High Street.

**Area Comm./Civic:** Italian Village Commission

**Existing Zoning:** CPD, Commercial Planned Development District

**Request:** Variance(s) to Section(s):

3312.11, Drive-up stacking area.

To reduce the required number of stacking spaces from 8 to 4.

3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of motor vehicle parking spaces from 169 to 8 (161 space reduction) and to reduce the number of bicycle parking spaces from 10 to 6 (4 space reduction).

3312.53, Minimum number of loading spaces required.

To reduce the required number of loading spaces from 1 to 0.

3356.11, C-4 district setback lines

To reduce the required building setback from 60 feet along North High Street and from 8+/- feet along East 1st Avenue to 0 feet along both street frontages.

**Proposal:** To construct a 2-story, multi-tenant commercial building.

**Applicant(s):** Elford Development, Ltd.; c/o Michael Fitzpatrick; 1220 Dublin Road; Columbus, Ohio 43215

**Property Owner(s):** Emerald Light Investments, Ltd.; 935 Taylor Station Road; Columbus, Ohio 43230

**Case Planner:** Dave Reiss, 645-7973

**E-mail:** DJReiss@Columbus.gov

**POSTPONED**

#### **16. Application No.: 14310-00636**

**Location:** 4109 NORTH HIGH STREET (43214), located at the southwest corner of North High Street and Crosswell Drive.

**Area Comm./Civic:** Clintonville Area Commission

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3356.11, C-4 district setback lines.

To reduce the building setback from 60 feet to 10 feet.

3312.27, Parking setback line.

To reduce the parking setback line from 25 feet to 10 feet.

**Proposal:** To construct a new restaurant.

**Applicant(s):** Rickard A. Sicker, RAS Civil Engineering, LLC; 4254 Tuller Road; Dublin, Ohio 43017

**Property Owner(s):** Philip E. Absi, c/o A-Z Investment Properties; 3790 South Old 3C Road; Galena, Ohio 43201

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

#### **17. Application No.: 13310-00103**

**Location:** 894 FRANK ROAD (43223), located on the north side of Frank Rd., approximately 900 feet east of Brown Road.

**Area Comm./Civic:** Southwest Area Commission

**Existing Zoning:** M, Manufacturing District

**Request:** Special Permit to Section:

3389.07, Impound lot, junk yard or salvage yard.

To establish a recycling facility.

3312.43, Required surface for parking.

To allow gravel and/or dirt.

3312.39, Striping and marking.

To not provide pavement striping for parking spaces.

3312.25, Maneuvering.

To permit maneuvering across parcel lines.

3363.41, Storage.

To reduce the required distance of salvage storage from 600 feet to 0 feet from a residentially zoned district.  
And to reduce the required storage setback from a property line from 20 feet to 0 feet.

3392.10, Performance standards.

To not provide a 6 foot unpierced fence around the perimeter, to  
Increase pile height from 10 feet to 30 feet and to allow driveways, access corridors and employee parking to  
have a gravel and/or dirt surface.

**Proposal:** To establish an asphalt shingle recycling operation.

**Applicant(s):** Roof to Road LLC, c/o Donald Plank Law Firm; 145 East Rich Street, 3rd Floor; Columbus,  
Ohio 43215

**Property Owner(s):** Inland Products / 800 Frank Rd., LLC; P.O. Box 2228 / P.O. Box 91111; Worthington,  
Ohio 43085 / Columbus, Ohio 43209

**Case Planner:** Jamie Freise, 645-6350

**E-mail:** JFFreise@Columbus.gov

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**Legislation Number:** PN0257-2014

**Drafting Date:** 10/16/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**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: October 15, 2014

**Contact Name:** Kelly Cramer

**Contact Telephone Number:** 614-645-6789

**Contact Email Address:** kjrcramer@columbus.gov

Please See: Public Service Director's Orders -- Placement of Traffic Control Devices as recommended by the Division of  
Traffic Management -- Effective Date: October 15, 2014

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**Legislation Number:** PN0258-2014

**Drafting Date:** 10/17/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** University District Review Board (UARB) Special Meeting

**Contact Name:** Dan Ferdelman

**Contact Telephone Number:** 614-645-6096

**Contact Email Address:** [dbferdelman@columbus.gov](mailto:dbferdelman@columbus.gov) <<mailto:dbferdelman@columbus.gov>>

A Special Meeting of the UARB will be held on Tuesday, November 4, 2014, to consider the University  
District Plan for recommendation to the Development Commission. The meeting will be at 50 W. Gay St., 1st  
Floor, Room B, starting at 3:00pm.

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**Legislation Number:** PN0259-2014

**Drafting Date:** 10/17/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** University Area Commission By Laws (As adopted on September 17, 2014)

**Contact Name:** Isom Nivins

**Contact Telephone Number:** (614) 645-7510

**Contact Email Address:** ISNivins@Columbus.gov

Please see the attached document.

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**Legislation Number:** PN0260-2014

**Drafting Date:** 10/20/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Columbus Art Commission Hearing CANCELLED

**Contact Name:** Lori Baudro

**Contact Telephone Number:** (614) 645-6986

**Contact Email Address:** lsbaudro@columbus.gov

The Columbus Art Commission has cancelled its October 28, 2014, meeting. No applications were received.

---

**Legislation Number:** PN0261-2014

**Drafting Date:** 10/22/2014

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** To approve Resolution 14-27 concerning quarantine and isolation authority

**Contact Name:** Roger Cloern

**Contact Telephone Number:** 614-645-5894

**Contact Email Address:** rogerc@columbus.gov

### **RESOLUTION 14-27**

To authorize the Health Commissioner of the City of Columbus ("Health Commissioner") to act on behalf of the Board of Health in administering and enforcing certain provisions of Sections 3707.04 through 3707.32 in situations that do not rise to the level of a public health emergency as defined in Chapter 775 of the Columbus City Health Code as specified herein:



**WHEREAS**, Section 3707.04 to 3707.32 of the Ohio Revised Code provide authority and establish requirements relating to quarantine and isolation; and

**WHEREAS**, the Board of Health has primary authority to enforce, within the City of Columbus, the provisions of Sections 3707.04 to 3707.32 of the Ohio Revised Code relating to quarantine and isolation; and

**WHEREAS**, the need to quarantine and/or isolate a person exposed to and/or suffering from a communicable disease at the time such exposure or infection is confirmed is a circumstance that renders a meeting of the board impractical or impossible; and

**WHEREAS**, a delay of action until a meeting of the board could occur compromises public health where there is the need to quarantine and/or isolate a person exposed to and/or suffering from a communicable disease at the time such exposure or infection is confirmed; and

**WHEREAS**, Section 3707.34 of the Ohio Revised Code authorizes the Health Commissioner to act on behalf of the Board of Health in administering the provisions of Sections 3707.04 to 3707.32 of the Revised Code; and

**WHEREAS**, the Board of Health finds that the adoption of the policy set forth herein is necessary for the public health and is consistent with Section 3707.34 of the Ohio Revised Code; and

**WHEREAS**, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to approve this Resolution No.14-27 so that such plans are enforceable at the earliest possible date, thereby preserving the public health, peace, safety and welfare; now therefore,

**BE IT RESOLVED BY THE BOARD OF HEALTH OF THE CITY OF COLUMBUS:**

**Section 1.** That, pursuant to Section 3707.34 of the Ohio Revised Code, this policy is hereby adopted.

**Section 2.** That any of the reportable diseases classified as “Class A diseases” by Section 3701-3-02(A)(1) of the Ohio Administrative Code are hereby declared by the Board of Health to be quarantinable in the case of a person being exposed to such communicable disease or to be subject to required isolation in the case of a person suspected as being infected with such communicable disease.

**Section 3.** That the Health Commissioner may determine that after investigating any complaint of communicable disease as identified in Section 2 of this Resolution, an immediate threat to the public health exists but does not meet the standard for declaring a public health emergency, that circumstances make it impractical or impossible to have a meeting of the Board, and/or delaying action until a meeting of the Board would compromise public health.

**Section 4.** That in those circumstances described in Section 3 of this Resolution, the Health Commissioner is hereby delegated the authority to act on behalf of the Board of Health in administering and enforcing the provisions of Sections 3707.04 to 3707.32 of the Ohio Revised Code regarding quarantine and isolation.

**Section 5.** That an order of isolation and/or quarantine shall be issued by the Health Commissioner only upon the Health Commissioner's determination that there is no less restrictive and equally efficacious alternative sufficient to protect the health.

**Section 6.** That actions taken by the Health Commissioner regarding quarantine and isolation shall be consistent with the authority granted the Board of Health by the provisions of sections 3707.04 to 3707.32 of the Ohio Revised Code.

**Section 7.** That any action taken by the Health Commissioner in accordance with the Policy shall be deemed actions of the Board of Health unless the Board of Health votes to nullify the Health Commissioner's action.

**Section 8.** That this Policy may be rescinded by the Board of Health upon a determination by the Board that the authority hereby delegated to the Health Commissioner is no longer necessary.

**Section 9.** That, as used in the Resolution, the terms Health Commissioner, public health emergency, communicable disease, isolation, and quarantine have the same definition as contained in Chapter 775.01 of the Columbus City Health Code.

**Section 10.** That this Resolution is being submitted to Columbus City Council for concurrent approval as required by Section 3707.34(B) of the Ohio Revised Code.

**Section 11.** That this Resolution shall take effect and be in force from and immediately after its passage.

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**Legislation Number:** PN0263-2014

**Drafting Date:** 10/22/2014

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** City Council Zoning Agenda for 11/3/2014

**Contact Name:** Geoffrey Starks

**Contact Telephone Number:** 614-645-7293

**Contact Email Address:** gjstarks@columbus.gov

**REGULAR MEETING NO. 56**

**CITY COUNCIL (ZONING)**

**NOVEMBER 3, 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: GINTHER, CHR. CRAIG HARDIN KLEIN MILLS PALEY TYSON**

**2420-2014**

To rezone 880 GREENLAWN AVENUE (43223), being 9.78± acres located at the northeast corner of Greenlawn Avenue and Greenfield Drive, From: CPD, Commercial Planned Development, and R, Rural Districts, To: CPD, Commercial Planned Development District (Rezoning # Z14-039).

**2438-2014**

To rezone 860 MARION ROAD (43207), being 2.81± acres located at the northeast corner of Champion Avenue and Marion Road, From: C-3, Commercial District, To: M, Manufacturing District (Rezoning # Z12-059).

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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

**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

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**Legislation Number:** PN0317-2013

**Drafting Date:** 12/11/2013

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**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

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**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

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**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. 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

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**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

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.

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).

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**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.

DEPARTMENT OF PUBLIC SERVICE  
CITY OF COLUMBUS, OHIO

**SUBJECT:** Car-Sharing Rules and Regulations

**EFFECTIVE DATE:** October 31, 2014

**PAGES:** 1 of 10 **BY:** Division of Traffic Management

## I. PURPOSE

It is a priority of the City to increase mobility options for its residents, businesses and visitors. To further this goal, the City hereby establishes these Rules and Regulations for the conduct of car-sharing services within the City.

## II. AUTHORITY

- A. Pursuant to the authority granted under Title 21 of the Columbus City Codes, 1959, as amended, the Director of Public Service hereby adopts, establishes, and publishes these Rules and Regulations to be effective at the earliest time allowed by law.
- B. These Rules and Regulations establish administrative policy for car-sharing parking in the public right-of-way and city-owned and operated parking lots, permits, fees and the recovery of lost revenue from parking meters.

## III. APPLICABILITY

These Rules and Regulations shall be applicable to a Car-Sharing Organization and its subscribers, and shall supersede any and all previous Rules and Regulations applicable to car-sharing.

## IV. DEFINITIONS

The following words, terms and phrases, when used in these Rules and Regulations, shall have the meanings ascribed to them, except when the context clearly indicates a different meaning:

- A. *Car-Sharing Service* means a fee-based membership service that provides all qualified drivers in the community access to a fleet of vehicles. A qualified driver shall have a valid driver's license. This shared vehicle fleet is available to subscribers 24 hours, 7 days a week, 365 days per year at unattended, self-service locations, and within the public right-of-way. No separate written agreement is required each time a subscriber reserves and uses a vehicle. Car usage is provided without restriction at minute, hourly and/or 'per mile' rates that includes fuel, insurance, parking and maintenance. Permitted car-sharing vehicles shall not operate as a livery service. Charges to subscribers shall be based upon actual usage, metered by time or mileage.
- B. *Car-Sharing Home Area* means an area of the city of Columbus established for car-sharing vehicles that do not have to begin or end a reservation in a reserved on or off-street parking space to be determined in collaboration with a Car-Sharing Organization and the Director of Public Service. Subscribers to a Car-

Sharing Service may travel outside the operating area but cannot begin or end a reservation outside the Car-Sharing Home Area. Public parking areas within a Car-Sharing Home Area not approved by the Director of Public Service for beginning or ending a reservation shall be denoted as Stop Over Only on maps and in subscriber notices.

- C. *Car-Sharing Organization (CSO)* means either a non- or for-profit entity approved by the Director of Public Service, or designee, to operate in the public right-of-way a fleet of vehicles to subscribers on a minute or hourly basis for a fee. No differentiation is made in these Rules and Regulations between non- or for-profit entities offering a Car-Sharing Service.
- D. *Car-Sharing Parking Permit* means a parking permit approved by the Department of Public Service, Division of Traffic Management giving permission for a CSO to operate in the city of Columbus.
- E. *Car-Sharing Parking Permit Sticker* means a parking permit sticker purchased by a CSO from the Department of Public Service, Division of Traffic Management. (refer to Exhibit B as an example)
- F. *Car-Sharing Subscriber* means a customer of a Car-Sharing Organization.
- G. *Car-Sharing Vehicle (CSV)* means a fleet vehicle owned by a Car-Sharing Organization, available for use in a Car-Sharing Service, and displaying an approved, current Car-Sharing Parking Permit Sticker issued by the Department.
- H. *City* means city of Columbus, Ohio.
- I. *Department* means the City of Columbus Department of Public Service, Division of Traffic Management.
- J. *Director* means the Director of the Department of Public Service, or designee.
- K. *Home Area* means a geographical area within the City approved by the Director in which a Car-Sharing Subscriber may begin and/or end a car-sharing reservation at a public parking space that is allowed by the Director for car-sharing parking.

## V. GENERAL

- A. Car-Sharing Home Area
  - 1. The Car-Sharing Home Area shall be approved by the Director, and shall be attached to the Car-Sharing Parking Permit. Refer to Exhibit A as an example. The Car-Sharing Organization shall inform their subscribers of the Home Area and any Stop Over Only areas within the Home Area, in addition to a CSO operating requirements and rules for subscribers.
  - 2. Any revision to public parking proposed by a Car-Sharing Organization (CSO) shall be submitted to the Director for review and approval prior to implementation. Director shall have no less than fifteen (15) calendar days to review the request and confirm or deny in writing their response to the request. If a denial is issued, Director shall provide a detailed explanation for the denial.
  - 3. A CSO may, at its choosing, negotiate and secure private parking spaces or expand the Car-Sharing Home Area into another municipality. A CSO shall notify the Director of its intent to add additional parking spaces or expand the Car-Sharing Home Area into another municipality no less than thirty (30) calendar days prior to launching the expansion.

4. The Director may require a CSO to gain input and concurrence from the Area Commission, Historic Commission, or Civic Association affected by a proposed revision to public parking areas within the Car-Sharing Home Area.
  5. At the request of the Director, a CSO will work with the Department to notify neighborhood organizations and adjacent property owners when modifying a Car-Sharing Home Area. Comments made by these organizations should be made available to the Director upon request.
- B. A CSV shall be permitted to park in residential permit parking districts and at parking meters pursuant to this section, except as restricted herein.
  - C. A CSV shall be permitted to park in an authorized metered parking space without payment at the time of parking, except as restricted herein.
  - D. A CSV shall be permitted to park in an authorized metered parking space past the maximum amount of time for that metered zone, except as restricted herein.
  - E. A CSV may park in an authorized residential permit parking district, except as restricted herein.
  - F. The Car-Sharing Parking Permit Sticker issued by the Department shall be affixed to the lower left corner of the rear window of a CSV.
  - G. The Car-Sharing Parking Permit is not transferable and is specific to a CSO.
  - H. A Car-Sharing Parking Permit issued to a CSO is valid through November 1 each year. Issued permits are revocable by the Department. Fees and conditions are subject to change at the time of renewal.
  - I. The Director has the authority to regulate the number of Car-Sharing Vehicles per CSO, and the number of Car-Sharing Parking Permits issued per year, or on a program scale.
  - J. A CSV may not park in a public parking space where the public parking space is:
    1. Located within Permit Area I west of Summit Street; or
    2. Restricted no parking for either morning or afternoon rush hours; or
    3. A 30-minute duration parking meter; or
    4. Metered and reserved for handicapped parking; or
    5. Unmetered and reserved for handicapped parking; or
    6. A taxi, bus, or otherwise designated loading or valet zone; or
    7. A mobile food vending zone.
  - K. Notwithstanding the requirements and prohibitions provided for in these Rules and Regulations, the Car-Sharing Parking Permit relieves the Car-Sharing Subscriber from the following:
    1. Time limit restrictions in excess of, and including, one hour unmetered parking; and
    2. Residential Parking Permit restrictions, except for Permit Area I west of Summit Street; and
    3. Meter payment and meter time restrictions greater than 30 minutes. Multiple CSVs are permitted to safely park within the limits of one metered spot, provided the CSO reimburses the City for lost meter revenue per vehicle.
  - L. All other parking restrictions as stated in Columbus City Code Section 2150 and 2151 will apply to a permitted CSV.
  - M. At no time shall a CSV remain parked in the same public parking space for more than twenty-four (24) hours. Failure to move a vehicle after twenty-four (24) hours may constitute a parking infraction and may be subject to towing and impoundment, as determined by the Department.

- N. Each participating CSV must be identified as such with a clearly visible logo or marking on the vehicle's exterior as belonging to a CSO in contrasting colors with letters two inches higher or larger.
- O. Each CSV must be owned by a CSO or a parent company.
- P. Each CSV shall be registered with the State of Ohio.
- Q. Each CSV shall have a minimum highway fuel efficiency of 35 mpg
- R. A CSO shall conduct routine maintenance and keep each CSV in a clean, presentable and safe condition.
- S. To preserve public parking capacity for all parking users, the Director may, at his or her discretion:
  - 1. Reduce or otherwise limit the number of Car-Sharing Permit Stickers approved for any one or more CSO; or
  - 2. Reduce or otherwise limit the number of public parking spaces available to any one or more CSO; or
  - 3. Reduce or otherwise adjust the Home Area boundary of any one or more CSO.
- T. The Director shall make a reasonable effort to, but shall not be limited to reviewing a request from a CSO for additional Car-sharing Parking Permit Stickers and confirming or denying in writing their response to the request within fifteen (15) calendar days of receiving the request. If the Director denies a request or reduces the number of requested Car-Sharing Parking Permits, the Director shall confirm in writing their response to the request and shall specifically detail why request has been denied or reduced.
- U. A CSO shall either:
  - 1. Pay City parking citations, storage fees and towing fees associated with its fleet, or request an adjudication hearing within 10 days of citation issuance; or
  - 2. Establish a fleet account with the Department to pay parking citations on a semi-monthly basis.
- V. A CSO failing to pay parking citations within thirty (30) calendar days of issuance may result in penalties, revocation, termination or suspension of the Car-Sharing Parking Permit, as determined by the Director.
- W. A CSO shall pay City police impound tow and storage fees upon release of a CSV from the impound lot. A CSO will adhere to all rules and fees as stated in Columbus City Code Section 2150.02.
- X. A CSO failing to pay storage fees and towing fees, or failing to pay or request an adjudication hearing within ten (10) calendar days of citation issuance may result in revocation, termination or suspension of the Car-Sharing Parking Permit, as determined by the Director.
- Y. A CSO shall be responsible for payment either within one-hundred twenty (120) calendar days of citation issuance, or prior to the termination or renewal of the Car-Sharing Parking Permit, whichever occurs first, of all fees in accordance with the parking citations, even when a CSO has requested the City to transfer notification of citations to their subscriber.
- Z. A CSO shall not advertise or publish the City's participation in car-sharing program operations without the Director's prior written authorization.



## **VI. APPLICATION**

The application shall be a form provided by the Department, which shall contain the following minimum information. Applicants may be required to provide additional information as determined by the Department:

- A. The name, address and telephone number of the applicant;
- B. The proposed hours and days of operation of the Car-Sharing Service;
- C. The age, make and model of vehicles proposed for operation by the CSO;
- D. Proof of insurance as required by Section IX herein;
- E. Signed indemnity and release forms that indemnify the City and its officers and employees against all claims of injury or damage to persons or property arising out of the operation of the Car-Sharing Service by a CSO; and
- F. Any other information reasonably required by the Department for the purpose of processing the application under the requirements of this policy.

## **VII. REPORTING AND OUTREACH**

- A. A CSO will coordinate with the City in marketing their services, as well as other complimentary services or programs requested by the City. Examples may include the City's bike share service, COTA transit, or Experience Columbus.
- B. A CSO shall report to the Department on a quarterly basis and in a form approved by the Department, information regarding their fleet and membership. The goal of these reports is for the City to better understand how the entire Car-Sharing Service system is being utilized and to better inform future policy changes. A CSO shall report the following information on their company's operations in the City:
  - 1. Number and age of vehicles in fleet; and
  - 2. Trends in location of parked vehicles (both on and off-street); and
  - 3. The purpose of trips by Subscribers, such as for commuting, shopping, etc.; and
  - 4. Fleet usage, depicted as heat maps or other reporting format acceptable to the Department; and
  - 5. Total number of subscribers; and
  - 6. CSV crash statistics of a CSO; and
  - 7. Miles driven by the CSV fleet; and
  - 8. Ongoing subscriber survey and general demographics, including the following:
    - a. The number of cars owned by the subscriber prior to membership; and
    - b. The number of cars owned by the subscriber at the time of the survey; and
    - c. If a subscriber planned to purchase a vehicle prior to subscription and subsequently abandoned due to subscription; and
    - d. If vehicle miles regularly traveled by the subscriber increased, declined or remained the same after subscription; and
    - e. If vehicular, walking, biking and transit trips by the subscriber increased, decreased or remained the same after subscription.

- C. A CSO shall report to the Department on a monthly basis and in a form approved by the Department, information regarding lost meter revenue. The report will contain, but is not limited to, the following information: license plate number, zone, coin collection route, blockface, beginning parking date and time, ending parking date and time, GPS coordinates, total amount of time parked during previously stated time frame, parking meter rate and total amount owed.
- D. A CSO shall retain and maintain all records and documents relating to these Rules and Regulations and any Car-Sharing Parking Permit for five (5) years after the date in which the Car-Sharing Permit terminates, and shall make said documents available for inspection and audit by the City. A CSO shall make available all requested data and records at reasonable locations within the City at any time during normal business hours, and as often as the City deems necessary. If records are not made available within the City, or if a CSO cannot provide requested records via email or other electronic means acceptable to the Department, a CSO shall pay the Department's travel costs to the location where the records are maintain. Failure to make requested records available for audit by the date requested may result in termination of the Car-Sharing Permit.
- E. Information submitted to the City is subject to the State of Ohio Open Records Act. If a CSO believes that any material it submits constitutes trade secrets, privileged information, or confidential commercial or financial data, a CSO should mark those items as confidential or proprietary. The City is not bound by a CSO's determination as to whether materials are subject to disclosure under the State of Ohio Open Records Act and reserves the right to independently determine whether the materials are required to be made available for inspection or otherwise produced. If the City receives a request for such information marked as confidential, it will notify a CSO. If a suit is filed to compel disclosure of such information, the City will notify a CSO, and a CSO shall be responsible for taking appropriate action to defend against disclosure of its confidential information, and will hold the City harmless from any costs or liability resulting from any State of Ohio Open Records Act litigation.

## **VIII. INDEMNIFICATION AND INSURANCE**

- A. A CSO shall forever indemnify and hold harmless the City and all of its agents, employees and representatives from and against all claims, damages, losses, suits and actions, including attorney's fees, arising or resulting from said operation of a Car-Sharing Service.
- B. A CSO shall obtain general liability insurance in an amount no less than \$1,500,000.00 and shall name the City as an additional insured on said policy. A CSO shall provide to the City a copy of the current certificate of insurance, which shall become a part of the Car-Sharing Parking Permit.

## **IX. FEES**

- A. Car-Sharing Parking Permit: \$150 per year, per vehicle. There shall be no pro-rating of this fee.

- B. Lost Meter Revenue: Actual hourly meter usage per vehicle per month per parking meter, times the hourly rate during enforcement hours, subject to the audit, review and approval of the Department.
- C. A CSO shall provide to the Department an upfront \$75,000 deposit per year for lost meter revenue. Should the deposit be depleted prior to the expiration or renewal of a permit, the City shall invoice a CSO monthly. All outstanding parking citations, storage fees and towing fees, even if notification of said citations has been made to the City by a CSO, and outstanding lost meter revenue must be paid prior to the City renewing a permit. Any remaining funds from the upfront deposit shall be refundable or shall carry-over for the benefit of a CSO should their Car-Sharing Parking Permit be renewed the following year. To the extent, and in the event, that the Car-Sharing Parking Permit is not renewed, the Department will, in good faith, make a reasonable effort to provide a refund to a CSO for any remaining funds from the initial deposit within sixty (60) calendar days.
- D. As determined by the Department, a CSO shall either provide to or demonstrate the ability to operate, manage and maintain to the Department a GIS-based analysis tool that will support the monthly meter usage report. The Department must be satisfied with the accuracy and reliability of the analysis tool before approving a Car-Sharing Parking Permit.
- E. A CSO shall provide monthly meter usage reports in a form approved by the Department. The actual amount of lost meter revenue confirmed by the City shall be charged to the deposit until such time as accrued actual lost meter revenue exceeds the deposit, at which time a CSO shall remit payment on a monthly basis to the Department based on invoiced amount.
- F. Said permit fee, deposit and any payments for lost meter revenue exceeding the deposit shall be deposited into the Parking Meter Program Subfund. A portion of the permit fee may be expended by the City on outreach, awareness-building and education activities promoting alternative transportation in the City.

## **X. TRADEMARK RESTRICTIONS**

- A. The City may agree to restrict the use of trademarks by a CSO, which agreements and terms shall be provided herein.
- B. The City acknowledges and agrees that "Mercedes-Benz," "Mercedes," "Maybach", and "Smart", the Three-Pointed Star Within a Circle, "car2go", the Maybach logo, the Smart logo and the car2go logo are the solely owned and validly registered trademarks and trade names of Daimler AG, the indirect parent company of car2go N.A., LLC.
- C. The City recognizes that it is not authorized to use any of Daimler AG's trademarks and trade names; provided, however, City may use the car2go trademark and logo in City marketing/advertising materials, website and social media under this License Agreement upon the prior written approval of car2go.

## **XI. TRANSFERS, EXPIRATION AND RENEWAL**

- A. A Car-Sharing Parking Permit shall expire annually on November 1.

- B. A Car-Sharing Parking Permit Sticker is specific to the vehicle designated, and shall not be transferred to another vehicle.
- C. Application for renewal and payment of fee and deposits for a Car-Sharing Parking Permit may be made to the Department on or before the expiration date.

## **XII. ENFORCEMENT, DENIAL, REVOCATION, SUSPENSION AND TERMINATION**

- A. Enforcement of these Rules and Regulations may include suspension, revocation, termination or denial of a Car-Sharing Parking Permit.
- B. The Director reserves the right to terminate a Car-Sharing Parking Permit at any time, with thirty (30) calendar days written notice to a CSO. In the notice, the Director shall provide a CSO with an explanation of the reason for termination and allow a CSO the ability to rectify any concerns or issues that led to the decision to terminate the permit within thirty (30) calendar days. If a CSO is able to fully resolve the issues cited for termination, the Director shall revoke the termination letter and allow a CSO to continue to operate until the expiration of the current program.
- C. A CSO may terminate a Car-Sharing Parking Permit at any time, with thirty (30) calendar days written notice with explanation of the reason(s) for said termination to the Director.
- D. The Department and the Columbus Division of Police shall have the authority to enforce the provisions of these Rules and Regulations.
- E. Notwithstanding the terms and conditions of these Rules and Regulations, the use of any parking space is subject to the enforcement of applicable local and state laws governing traffic, parking, general offenses, and right-of-way occupancy codes and regulations. Notwithstanding the suspension of applicable City Codes under Ordinance 2105-2013, all other parking restrictions will apply.
- F. The Department or the Columbus Division of Police may temporarily suspend the use of a parking space if the public right-of-way is needed for an emergency or temporary use, including, but not limited to, the construction, maintenance, or repair of a street or utility or special event.
- G. The Department shall notify the applicant in writing and may deny a Car-Sharing Parking Permit or revoke or suspend a Car-Sharing Parking Permit if:
  - 1. A CSO fails to comply with the requirements of these Rules and Regulations or other applicable law; or
  - 2. A CSO makes a false statement of material fact on an application for a Car-Sharing Parking Permit; or
  - 3. The Department determines that the issuance of a Car-Sharing Parking Permit would endanger the safety of persons or property or otherwise not be in the public interest, or unreasonably interfere with pedestrian or vehicular traffic.

## **XIII. APPEALS**

If the Department disapproves an application for a Car-Sharing Parking Permit, or if the Department approves with modification an application for a Car-Sharing Parking

Permit, or if the Department notifies an applicant of its intent to terminate, revoke, suspend or suspend a Car-Sharing Parking Permit, the applicant has the right to appeal the decision to the Director. The decision of the Director shall be final.

BY ORDER:

TRACIE DAVIES, DIRECTOR  
DEPARTMENT OF PUBLIC SERVICE

# EXHIBIT A



## COLUMBUS HOME AREA

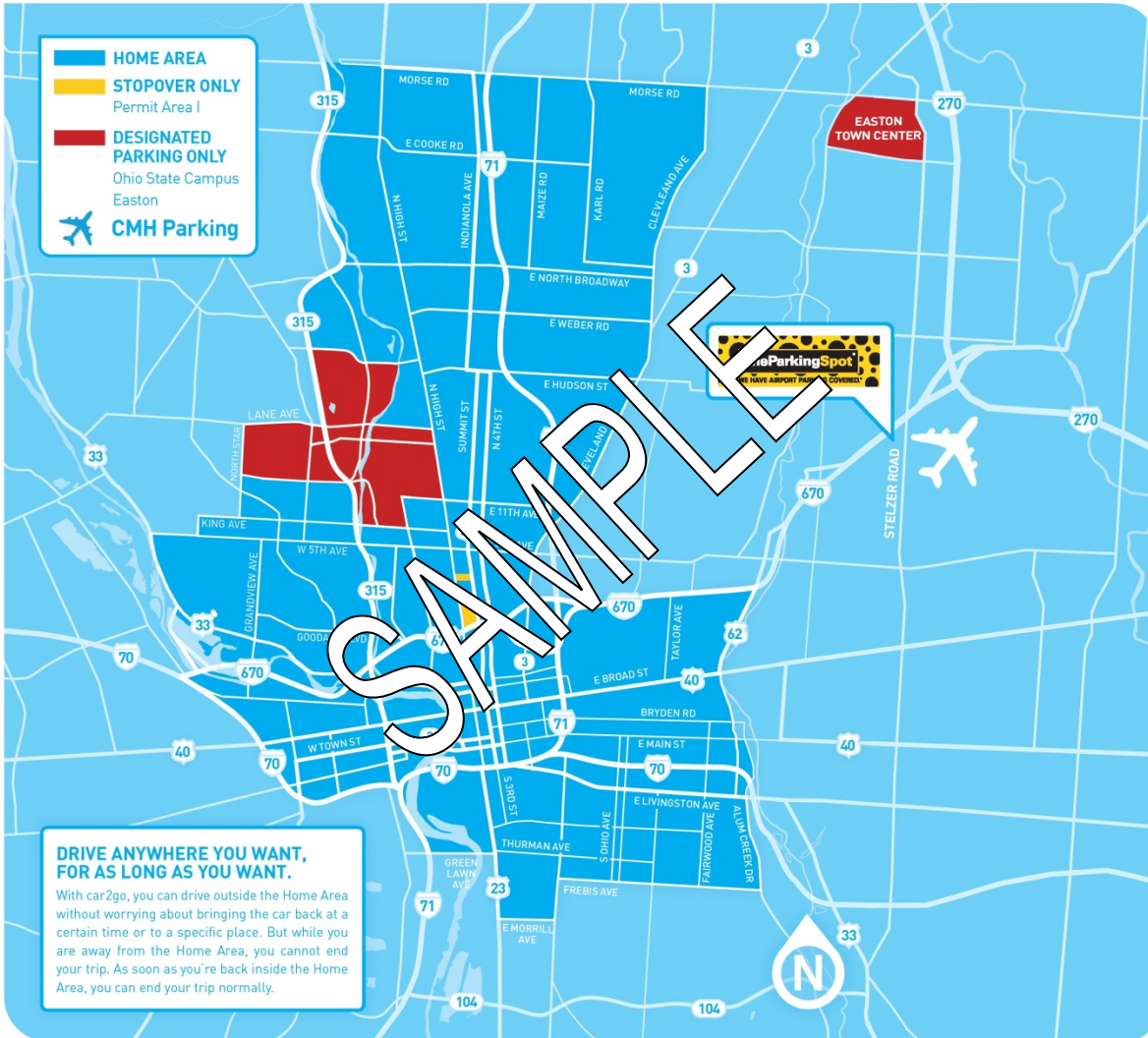


EXHIBIT B



# UNIVERSITY AREA COMMISSION

## BY LAWS

*As adopted on September 17, 2014*

### **PREAMBLE**

WE, residents of the City of Columbus in the University Area, in order to: study problems and needs of the area, recommend solutions and bring these needs to the attention of proper government agencies; determine the need for, and recommend legislation affecting the area; provide communication within the area and between the area and city government; solicit cooperation of all segments of the community; afford additional voluntary citizen participation in decision-making in an advisory capacity to the city administration and city council; and, develop techniques for creating and promoting a community dialogue so that the different values and interests of residents can be articulated and understood; and, therefore, we do establish and ordain these By Laws.

### **Article I. GENERAL PROVISIONS**

- Section 1. The name of this organization shall be the University Area Commission, herein referred to as "Commission".
- Section 2. The boundaries of the University Area shall be: starting at the Glen Echo Ravine and the Olentangy River, proceeding east along Glen Echo Ravine to the Penn Central Railroad, south on the Penn Central Railroad tracks to Fifth Avenue, west on Fifth Avenue to the Olentangy River, and north along Olentangy River to the Glen Echo ravine.
- Section 3. These by-laws establish the procedure under which the University Area Commission shall execute those duties and functions set forth in and with authority granted under chapters 121, 3109, 3111 of the Columbus City Codes (herein abbreviated as C.C.) and the Columbus City Charter sections 60 and 61.
- Section 4. The Commission, and all its bodies thereof, shall be governed by Robert's Rules of Order Newly Revised, except as inconsistent with these By Laws and except that:
- a. The motion "to reconsider and enter on the minutes" shall never be in order;
  - b. The President may vote on a motion as any other member;
  - c. A roll-call vote on a motion may be ordered by one-fourth of the Commissioners present
  - d. The division of a motion may be ordered by any one Commissioner;
  - e. A motion to reconsider may be made by any Commissioner;
  - f. A quorum shall be eleven commissioners. Once a quorum is established, business can be conducted unless the number of commissioners present drops below nine, at which time the meeting is declared adjourned.



Section 5. No Commission member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized by the Commission. This shall not be construed as a restriction upon the right of the individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the Commission, provided they do not represent themselves as speaking for the Commission.

Section 6. No monies shall be expended or encumbered save pursuant to the Annual Budget.

- a. Within fifteen (15) days of receipt of the draft annual agreement with the City of Columbus, the Treasurer shall propose the annual budget to the executive committee. At the next regular meeting, the executive committee shall recommend to the Commission approval of the proposed annual budget. The annual budget shall be adopted when approved by a majority of the Commission.
- b. Any monies received shall be deposited immediately by the Treasurer.
- c. All purchases must follow the guidelines allowed in current Columbus City Code for commissioners.
- d. For purchases for Commission activities that are not itemized in the approved annual budget that are twenty-five dollars (\$25) or less, any commissioner may request reimbursement by providing the Treasurer with a written, dated request which explains the purchase and also provide a paper copy of the receipt. Permission to grant reimbursement may be given by the Treasurer.
- e. For purchases for Commission activities that are not itemized in the approved annual budget that are more than twenty-five dollars (\$25), any Commission member may request reimbursement from the President and the Treasurer by providing the Treasurer a written, dated request which explains the purchase and also provide a paper copy of the receipt. Permission to grant reimbursement may be given by agreement of the President and the Treasurer which then shall report the expenditure at the next regular meeting.
- f. Any commissioner may request a full Commission vote on any expense reimbursement not itemized in the approved annual budget.

Section 7. Any election required in these By Laws shall be conducted by written ballot, which shall be tallied immediately and the Recording Secretary shall read each commissioner's name and how they voted aloud into the meetings minutes. A voice vote may be held if an election is uncontested.

Section 8. Ballots for internal elections shall be held until such time as the minutes are approved for the meeting in which the election occurred. Upon approval of the minutes, the Commission has 30 days to destroy the ballots.

Section 9. The Commission shall also facilitate communication, understanding and cooperation among citizens, neighborhood groups, city officials and staff, and other stakeholders by performing those functions and duties set out in C.C. 3109.13.

## Article II. MEMBERS

Section 1. There shall be twenty (20) members of the Commission.

- a. Three members to be known as "District Commissioners" shall be elected from each of four districts.
- b. One member to be known as "Organization Commissioner" shall be appointed by each of the following Organizations:
  1. The Ohio State University;
  2. The Undergraduate Student Government of the Ohio State University;
  3. The Council of Graduate Students of the Ohio State University.
  4. The University Community Association;
  5. The University District Organization Inc; and
- c. One member, to be known as a "Group Commissioner", shall be appointed by the Commission upon nomination by each of the following area groups:
  1. Social, religious and charitable groups;
  2. Business groups; and
  3. Residential rental property owner groups.

A group is defined as a number of individuals who are considered as one or acting as one with membership and/or a common mission related primarily to a Group Commissioner category.

Section 2. Members shall serve the following terms of office:

- a. A term of office for a district commissioner shall be three years, with the positions in each district rotating, so that each year, a seat in each district shall be open for election. The three year terms are to expire as provided in these by-laws.
- b. A term of office for an organization commissioner shall be two years.
- c. A term of office for a group commissioner shall be two years.

Section 3. Members shall take office at the beginning of the Annual Meeting following the Board of Elections official report as set forth in Article IV, Section 2.

- a. By September 1 of each year, the Corresponding Secretary shall notify in writing all represented organizations that the term of their member shall end at the start of the annual meeting; and that it should submit in writing a representative to the Commission for the new term as set forth in Article II, Sections 1(b) and 1(C). This must be done by October 1 so that the Commission may certify the new members before the next annual meeting.
  1. Organizations in 1(b) shall be notified to appoint a commissioner.
  2. Organizations in 1(c) shall be notified to nominate a commissioner.

Section 4. Vacancies shall be filled as follows:

- a. If a vacancy occurs in a district seat on the Commission because of resignation, death, disqualification, or other means, the Corresponding Secretary shall give public notice of the vacancy at least thirty (30) days before the date on which the Commission will vote to recommend a candidate to fill the vacancy. After providing an opportunity for persons interested in filling the vacancy to indicate their interest to the Commission, the Commission shall vote according to article I section 7 to select a candidate to fill the vacancy until the next Annual Meeting.
  1. Notice of a vacancy shall be given in the agenda, given to each unsuccessful candidate, including write-in candidates, from that district in the last election and shall be made to the public.
  2. At the next Annual Election, a member shall also be elected to complete the unexpired term in accord with Article VI of these By Laws.
- b. If a vacancy occurs in an organization or group seat on the Commission because of resignation, death, disqualification, or other means, the Corresponding Secretary shall give notice to the organization or group to fill the vacancy in the same manner as set forth in Article II, Section 1(b) and 1(c), to serve until the next Annual Meeting.
- c. The Corresponding Secretary shall send written notice of the candidate endorsed by the Commission to the Office of the Mayor and the Department of Development, pursuant to C.C. 3109.08.

Section 5. District commissioners shall retain their residence within the district from which they were elected. Failure to maintain their residence shall constitute resignation from the Commission. Upon petition by that Commissioner, the Commission may grant waiver to this By Law by a two-thirds vote. Notice of this waiver must be given in the meeting. If a waiver is granted, the commissioner shall retain that seat only until the next Commission election.

Section 6. Three unapproved absences from regular Commission meetings between annual meetings shall constitute resignation from the Commission. In addition to regular monthly meetings, Commissioners may not have more than three unapproved absences from each committee on which each commissioner serves between annual meetings. The First Vice President shall notify in writing or electronic correspondence a commissioner who has been absent from two such meetings within fifteen days of the second absence. Absent commissioners may petition the President for approval of an absence from Commission and may petition the appropriate committee chair for approval of an absence from an assigned committee meeting. This petition for approval of an absence as excusable shall be in writing or electronic form and submitted to the President thirty (30) calendar days prior to the absence or within thirty (30) calendar days after the absence.

Section 7. The members of the Commission shall be approved and appointed by the Mayor of Columbus in accordance with Chapter 3109.07 of the City Code. The Corresponding Secretary shall notify the Mayor and the Department of Development of all appointments, elections, and vacancies within thirty (30) days of such action.

- a. Should the Mayor neither approve nor disapprove within thirty days (30) of notification then the action shall be deemed approved.
- b. A copy of each such notice shall be sent to the City Council (care of the City Clerk) and to the proper official of the Department of Development.
- c. New members of the Commission will attend a four (4) hour orientation training as provided by the City of Columbus or by the Commission. Failure of new members of the Commission to meet this requirement six (6) months from their date of appointment shall constitute resignation from the Commission.

### **Article III. OFFICERS**

Section 1. The officers of the Commission shall be a President, a First and a Second Vice President, a Treasurer, and a Recording and a Corresponding Secretary.

- a. The officers shall be elected by the Commission at the meeting following the annual meeting and shall take office upon election.
- b. All officers shall serve a term of one year, or until their successors are elected and qualified.

Section 2. The President shall:

- a. Chair all meetings of the Commission;
- b. Coordinate the actions of all officers and representatives of the Commission;
- c. Chair all public hearings called by the Commission;
- d. Select, supervise, direct or delegate any volunteers or staff hired by or assigned to the Commission; and represent or appoint a Commissioner to represent the University Area Commission at City Council meetings and other meetings affecting the University Area.

Section 3. The Two Vice Presidents :

- a. The First Vice President shall:
  1. Assist the President;
  2. Preside at meetings in the absence of the President.
  3. Have responsibility for managing all committees; and
  4. Assist the President in establishing and distributing the monthly agenda.

- b. The Second Vice President shall:
  - 1. Assist the President and the First Vice President, as requested and assigned;
  - 2. Support and direct use of the UAC computer; and
  - 3. Manage and direct digital and physical storage of Commission records.
  - 4. During commission meetings shall keep track of order of speakers for the President by acknowledging a person wanting to speak who is raising their hand and monitor time limits for speaking according to these by laws.

Section 4. The Two Secretaries:

- a. The Recording Secretary shall:
  - 1. Keep and permanently file all resolutions considered by the Commission, as well as a record of all actions taken; and
  - 2. Call the roll at each meeting of the Commission and record times of arrival and departure of commissioners after roll has been taken or before the adjournment of the meeting.
- b. The Corresponding Secretary shall:
  - 1. Shall correspond at the direction of the Commission.
  - 2. Keep on file all correspondences of the Commission;
  - 3. Provide copies of any Commission documents at a reasonable charge to any person requesting them;
  - 4. Forward weekly meeting schedules to OSU facilities for HVAC consideration.
  - 5. Notify the Mayor and the Department of Development of all appointments, elections, and vacancies within thirty (30) days of such action.

Section 5. The Treasurer shall:

- a. Receive all monies and approve all payments for the Commission in accordance with Article I, Section 6;
- b. Prepare and present an Annual Budget for the Commission in accordance with Article I, Section 6;
- c. Report on the financial condition of the Commission at each regular meeting;
- d. Submit a written report of the finances of the Commission at the Annual Meeting;
- e. Participate in the preparation of budget of expenditure of any grant moneys; and
- f. Manage the distribution and administration of grant moneys.
- g. And shall exercise all duties incident to the office of Treasurer, including compliance with all fiscal requirements within the memorandum of agreement with the city.

Section 6. A vacancy in the office of President shall be filled by the First Vice President. A vacancy in any other position shall be filled in the same manner as the original selection as set forth in Article III, Section 1.

Section 7. Additional officers or representatives may be created by the Commission. Representatives shall be elected by the Commission.

#### **Article IV. MEETINGS**

Section 1. The Commission shall hold a regular monthly meeting on the third Wednesday of each month.

- a. A regular meeting may be cancelled or rescheduled by two-thirds vote of the Commission at the regularly scheduled prior meeting of the Commission.
- b. A commissioner may speak twice on any unique debatable motion or presentation per meeting. Each time, the commissioner may speak for up to three (3) minutes. A commissioner cannot save time for their second round or transfer their remaining time to someone else. A commissioner cannot let someone else speak on his or her time.

Section 2. The regular meeting in January shall be the Annual Meeting at which new Commissioners take office, and annual reports from the committees are received.

- a. An officer nomination committee shall be appointed by the President, representing a cross section of the Commission, to develop and gather a slate of officers for the coming year.
- b. Any current commissioner may be a voting member of the officer nomination committee. Membership on this committee shall not exclude a commissioner from consideration for an office.
- c. The proposed slate of officers must be included with the meeting following the annual meeting notice.
- d. First item of business for the meeting following the annual meeting will be election of Commission Officers with additional or write-in nominations accepted from any member of the Commission.
- e. The election of officers shall be conducted by written ballot, which shall be tallied immediately by two commissioners not running for an officer position. The two commissioners will be chosen by random chance at the start of the meeting. One of the vote counters will read aloud each commissioner's name and how they voted into the official record kept by the Recording Secretary. Official tally of votes will include name of Commissioner and the number of votes they received. A voice vote may be held if there are no contested offices.

Section 3. At least a five-day notice of all meetings shall be given, such notice to include the agenda. All meetings of the Commission shall be open to the public. All Commission meetings shall comply with the Ohio open meeting law and the open meeting requirements pursuant to C.C. 121.01.

Section 4. The Commission shall consider no business unless introduced by a commissioner or a committee of the Commission. No person shall speak during a Commission meeting except when recognized by the presiding officer. This can be subject to approval of the Commission by a majority vote.

- a. Allowance shall be made for public comment on any issue to be voted on by the Commission or a committee of the Commission. Each speaker shall be limited to three (3) minutes. This limit may be extended by vote of the members present upon a motion of any commissioner to do so. Time shall be allowed following each presentation for commissioners to discuss and ask questions of the speaker. At their discretion, the presiding officer may limit the number of speakers to three (3) on each side of an issue. Such limitation shall be announced at the beginning of public comments on that issue.

Section 5. Special meetings may be called by the President; or the President upon receiving a petition signed by one-third of the Commissioners in office.

- a. Any such petition shall specify the date, time and place of the special meeting and shall include all business to be conducted at the meeting.
- b. No business shall be conducted at a special meeting, unless explicitly included in the notice of such meeting.

Section 6. A Public Hearing may be directed to be held by either: a majority vote of the Commission, or a committee (with the approval of the President).

- a. With the permission of a majority vote of the Commission, a public hearing may be held in conjunction with a Commission meeting.
- b. A record shall be made of each public hearing by the Recording Secretary or other provided recording officer from the directing committee.
- c. If a committee has called a public hearing, it shall provide the presiding and recording officer.
- d. At least a fifteen (15) day public notice shall be given for all public hearings.

Section 7. The Commission shall not consider zoning cases received by the Zoning Committee Chair less than 14 calendar days before a regular monthly Commission meeting. Cases received less than 14 calendar days before a regular monthly meeting will be considered at the following month's meeting.

- a. Commissioners shall be notified of upcoming Zoning cases and of the scheduled committee meeting no less than 12 calendar days before a regular monthly Commission meeting.
- b. The Commission shall notify all property owners within 125 feet of each zoning case. All such owners shall be listed on the attachment provided by the applicant.
- c. The Committee bringing the zoning recommendation forward must state that all appropriate procedures have been followed before a vote of the Commission is allowed. These procedures include proper notification of Commissioners, adherence to deadlines for case evaluation, and all other such procedures contained within these By-Laws and defined by the City of Columbus.
- d. The following time limits will be adhered to for all zoning cases heard before the commission:
  1. Zoning Committee presents the facts of the case: 5 min (max)
  2. Applicant presentation: 7 min (max)
  3. Zoning committee report: 5 min (max)
  4. Public comment (max 3 people each pro/con): 2 min each (max)
    - Only those who complete speaker slips prior to the case being heard will be considered for speaking based on the order the slips were received
  5. Commission discussion: Commissioner who wishes may speak once per round for 1 min (max) for 2 rounds
    - A Commissioner cannot save time for their second round or transfer their remaining time to someone else
  6. Applicant response: 3 min (max)
  7. Commission vote
  8. A motion to extend the max time limits can be made at the beginning of the case stating which portion(s) should be extended and by how long. The motion must pass by two-thirds (2/3) majority with no debate on this motion.
  9. The zoning committee chairperson or designee will provide a copy of this section to each zoning applicant prior to his or her appearance at a commission meeting.

## **Article V. COMMITTEES**

Section 1. The President shall appoint Commissioners to the standing committees subject to approval by the Commission. The President shall consider requests for assignments from all commissioners but is not bound by those requests. The standing committees are as follows: Community Relations; Zoning; Environment & Code Enforcement; Governance; Planning & Development; and Executive.

- a. The initial appointments shall be made at the meeting following the annual meeting.



- b. The President shall be ex officio a member of all committees and may elect to be a voting member of any committee at the meeting following the annual meeting.
- c. The President shall designate a member of each Committee to convene each Committee.
- d. Each committee shall select a chair, and may select other officers and adopt internal rules.
- e. All Committees shall meet on a monthly basis and report at each Commission meeting with a written report.
- f. All Committees are required to establish an agenda for yearly activities by the April meeting as well as write a summary of completed activities for the next Annual Meeting.
- g. The terms of office of all members of all committees shall end the beginning of the annual meeting.
- h. A vacancy in a committee shall be filled in the manner of the original selection.
- i. Each commissioner must serve on at least two (2) but no more than three (3) committees.

Section 2. The Executive Committee shall meet quarterly and:

- a. Consist of the President, both Vice Presidents, both Secretaries, immediate past President (if still a commissioner), and the Treasurer;
- b. Develop the annual budget; and,
- c. Evaluate and plan the direction and scope of Commission activities.

Section 3. The Planning & Development Committee shall:

- a. Conduct research, analysis, and make proposal recommendations on planning and development issues and any city plans that affect the area;
- b. Encourage, support, conduct research, and make recommendations on historic preservation issues within the area;
- c. Research, monitor, and make recommendations on any federal, state, or local funds and grant moneys that are available to implement plans in the area; and,
- d. Conduct research, analysis, and make proposal recommendations on utilities, streets, parks, and other public or private infrastructure within the area.

Section 4. The Community Relations Committee shall:

- a. Promote the activities and existence of the Commission to the community and other groups throughout the city;
- b. Assist the board of elections with promotion of elections upon request;
- c. Distribute a monthly Commission activity fact sheet on Commission activity;
- d. Oversee maintenance and development of the Commission website; and,
- e. Respond to the general electronic communication with the Commission.

Section 5. The Zoning Committee shall:

- a. Regularly receive, review with each applicant, and make recommendations to the Commission on all applications for rezoning, variances, graphics and other zoning adjustment appeals, and special permits located wholly or partially in the area; and,
- b. Shall review, monitor, and approve all requests for demolitions. The decision of this committee on all such requests is not final until and must be reported to the Commission at the next regularly scheduled meeting. Upon a motion by any commissioner, requests may be reconsidered by the entire Commission and approved by majority vote;

Section 6. The Environment & Code Enforcement Committee shall:

- a. Address, research, and make recommendations on crime, health, sanitation, safety, building code, and traffic issues in the area;
- b. Make recommendations to change city codes applicable to crime, health, sanitation, safety, building code, and traffic issues;
- c. Devise procedures to address issues with existing building code; and,
- d. Develop a list of contact persons to report and track code enforcement related issues.

Section 7. The Governance Committee shall:

- a. Implement these by laws and elections rules as required;
- b. Research the effectiveness and applicability of these by laws and make recommendations to the Commission for amendments to the by laws;
- c. Conduct the orientation of new commissioners;
- d. Coordinate the internal activities of the Commission.

Section 8. An ad hoc committee may be established or dissolved by a majority vote of the Commission. Its size, powers and duties shall be specified by the creating resolution. Unless otherwise specified, the term of a special committee shall be one year.

Section 9. All reports to the Commission shall be delivered by the person chairing the committee (unless the committee directs otherwise). If a minority of a committee wishes to make a report, it may do so after the committee reports and as an addition to the report.

Section 10. In the event a matter overlaps the area of two or more committees, the President of the Commission shall have the authority to assign such issues to a specific standing committee, or charge two or more of the committees to work as a special combined committee for the issue.

## **Article VI. ELECTIONS**

Section 1. Elections shall be held on the last Wednesday in October and the first Saturday November of each year. All elections shall be secret ballot. Elections shall be determined by plurality vote.

Section 2. Any person eighteen years of age or older and is a resident in the University Area, shall be an elector. Electors need not be registered with the Franklin County Board of Elections.

- Section 3. All nominations shall be by petition as provided in the Election Rules. All candidates must be qualified to vote for themselves, and be a resident of the district as set forth in the Election Rules.
- Section 4. All candidates and electors must provide identification and proof of residence in their district in which they intend to run or vote. Such identification may include, but is not limited to a valid driver's license, state-issued id, or a university id. Other identification may be accepted at the discretion of the majority vote of the Board of Elections, whose determination shall be final. Affidavits and other sworn statements, by themselves, shall never be sufficient.
- Section 5. A statement of the identification provided by electors in instances in which the sufficiency is uncertain shall be written by the poll worker on the envelope in which the ballot is placed. The Board shall determine the sufficiency of each identification before the envelope is opened. If it is the decision of the Board that the identification is not sufficient, the envelope shall be retained unopened.
- Section 6. Electors shall provide identification before they are permitted to vote. Successful candidates shall provide identification at the meeting of the Commission in which the election results are reported and approved. Should it be determined by vote of the Commission that the candidate has not established verification of residency, the candidate receiving the next highest number of votes in that district shall be declared the winner.
- Section 7. At any time prior to the day of the election, any commissioner may dispute the residency of any candidate by so informing the board of elections. In such case, the Board shall contact the candidate to verify residency.
- Section 8. There shall be a Board of Elections, consisting of five persons appointed by the President at the June meeting prior to the next election with the approval of the Commission, none of whom shall be connected in any way with a candidate for the Commission. The Board shall perform all duties set forth in the Election Rules.
- Section 9. The Board of Elections shall adopt Election Rules for governing the elections.
- a. Such rules shall be adopted by a majority vote of the Board.
  - b. Such rules shall be in conformity with these By Laws.
  - c. Such rules shall not be changed within the thirty (30) days after an election or within forty-five (45) days before an election.
  - d. Any adoption or amendment of the Election Rules shall be presented to the Commission at the beginning of two regularly scheduled meetings. Should the Commission not disapprove of them by the end of that second meeting, they shall take effect.
  - e. The Commission may amend the Election Rules without action by the Board of Elections in the same manner as amending by laws as set forth in Article VII.

## **Article VII. AMENDMENT**

Section 1. As permitted per C.C. 3109.13, these by-laws may be amended in part or in whole at any regularly scheduled meeting of the Commission by an affirmative vote of a two-thirds (2/3) majority of all Commission members provided that the amendments were submitted in writing at the previous regularly scheduled meeting. The Corresponding Secretary shall file any approved amendments immediately after its adoption with the city clerk for publication in the City Bulletin. Such amendments shall take effect ten (10) days after such publication per C.C. 121.05.

### **Standing Rules**

1. In the year 2013 all elected, appointed and nominated Commissioners in good standing at the time of the June meeting will have their terms in office extended to the beginning of the January 2014 Commission meeting.
2. In the year 2013 all terms of office as described in Article II section 2 of the University Area Commission By Laws are here by extended one time by 7 months.