

Columbus City Bulletin



**Bulletin #30
July 29, 2017**

Proceedings of City Council

Saturday, July 29, 2017



SIGNING OF LEGISLATION

(Note: Legislation was signed by Council President Zach Klein on the night of the Council meeting, *Monday, July 24, 2017*; with the exception of *Ordinance No. 1732-2017* which was signed by President Pro-Tempore Priscilla R. Tyson; by Acting Mayor, Jennifer Gallagher on *Tuesday, July 25, 2017*; 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.***

Monday, July 24, 2017

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 39 OF COLUMBUS CITY COUNCIL, JULY 24, 2017 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

- 1 [C0021-2017](#) THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF WEDNESDAY, JULY 19, 2017:

Transfer Type: C1, C2
To: JTC786 Inc
DBA Mobile
1509 Lockbourne Rd
Columbus Ohio 43206
From: Elza Inc
DBA Lockbourne Mobil
1509 Lockbourne Rd
Columbus Ohio 43206
Permit# 4183325

Transfer Type: C1, C2
To: Ameer West Side Carryout LLC
DBA Judes Foods
3277 W Broad St
Columbus OH 43204

From: Judes Foods LLC
 DBA Judes Foods
 3277 W Broad St
 Columbus OH 43204
 Permit# 0158292

New Type: C1, C2
 To: Family Dollar Stores of Ohio Inc
 DBA Family Dollar 7108
 1159 W Broad St
 Columbus OH 43222
 Permit# 26312750215

New Type: D2
 To: El Girasol Mexican Grocery LLC
 1569 Lockbourne Rd
 Columbus OH 43207
 Permit# 24652000006

Advertise Date: 7/29/17
 Agenda Date: 7/24/17
 Return Date: 8/8/3/17

Read and Filed

RESOLUTIONS OF EXPRESSION

HARDIN

- 2 [0200X-2017](#) To Present Letha Pugh of Bake Me Happy with the Reese Neader Memorial Award for Entrepreneurship and Social Change

Sponsors: Shannon G. Hardin, Elizabeth C. Brown, Mitchell J. Brown, Jaiza Page, Michael Stinziano, Priscilla Tyson and Zach M. Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

TYSON

- 3 [0203X-2017](#) To Declare September as National Prostate Cancer Awareness Month in the City of Columbus.

Sponsors: Priscilla Tyson, Elizabeth C. Brown, Mitchell J. Brown, Shannon G. Hardin, Jaiza Page, Michael Stinziano and Zach M. Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

COMMUNITY COMMUNICATIONS AND REPORTS

Jay McCallister - Commissioner, Greater Hilltop Area Commission

ADDITIONS OR CORRECTIONS TO THE AGENDA

FR FIRST READING OF 30-DAY LEGISLATION

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

FINANCE: TYSON, CHR. HARDIN E. BROWN KLEIN

- FR-1** [1737-2017](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Automotive Preventive Maintenance with Valvoline, LLC.; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).
Read for the First Time
- FR-2** [1864-2017](#) To authorize the Finance and Management Director to enter into a Universal Term Contract for the option to purchase Flocculator Paddle Replacement Parts with Motion Industries, Inc.; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).
Read for the First Time
- FR-3** [1895-2017](#) To authorize the Finance and Management Director to enter into contract with B&B Sealing LLC, dba Duraseal, for pavement coating and sealing of the parking lot at the Fleet Management facility; and to authorize the expenditure of \$62,200.00 from the Fleet Management Operating Fund. (\$62,200.00)
Read for the First Time
- FR-4** [1896-2017](#) To authorize the Finance and Management Director to enter into a Universal Term Contract for the option to purchase Hitachi Maxco Sludge Collector Parts with Bearing Distributors, Inc.; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).

Read for the First Time

ECONOMIC DEVELOPMENT: E. BROWN, CHR. STINZIANO TYSON KLEIN

- FR-5 [1917-2017](#) To authorize the Director of the Department of Development to enter into an Enterprise Zone Agreement with 1201 Dublin Road, LLC and The Zimmerman Companies, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) consecutive years in consideration of a total proposed capital investment of approximately \$5.278 million, the creation of 6 new full-time permanent positions and the retention of 6 full-time jobs.

Read for the First Time

PUBLIC SERVICE & TRANSPORTATION: HARDIN, CHR. STINZIANO TYSON KLEIN

- FR-6 [0198X-2017](#) To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the ADA Ramps Project - Citywide Curb Ramps 2017 Project 1 (PID 530087-912017) Public Improvement Project ("Public Project"). (\$0.00)

Read for the First Time

TECHNOLOGY: STINZIANO, CHR. HARDIN E. BROWN KLEIN

- FR-7 [1976-2017](#) To authorize the Director of the Department of Technology to continue an agreement with Columbus Fibernet, LLC (CFN) for fiber optic cable maintenance services for the CFN fiber duct system in support of the City's fiber optic infrastructure; and to authorize the expenditure of \$68,687.48 from the Department of Technology, Information Services Division, Information Services Operating Fund. (\$68,687.48)

Read for the First Time

- FR-8 [1985-2017](#) To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to establish a contract with Hach Company for software maintenance and support on the WIMS system in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$9,355.00 from the Department of Technology, Information Services Operating Fund. (\$9,355.00.)

Read for the First Time

- FR-9 [1994-2017](#) To authorize the Director of the Department of Technology to renew two contracts for related operating systems and licenses, one with SHI International Corporation for Veeam software licensing, maintenance,

and support services and the other with Brown Enterprise Solutions, LLC. for Symantec Veritas NetBackup software maintenance and support services; to authorize the total expenditure of \$260,836.88 from the Department of Technology, Information Services Division, Information Services Operating Fund. (\$260,836.88)

Read for the First Time

FR-10 [2016-2017](#)

To authorize the Directors of the Department of Technology and the Department of Public Utilities to continue an annual software maintenance and support services contract with Hansen Banner, LLC. in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$334,429.34 from the Department of Technology, Information Service Operating Fund. (\$334,429.34)

Read for the First Time

PUBLIC UTILITIES: STINZIANO, CHR. HARDIN E. BROWN KLEIN

FR-11 [1428-2017](#)

To authorize the Director of Public Utilities to enter into a planned modification of the Electric Power Systems Maintenance Services contract with Roberts Service Group, Inc. for the Department of Public Utilities, to authorize the expenditure of \$300,000.00 from the Sewerage System Operating Fund, and \$500,000.00 from the Electricity Operating Fund. (\$800,000.00)

Read for the First Time

FR-12 [1431-2017](#)

To authorize the Director of Public Utilities to enter into a planned modification of the Elevator Maintenance Services contract with Abell Elevator Service Company, dba Oracle Elevator Company; and to authorize the expenditure of \$70,000.00 from the Sewerage System Operating Fund. (\$70,000.00)

Read for the First Time

FR-13 [1542-2017](#)

To authorize the Director of Public Utilities to enter into a construction contract with Proshot Concrete, Inc. for the Alum Creek Main Trunk (N) & Alum Creek Subtrunk (ACS) Sanitary Sewer Rehabilitation Project; to authorize the appropriation and transfer of \$4,477,185.90 from the Sanitary Sewer Reserve Fund to the Ohio Water Development (OWDA) Loan Fund; and to authorize the expenditure of \$4,477,185.90 from the Ohio Water Development (OWDA) Loan Fund. (\$4,477,185.90).

Read for the First Time

FR-14 [1606-2017](#)

To authorize the Director of Public Utilities to enter into a construction contract with the Shelly & Sands, Inc. for the Morse / Dominion

Integrated Solutions Project; to authorize the appropriation and transfer of \$5,658,402.42 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Loan Fund; to authorize the expenditure of up to \$5,658,402.42 from said loan fund for the Division of Sewerage and Drainage; and to authorize an amendment to the 2017 Capital Improvements Budget to create sufficient budget authority for this project. (\$5,658,402.42).

Read for the First Time

FR-15 [1611-2017](#)

To authorize the Director of Public Utilities and the Director of Public Service to enter into a construction contract with the Conie Construction Company for the Blueprint Clintonville: Overbrook/Chatham Integrated Solutions Project and the Wynding Drive / Yaronia Drive Water Line Improvements Project; to authorize the appropriation and transfer of \$1,271,410.82 from the Sanitary Sewer Reserve Fund to the Ohio Water Development (OWDA) Loan Fund; to authorize the transfer of \$56,040.79 from the Sanitary Sewer General Obligation (G.O.) Bond Fund; to authorize an expenditure up to \$670,592.07 from the Water General Obligation (G.O.) Bond Fund; to authorize the transfer and expenditure of \$58,591.11 from Department of Public Services Streets and Highways G.O. Bonds; to authorize a total expenditure of up to \$2,056,634.79; and to amend the 2017 Capital Improvements Budget. (\$2,056,634.79).

Read for the First Time

FR-16 [1680-2017](#)

To authorize the Director of Public Utilities to enter into a contract with Watershed Organic Lawn Care for the Green Infrastructure Inspection and Maintenance Project for the Department of Public Utilities; and to authorize the expenditure of \$120,000.00 from the Water Operating Fund and \$217,327.86 from the Stormwater Operating Fund. (\$337,327.86)

Read for the First Time

FR-17 [1763-2017](#)

To authorize the Director of Public Utilities to enter into a construction contract with The Righter Co., Inc. for the Watershed Miscellaneous Improvements - Hoover Dam Miscellaneous Improvements Project; to authorize a transfer and expenditure up to \$547,229.80 within the Water General Obligations Bonds Fund; for the Division of Water; and to amend to the 2017 Capital Improvements Budget. (\$547,229.80)

Read for the First Time

FR-18 [1775-2017](#)

To authorize the Director of Finance and Management to associate all General Budget reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement for the purchase of Sludge Grinder Parts for the Division of Sewerage and Drainage with JWC Environmental, LLC; and to authorize the

expenditure of \$125,996.00 from the Sewerage Operating Fund.
(\$125,996.00)

Read for the First Time

- FR-19** [1799-2017](#) To authorize the Director of Public Utilities to enter into a contract with the Columbus Regional Airport Authority (CRAA) to reimburse CRAA for a portion of the costs associated with CRAA's construction of the Lockbourne Intermodal Pump Station (SA-19) (the Pump Station) and to take ownership and assume the operation and maintenance of the Pump Station; to appropriate, transfer, and expend up to \$300,000.00 within the Sanitary Sewer Permanent Improvement Fund; and to amend the 2017 Capital Improvement Budget. (\$300,000.00)

Read for the First Time

- FR-20** [1800-2017](#) To authorize the Director of Public Utilities to modify a service contract with Asplundh Tree Expert Company for the Power Line Clearance, Tree Trimming and Removal Services Project; and to authorize the expenditure of an additional \$45,000.00 from the Water Operating Fund and \$50,000.00 from the Electricity Operating Fund.
(\$95,000.00)

Read for the First Time

- FR-21** [1801-2017](#) To authorize the Director of Public Utilities to enter into a construction contract with Insituform Technologies, LLC for the Blueprint Hilltop 4: Lining; to authorize the appropriation and transfer of \$2,805,394.80 from the Sanitary Sewer Reserve Fund to the Ohio Water Development (OWDA) Loan Fund; to authorize an expenditure up to \$2,805,394.80 from said fund; and to amend the 2017 Capital Improvements Budget. (\$2,805,394.80).

Read for the First Time

- FR-22** [1805-2017](#) To authorize the Director of Public Utilities to enter into a construction contract with Fields Excavating, Inc. for the Maize Road Area Water Line Improvements (including 8th Avenue Water Line Improvements) Project; to authorize the appropriation and transfer of \$3,487,042.65 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$3,487,042.65 from the Water Supply Revolving Loan Account Fund; for the Division of Water; and to authorize an amendment of the 2017 Capital Improvements Budget. (\$3,487,042.65)

Read for the First Time

- FR-23** [1809-2017](#) To authorize the Director of Public Utilities to enter into a three-year Construction Administration and Inspection services agreement with Stantec Consulting Services, Inc.; to authorize an expenditure up to

\$623,636.23 within the Water General Obligations Bonds Fund for two Division of Water projects; and to amend to the 2017 Capital Improvements Budget. (\$623,636.23)

Read for the First Time

FR-24 [1820-2017](#)

To authorize the Director of the Department of Public Utilities to modify and extend a contract with the Delaware County Soil and Water Conservation District as a grant match provider for a USDA Regional Conservation Partnership Program (RCP) Grant; to authorize the expenditure of \$20,000.00 from the Water Operating Fund. (\$20,000.00)

Read for the First Time

FR-25 [1831-2017](#)

To authorize the Director of Public Utilities to execute a construction contract with Elite Excavating Co. of Ohio, Inc. for the Skyline Drive Area Stormwater System Improvements Project; to authorize an expenditure of up to \$3,331,913.40 within the Storm Sewer Bonds Fund; to authorize a transfer of \$1,477,905.40 within the Storm Sewer Bonds Fund; and to amend the 2017 Capital Improvement Budget. (\$3,331,913.40)

Read for the First Time

FR-26 [1836-2017](#)

To authorize the Director of Public Utilities to enter into an agreement with T & M Associates, Inc. for the General Engineering Consultant (GEC) Services #3 Project; to authorize the appropriation and transfer of \$500,000.00 from the Sewerage System Reserve Fund to the Sewer General Obligations Bond Fund; and to authorize an expenditure up to \$500,000.00 within the Sewer General Obligations Bond Fund. (\$500,000.00)

Read for the First Time

FR-27 [1859-2017](#)

To authorize the Director of Public Utilities to enter into a planned modification of the professional engineering services agreement with Patrick Engineering Inc. for the O'Shaughnessy Hydro Turbine Facilities Improvements Project; for the Division of Water; to authorize a transfer and expenditure up to \$1,798,100.00 within the Water General Obligations Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$1,798,100.00)

Read for the First Time

FR-28 [1872-2017](#)

To authorize the Director of Public Utilities to enter into an agreement with EMH&T, Inc., for professional engineering services for the East Fifth Avenue Decorative Street Lighting and Cleveland Avenue - Chittenden to Hudson Street Lighting Projects; for the Division of Power; to authorize an expenditure up to \$193,124.69 within the

Electricity General Obligations Bonds Fund; and to authorize an amendment to the 2017 Capital Improvements Budget. (\$193,124.69)

Read for the First Time

- FR-29** [1894-2017](#) To authorize the City Attorney to file complaints in order to appropriate and accept the remaining fee simple and lesser real estate necessary to timely complete the Big Run/Hellbranch Sewer Extension (CIP 650604-100001) Public Improvement Project; and to authorize the City Attorney to spend funds pursuant to an existing Auditor's certificate. (\$13,791.00)

Read for the First Time

RULES & REFERENCE: KLEIN, CHR. HARDIN PAGE STINZIANO

E. BROWN

- FR-30** [1970-2017](#) To amend various sections of Chapter 329 of the Columbus City Codes regarding Environmentally Preferred Purchasing and to enact additional criteria in Section 329.211 related to the Construction Prequalification process with these changes to be effective January 1, 2018; and to repeal the existing Sections being amended.

Sponsors: Elizabeth C. Brown

Read for the First Time

**ZONING: PAGE, CHR. E. BROWN M. BROWN HARDIN STINZIANO TYSON
KLEIN**

- FR-31** [1491-2017](#) To rezone 2700 MCKINLEY AVENUE (43214), being 2.85± acres located on the east side of McKinley Avenue, 1,650± feet southeast of West Fifth Avenue, From: L-M, Limited Manufacturing District, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z16-081).

Read for the First Time

- FR-32** [1768-2017](#) To rezone 1086 NORTH FOURTH STREET (43201), being 2.03± acres located at the southeast corner of North Fourth Street and East Fourth Avenue, From: M-2, Manufacturing District, To: CPD, Commercial Planned Development District (Rezoning # Z16-076).

Read for the First Time

- FR-33** [1845-2017](#) To rezone 3342 WEST HENDERSON ROAD (43220), being 3.6± acres located at the northwest corner of West Henderson Road and Chevy Chase Court, From: RR, Rural Residential District, To: L-AR-12, Limited Apartment Residential District (Rezoning # Z16-013).

Read for the First Time

- FR-34** [1846-2017](#) To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1 apartment residential district use; 3312.25, Maneuvering; 3312.29, Parking space; 3333.16, Fronting; 3333.18, Building lines; and 3333.255, Perimeter yard; of the Columbus City Codes; for the property located at 3342 WEST HENDERSON ROAD (43220), to permit 16 detached single-unit dwellings with reduced development standards in the L-AR-12, Limited Apartment Residential District (Council Variance # CV16-014).

Read for the First Time

- FR-35** [1884-2017](#) To rezone 2585 WALCUTT ROAD (43026), being 6.78± acres located on the west side of Walcutt Road, 135± feet south of Hilliard Oaks Court, From: R-1, Residential District and CPD, Commercial Planned Development District, To: L-AR-1, Limited Apartment Residential District (Rezoning # Z16-011).

Read for the First Time

- FR-36** [1885-2017](#) To grant a Variance from the provisions of Section 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 2585 WALCUTT ROAD (43026), to permit a reduced perimeter yard for an apartment complex in the L-AR-1, Limited Apartment Residential District (Council Variance # CV16-057).

Read for the First Time

- FR-37** [1929-2017](#) To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district uses; 3309.14, Height districts; 3312.21(D)(1), Landscaping and screening; 3312.25, Maneuvering; 3312.27, Parking setback line; 3312.29, Parking space; 3332.15, R-4 area district requirements; 3332.21, Building lines; 3332.285, Perimeter yard; 3333.15(C), Basis of computing area; 3333.18, Building lines; 3333.24, Rear yard; and 3333.26, Height district, of the Columbus City Codes; for the property located at 1414 BROADVIEW AVENUE (43212), to permit two multi-unit residential developments with reduced development standards in the AR-3, Apartment Residential District and the R-4, Residential District, and to repeal Ordinance # 0714-2016, passed April 4, 2016, and Ordinance # 1630-2007, passed November 5, 2007 (Council Variance # CV17-012).

Read for the First Time

- FR-38** [1932-2017](#) To rezone 7000 BENT TREE BOULEVARD (43235), being 16.75± acres located at the southeast corner of Bent Tree Boulevard and Sawmill Place Boulevard, From: CPD, Commercial Planned Development District, To: L-AR-2, Limited Apartment Residential

District (Rezoning # Z17-008).

Read for the First Time

- FR-39** [1933-2017](#) To grant a Variance from the provisions of Sections 3312.09, Aisle; 3312.13, Driveway; 3312.21(A)(B), Landscaping and screening; 3312.25, Maneuvering; 3312.27(2), Parking setback line; 3312.49, Minimum numbers of parking spaces required; 3321.07(B), Landscaping; 3333.13, AR-2 area district requirements; 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City codes; for the property located at 7000 BENT TREE BOULEVARD (43235), to permit reduced development standards for a multi-unit residential development in the L-AR-2, Limited Apartment Residential District (Council Variance # CV17-020).

Read for the First Time

- FR-40** [1745-2017](#) To grant a Variance from the provisions of Sections 3365.01, M-1, Manufacturing District; 3312.25, Maneuvering; 3312.29, Parking space; and 3312.49, Minimum numbers of parking spaces required, of the Columbus City Codes; for the property located at 6480 DOUBLETREE AVENUE (43229), to allow general office uses and a federal Immigration and Customs Enforcement processing station with reduced parking standards in the M-1, Manufacturing District (Council Variance # CV17-039).

Read for the First Time

- FR-41** [1937-2017](#) To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1 apartment residential district use; 3309.148, Area districts; 3312.25, Maneuvering; 3312.49, Minimum numbers of parking spaces required; 3321.05(B), Vision clearance; 3333.15, Basis of computing area; 3333.18, Building lines; 3333.22, Maximum side yard required; 3333.23(a), Minimum side yard permitted; 3333.24, Rear yard; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 63-71 SOUTH EIGHTEENTH STREET (43205), to permit mixed-use development with reduced development standards in the ARLD, Apartment Residential District (Council Variance # CV17-024).

Read for the First Time

- FR-42** [1944-2017](#) To rezone 1541 SCHROCK ROAD (43229), being 0.7± acres located at the southwest corner of Schrock and Karl Roads, From: C-5, Commercial District, To: CPD, Commercial Planned Development District (Rezoning # Z17-004).

Read for the First Time

- FR-43** [1946-2017](#) To grant a Variance from the provisions of Sections 3332.039, R-4,

residential district; 3312.13(B), Driveway; 3312.49(C), Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; 3332.15, R-4 Area district requirements; and 3372.604(B), Setback requirements, of the Columbus City codes; for the property located at 851 NORTH FOURTH STREET (43215), to permit 1,050± square feet of ground floor commercial use and two second-story dwelling-units, with reduced development standards in the R-4, Residential District; (Council Variance # CV17-016).

Read for the First Time

FR-44 [1947-2017](#) To rezone 868 INGLESIDE AVENUE (43215), being 0.98± acres located on the east side of Ingleside Avenue, 70± feet north of Buttles Avenue, From: M, Manufacturing District, To: AR-2, Apartment Residential District (Rezoning # Z16-073).

Read for the First Time

FR-45 [1948-2017](#) To grant a Variance from the provisions of Sections 3333.025, AR-2 apartment residential district use; 3309.14, Height districts; 3312.49, Minimum numbers of parking spaces required; 3333.18(F), Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 868 INGLESIDE AVENUE (43215), to permit a multi-unit residential development and monopole communications tower with reduced development standards in the AR-2, Apartment Residential District (Council Variance # CV16-073).

Read for the First Time

FR-46 [1953-2017](#) To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3309.14, Height districts; 3321.05(A)(1), Vision clearance; 3332.18(D), Basis of computing area; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.29, Height district; and 3372.604(A), Setback requirements, of the Columbus City codes; for the property located at 97 EAST FIFTH AVENUE (43201), to permit a mixed-use development with reduced development standards in the R-4, Residential District and C-4, Commercial District (Council Variance # CV17-032).

Read for the First Time

FR-47 [1973-2017](#) To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.05, Area district lot width requirements; Section 3332.15, R-4 Area district requirements; 3332.19, Fronting; and 3332.27, Rear yard, of the Columbus City codes; for the property located at 1069 SAY AVENUE (43201), to permit a single-unit dwelling (a carriage house) on the rear of a lot developed with a single-unit dwelling, with reduced development standards in the R-4, Residential District (Council variance # CV15-052).

Read for the First Time

- FR-48** [1974-2017](#) To grant a Variance from the provisions of Sections 3356.03, C-4 Permitted Uses; 3312.13, Driveway; and 3312.25, Maneuvering, of the Columbus City codes, for the property located at 1021 SOUTH HIGH STREET (43206), to conform an existing single-unit dwelling with reduced development standards in the C-4, Commercial District (Council Variance # CV17-045).

Read for the First Time

- FR-49** [1979-2017](#) To rezone 6261 WRIGHT ROAD (43130), being 74.38± acres located at the southeast corner of Wright Road and Gender Road, From: NE, Neighborhood Edge, NC, Neighborhood Center, and R, Rural districts, To: CPD, Commercial Planned Development, and PUD-8, Planned Unit Development districts (Rezoning # Z16-054).

Read for the First Time

- FR-50** [1980-2017](#) To grant a Variance from the provisions of Sections 3361.02, Permitted uses, of the Columbus City Codes, for the property located at 6261 WRIGHT ROAD (43130), to permit an animal shelter with outdoor runs, cages, or structures for open air confinement of animals in the CPD, Commercial Planned Development District, subject to an approved Special Permit from the Board of Zoning Adjustment (Council Variance #CV17-044).

Read for the First Time

- FR-51** [1983-2017](#) To grant a Variance from the provisions of Sections 3332.033, R-2, residential district; 3312.21, Landscaping and screening; 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3332.21(B), Building lines, of the Columbus City Codes; for the property located at 2058 MOCK ROAD (43219), to permit carry-out food sales with limited outdoor seating and storage with reduced development standards in the R-2, Residential District (Council Variance # CV17-040).

Read for the First Time**CA CONSENT ACTIONS****RESOLUTIONS OF EXPRESSION:****STINZIANO**

- CA-1** [0201X-2017](#) To Recognize and Celebrate Rupert "Twink" Starr and his Contributions to the City of Columbus

Sponsors: Michael Stinziano, Elizabeth C. Brown, Mitchell J. Brown, Shannon G. Hardin, Jaiza Page, Priscilla Tyson and Zach M. Klein

This item was approved on the Consent Agenda.

FINANCE: TYSON, CHR. HARDIN E. BROWN KLEIN

CA-2 [1570-2017](#) To authorize the Finance and Management Director, on behalf of the Fleet Management Division, to modify and renew an existing contract with API Security Services for security services at the Fleet Maintenance Facility; and to authorize the expenditure of \$80,000.00 from the Fleet Management Services Fund (\$80,000.00)

This item was approved on the Consent Agenda.

CA-3 [1630-2017](#) To authorize the Finance and Management Director to enter into a contract for the option to purchase Automotive and Truck Spring Repairs with Frame & Spring, Inc.; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).

This item was approved on the Consent Agenda.

CA-4 [1685-2017](#) To authorize the Finance and Management Director to enter into a contract for the option to obtain an Electric Energy Consultant UTC with New River Group, dba Scioto Energy LLC; and to authorize the expenditure of \$1.00 from the General Fund. (\$1.00).

This item was approved on the Consent Agenda.

CA-5 [1751-2017](#) To authorize the director of the Department of Finance and Management to execute any documents, as approved by the City Attorney, necessary to release and terminate all of the City's land restrictions, servitudes, and reversionary interests reserved in a deed described and recorded in Deed Volume 3491, Page 473, Recorder's Office, Franklin County, Ohio, burdening real property located at 966-968 Highland Street, Columbus, Ohio 43201. (\$0.00)

This item was approved on the Consent Agenda.

CA-6 [1798-2017](#) To authorize the Finance and Management Director to modify the Universal Term Contract for the option to purchase Waste Removal Services (Hazardous and Non-Hazardous) with Chemtron Corp Inc. to permit the addition of services and associated costs to the current contract that were originally unanticipated.

This item was approved on the Consent Agenda.

CA-7 [1808-2017](#) To authorize the Director of Finance and Management to execute those documents necessary to enter into a Lease Agreement with 1410 Cleveland Avenue, LLC for the lease of office space located at 1410 Cleveland Avenue, and to authorize the expenditure of

\$64,000.00 from the General Fund. (\$64,000.00)

This item was approved on the Consent Agenda.

- CA-8** [1816-2017](#) To authorize the Finance and Management Director to enter into a Universal Term Contract for the option to purchase Flocculator Tank/Sedimentation Basin Shaft Bearings with Applied Industrial Technologies and to authorize the expenditure of one dollar to establish a contract from the General Fund. (\$1.00).

This item was approved on the Consent Agenda.

- CA-9** [1834-2017](#) To authorize the Director of Finance and Management to enter into a contract, on behalf of the Office of Construction Management, with Decker Construction Company for the Police Station Midwatch and Fire Station No. 25 Parking Lot Expansion at 743 West 3rd Avenue; to authorize the expenditure of \$107,076.59 from the Safety Voted Bond Fund; and to declare an emergency. (\$107,076.59)

This item was approved on the Consent Agenda.

- CA-10** [1914-2017](#) To authorize the City Auditor to enter into a contract modification, along with the Auditor of the State of Ohio, with Plante & Moran, PLLC for professional auditing services for calendar year 2017; to authorize the expenditure of up to \$401,070.00 from the General Fund; and to declare an emergency. (\$401,070.00)

This item was approved on the Consent Agenda.

HEALTH & HUMAN SERVICES: TYSON, CHR. E. BROWN PAGE KLEIN

- CA-11** [1797-2017](#) To authorize the Director of the Department of Development to enter into an agreement with the Community Shelter Board for the administration of the Emergency Solutions Grant for the provision of support services to homeless individuals; to authorize the appropriation and expenditure of \$585,303.00 from the General Government Grant Fund; and to declare an emergency. (\$585,303.00)

Sponsors: Priscilla Tyson and Jaiza Page

This item was approved on the Consent Agenda.

- CA-12** [1818-2017](#) To authorize and direct the Board of Health to accept a grant from Gilead Sciences, Inc.; to authorize the appropriation of \$323,058.00 from the unappropriated balance of the City Private Grants Fund; and to declare an emergency. (\$323,058.00)

This item was approved on the Consent Agenda.

- CA-13** [1871-2017](#) To approve the funding request of Columbus Urban League seeking financial assistance to address an emergency human service need

pursuant to Columbus City Code; to authorize the Director of Development to execute a grant agreement with Columbus Urban League to fortify the New Beginnings Work Readiness Initiative; to authorize the expenditure of \$70,000.00 from the emergency human services fund; and to declare an emergency. (\$70,000.00)

This item was approved on the Consent Agenda.

CA-14 [1925-2017](#)

To approve the grant application of the Furniture Bank of Central Ohio seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$10,000.00 from the Neighborhood Initiatives Fund; to authorize the Director of Development to execute a grant agreement with Furniture Bank of Central Ohio to address and provide furniture for families previously experiencing homelessness; and to declare an emergency. (\$10,000.00)

This item was approved on the Consent Agenda.

CA-15 [1926-2017](#)

To approve the grant application of The Salvation Army seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$15,000.00 from the Neighborhood Initiatives Fund; to authorize the Director of Development to execute a grant agreement with The Salvation Army to support its Emergency Disaster Service-Response Program; and to declare an emergency. (\$15,000.00)

This item was approved on the Consent Agenda.

CA-16 [2056-2017](#)

To appropriate \$7,500.00 within the Neighborhood Initiative Fund for Columbus Public Health to purchase Naloxone and related supplies, and to declare an emergency. (\$7,500.00)

Sponsors: Priscilla Tyson and Zach M. Klein

This item was approved on the Consent Agenda.

WORKFORCE DEVELOPMENT: TYSON, CHR. E. BROWN HARDIN KLEIN

CA-17 [1939-2017](#)

To approve the grant application of Per Scholas seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$15,000.00 from the Jobs Growth Fund; to authorize the Director of Development to execute a grant agreement with Per Scholas for the provision of workforce development services; and to declare an emergency. (\$15,000.00)

This item was approved on the Consent Agenda.

- CA-18** [1940-2017](#) To approve the grant application of Ohio Minority Supplier Development Council (OMSDC) seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$25,000.00 from the Jobs Growth Fund; to authorize the Director of Development to execute a grant agreement with Ohio Minority Supplier Development Council (OMSDC) for the provision of business development services; and to declare an emergency. (\$25,000.00)
- This item was approved on the Consent Agenda.**

ECONOMIC DEVELOPMENT: E. BROWN, CHR. STINZIANO TYSON KLEIN

- CA-19** [1874-2017](#) To authorize the Director of Development to amend the Enterprise Zone Agreement for the first time to replace Lightning Propco I, LLC with GPT Charter Street Owner LLC as the enterprise and party to the Agreement; and to declare an emergency.
- This item was approved on the Consent Agenda.**

PUBLIC SAFETY: M. BROWN, CHR. PAGE STINZIANO KLEIN

- CA-20** [1448-2017](#) To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into a contract with Medical Priority Consultants Inc., DBA Priority Dispatch, for maintenance services required for the City's 911 Emergency Dispatching system in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$63,683.00 from the General Fund; and to declare an emergency. (\$63,683.00)
- This item was approved on the Consent Agenda.**
- CA-21** [1718-2017](#) To authorize and direct the Director of Finance and Management to issue a purchase order to Vance Outdoors, Inc. for the purchase of Personal Protective Equipment (PPE) for use by the Division of Fire, Tactical Emergency Medical team (TEMs), from the existing State of Ohio Term Contract (STS781) established for such purpose by the State of Ohio Department of Administrative Services Purchasing Office; to expend \$103,824.00 from the General Government Grant Fund; and to declare an emergency. (\$103,824.00)
- This item was approved on the Consent Agenda.**
- CA-22** [1742-2017](#) To amend the Public Safety 2017 Capital Improvement Budget; to authorize a transfer of funds between projects within the Public Safety Capital Improvement Fund; to authorize and direct the Director of Finance and Management to enter into contract with SJX Jet Boats, Inc. for the purchase of Jet Boats for the Division of Police and to enter into contract with Kair, Inc. for the purchase of a Zodiac Boat for

the Division of Police; to authorize the expenditure of \$217,002.37 within the Public Safety Capital Improvement Fund; and to declare an emergency. (\$217,002.37)

This item was approved on the Consent Agenda.

CA-23 [1828-2017](#)

To authorize the Finance and Management Director to issue a purchase order for road flares for the Division of Police 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 Standard Fusee Corporation, DBA Orion Safety Products; to authorize the expenditure of \$22,860.00 from the General Fund; and to declare an emergency. (\$22,860.00).

This item was approved on the Consent Agenda.

CA-24 [1851-2017](#)

To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into contract with Tyco SimplexGrinnell for maintenance services for the Neighborhood Safety Cameras; to authorize the expenditure of \$160,000.00 from the General Fund and to declare an emergency (\$160,000.00)

This item was approved on the Consent Agenda.

CA-25 [1912-2017](#)

To authorize and direct the Finance and Management Director to establish a purchase order with Arrow Energy, Inc. for the purchase of jet fuel for the Division of Police from an existing universal term contract; to authorize the expenditure of \$168,000.00 from the General Fund.; and to declare an emergency. (\$168,000.00)

This item was approved on the Consent Agenda.

**PUBLIC SERVICE & TRANSPORTATION: HARDIN, CHR. STINZIANO
TYSON KLEIN**

CA-26 [0189X-2017](#)

To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the Cleveland Avenue - Shared Use Path from Community Park Drive to I-270 #3283 E #540002-100081 Public Improvement Project. (\$0.00)

This item was approved on the Consent Agenda.

CA-27 [0193X-2017](#)

To declare the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio to reimburse its Transportation Grants Fund for the Parsons Avenue - Livingston to Hosack project, with the proceeds of tax exempt debt of the State of Ohio; and to declare an emergency.

This item was approved on the Consent Agenda.

CA-28 [0194X-2017](#)

To declare the official intent and reasonable expectation of the City of

Columbus on behalf of the State of Ohio to reimburse its Transportation Grants Fund for the Joyce Avenue Phase 3 project, with the proceeds of tax exempt debt of the State of Ohio; and to declare an emergency.

This item was approved on the Consent Agenda.

CA-29 [1690-2017](#)

To amend the 2017 Capital Improvements Budget; to appropriate funds within the Department of Public Service General Permanent Improvement Non-Bond Fund; to authorize and direct the City Auditor to transfer funds and appropriation within the General Permanent Improvement Non-Bond Fund; to authorize the Director of the Department of Public Service to enter into a contract modification with Lucity, Inc., for enhancements to the work order management system; to authorize the expenditure of up to \$80,000.00 from the Department of Public Service General Permanent Improvement Non-Bond Fund, and to declare an emergency (\$80,000.00).

This item was approved on the Consent Agenda.

CA-30 [1813-2017](#)

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement to Grant/Riverside Methodist Hospitals for a curtain wall that will project into the public rights-of-way; and to accept payment for the encroachment easement. (\$0.00)

This item was approved on the Consent Agenda.

CA-31 [1830-2017](#)

To authorize and direct the Director of Public Service to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with Xerox State & Local Solutions, Inc. to Conduent State & Local Solutions, Inc.; and to declare an emergency.

This item was approved on the Consent Agenda.

CA-32 [1847-2017](#)

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, for an amount of up to \$143,165.31 for the Downtown SID Improvement project; to authorize the expenditure of \$143,165.31 from the Streets and Highways Bond Fund; and to declare an emergency. (\$143,165.31).

This item was approved on the Consent Agenda.

CA-33 [1852-2017](#)

To amend the 2017 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the

Streets and Highways Bond Fund; to authorize the expenditure of up to \$136,424.00 within the Streets and Highways Bond Fund to pay for construction inspection for the Roadway Improvements -- Cannon Drive Relocation project; and to declare an emergency. (\$136,424.00)

This item was approved on the Consent Agenda.

CA-34 [1855-2017](#)

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Newcomer Concrete Services, Inc., and to provide for the payment of construction, construction administration, and inspection services in connection with the UIRF - Woodland Park project; to authorize expenditures up to \$473,008.08 relative to this project; and to declare an emergency. (\$473,008.08)

This item was approved on the Consent Agenda.

CA-35 [1862-2017](#)

To authorize the Director of the Department of Public Service to submit information to county auditors for assessment of properties under the Sidewalk NOV program; to allow adjustments to the assessment list to reflect additional payments or errors; to authorize funds received for these assessments to be returned to the Department of Public Service; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

CA-36 [1867-2017](#)

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement at 246 West Fifth Avenue. (\$0.00)

This item was approved on the Consent Agenda.

CA-37 [1882-2017](#)

To authorize the Director of the Department of Public Service to execute those documents necessary to release the requested easements for the plat known as Kenny Heights Addition. (\$0.00)

This item was approved on the Consent Agenda.

CA-38 [1918-2017](#)

To authorize the Directors of the Department of Public Service, Department of Public Utilities, and Department of Recreation and Parks to execute and acknowledge any documents, as approved by the City Attorney, necessary to transfer and acquire any real estate and to enter into any agreements associated with completing the OhioHealth Redevelopment Project; to waive the Land Review Commission requirements; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

CA-39 [1935-2017](#)

To authorize the Director of Public Service, on behalf of the City of Columbus, to execute Highway Safety Program grant agreements with

the Ohio Department of Transportation, accept and expend grant funds, and issue refunds if necessary after final accounting for approved projects; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

CA-40 [1987-2017](#)

To authorize the Director of Public Service to submit applications for Round 32 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Department of Public Service on behalf of the City of Columbus; to authorize the Director of Finance and Management and City Auditor, as appropriate, to sign for funding use certification, local match availability and to certify loan portion repayment; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

SMALL & MINORITY BUSINESS DEVELOPMENT: HARDIN, CHR. E. BROWN TYSON KLEIN

CA-41 [1945-2017](#)

To determine to proceed with the Transit Services Plan of the Capital Crossroads Special Improvement District of Columbus, Inc. and to levy special assessments on parcels of real property benefitted by the services to be provided under the Transit Services Plan; to approve the report of the Assessment Equalization Board; and to declare an emergency.

This item was approved on the Consent Agenda.

NEIGHBORHOODS: HARDIN, CHR. STINZIANO E. BROWN KLEIN

CA-42 [1913-2017](#)

To authorize the Director of the Department of Neighborhoods to enter into an agreement with the United Way of Central Ohio to complete a neighborhood assessment of social service needs in the Near East Community; to transfer an appropriation in the amount of \$20,000.00 within the general fund; to authorize the expenditure of \$20,000.00; and to declare an emergency. (\$20,000.00).

This item was approved on the Consent Agenda.

RECREATION & PARKS: PAGE, CHR. TYSON M. BROWN KLEIN

CA-43 [1557-2017](#)

To authorize the Director of Recreation and Parks to enter into contract with 2K General Company for the restoration of columns at Goodale and Schiller Parks; to authorize the expenditure of \$438,350.00 from the Recreation and Parks Voted Bond Fund and Street and Highways General Obligations Bond Fund; and to declare an emergency. (\$438,350.00)

This item was approved on the Consent Agenda.

CA-44 [1658-2017](#)

To authorize an increase within the imprest petty cash fund for the Central Ohio Area Agency on Aging and The Recreation and Parks Department Parks Department; and to expend \$1,500.00 from the Recreation and Parks Grant Fund and \$2,600.00 from the Recreation and Parks Operating Fund. (\$4,100.00)

Sponsors: Jaiza Page and Michael Stinziano

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

Abstained: 1 - Elizabeth Brown

Affirmative: 6 - Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

CA-45 [1755-2017](#)

To authorize and direct the Director of Recreation and Parks to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite Program administered by the Central Ohio Area Agency on Aging; to authorize the expenditure of \$300,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$300,000.00)

Sponsors: Jaiza Page and Michael Stinziano

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

Abstained: 1 - Elizabeth Brown

Affirmative: 6 - Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

CA-46 [1873-2017](#)

To authorize the Director of Finance and Management to enter into various contracts for the purchase of maintenance equipment for the Recreation and Parks Department Sports Section; to authorize the appropriation of \$16,000.00 within the Recreation and Parks Permanent Improvement fund; to authorize the expenditure of \$50,000.00 from the Recreation and Parks Voted Bond Fund and \$16,000.00 from the Recreation and Parks Permanent Improvement Fund; to establish an Auditor's certificate in the amount of \$66,000.00; to amend the 2017 CIB and transfer funding within the Voted Parks and Recreation Bond Fund and Permanent Improvement Fund; and to declare an emergency. (\$66,000.00)

This item was approved on the Consent Agenda.

CA-47 [1881-2017](#)

To authorize and direct the Director of Recreation and Parks to grant consent to 22nd Foundation, Inc. to apply for permission to sell alcoholic beverages at the 22nd Foundation for Riverfest614, September 2-3, 2017; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

HOUSING: PAGE, CHR. E. BROWN STINZIANO KLEIN

- CA-48** [1711-2017](#) To authorize the Director of the Department of Development to modify and extend an existing lead testing contract with Franklin County Public Health for lead testing of Land Bank owned houses; to authorize the expenditure of \$30,000.00 from the 2017 Development Taxable Bonds Fund; and to declare an emergency. (\$30,000.00)

This item was approved on the Consent Agenda.

- CA-49** [1875-2017](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (618-620 Seymour Ave.) held in the Land Bank pursuant to the Land Reutilization Program and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-50** [1920-2017](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of eleven parcels of real property (0000 Taylor Ave., 0000 Bassett Ave., 787 Bassett Ave., 791 Bassett Ave., 800 Bassett Ave., 822 Bassett Ave., 839 Bassett Ave., 841 Bassett Ave., 843 Bassett Ave., 847 Bassett Ave., and 831 Parkwood Ave.) held in the Land Bank pursuant to the Land Reutilization Program and to declare an emergency.

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

Abstained: 1 - Jaiza Page

Affirmative: 6 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Michael Stinziano, Priscilla Tyson, and Zach Klein

- CA-51** [1921-2017](#) To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (000 Montclair Rd.) held in the Land Bank pursuant to the Land Reutilization Program and to declare an emergency.

This item was approved on the Consent Agenda.

TECHNOLOGY: STINZIANO, CHR. HARDIN E. BROWN KLEIN

- CA-52** [1427-2017](#) To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish purchase orders utilizing two existing purchase agreements with

Network Dynamics Inc. for the acquisition of Cisco network equipment, maintenance, and engineering services for the network upgrade project; to authorize the expenditure of \$339,529.60 from the Department of Technology, Information Services Division, Information Services Capital Improvement Fund. (\$339,529.60)

This item was approved on the Consent Agenda.

CA-53 [1826-2017](#)

To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to establish a contract with Schneider Electrical Systems USA, Inc. for ArcFM software maintenance and support in accordance with sole source procurement provisions of the Columbus City Code; to authorize the expenditure of \$26,976.47 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$26,976.47)

This item was approved on the Consent Agenda.

CA-54 [1848-2017](#)

To authorize the Director of the Department of Technology to renew a contract for fiber Internet access services with OARnet/OSU; to authorize the expenditure of \$45,120.00 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$45,120.00)

This item was approved on the Consent Agenda.

CA-55 [1850-2017](#)

To authorize the Director of the Department of Technology to establish a contract with Canadian Time Systems (dba Key Tracer Systems Inc.) for maintenance and support services in accordance with sole source procurement provisions of Chapter 329 of the Columbus City Code; to authorize the expenditure of \$30,960.00 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$30,960.00)

This item was approved on the Consent Agenda.

CA-56 [1880-2017](#)

To authorize and direct the City Auditor to appropriate and transfer \$192,369.08 from the Special Income Tax Fund to the Department of Technology Information Services General Obligation Debt Fund; to authorize the Director of the Department of Technology to enter into a contract with Gudenkauf Corporation for the installation of fiber optic cable and related services; to authorize the expenditure of \$192,369.08 from the Department of Technology, Information Services Division, Information Services General Obligation Debt Fund; and to declare an emergency. (\$192,369.08.)

This item was approved on the Consent Agenda.

CA-57 [1907-2017](#)

To authorize the Director of the Finance and Management

Department, on behalf of the Department of Technology, to establish a purchase order with Granicus, Inc. from a State Term Contract for subscription-based communication services; to authorize the expenditure of \$81,810.00 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$81,810.00)

This item was approved on the Consent Agenda.

CA-58 [1949-2017](#)

To authorize the transfer of appropriation between object class codes in the Information Services Operating Fund; to authorize the Directors of the Department of Technology and the Department of Public Utilities to modify an annual software maintenance and support and professional services contract with Hansen Banner, LLC., in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$740,000.00 from the Information Services Operating Fund; and to declare an emergency. (\$740,000.00)

This item was approved on the Consent Agenda.

CA-59 [1954-2017](#)

To authorize the Director of Finance and Management to establish a purchase order with Insight Public Sector for maintenance and support services for the Panasonic Arbitrator 360 system from an existing Cooperative State of Ohio State Term Schedule Contract established for such purpose by the State of Ohio Department of Administrative Services Purchasing Office; to authorize the expenditure of \$32,821.25 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$32,821.25)

This item was approved on the Consent Agenda.

CA-60 [1966-2017](#)

To authorize the Director of the Department of Technology, on behalf of the Columbus Public Health Department, to renew an agreement with NextGen Healthcare Information Systems, LLC for hosting and ongoing support of an electronic medical record system in accordance with sole source provisions in the Columbus City Code; to authorize the expenditure of \$212,359.84 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$212,359.84)

This item was approved on the Consent Agenda.

CA-61 [1971-2017](#)

To authorize the Director of the Department of Technology (DoT) to renew a contract with SHI International Corporation to provide annual software maintenance and support services in support of the NetMotion mobility solution; to authorize the expenditure of \$39,098.24 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$39,098.24)

This item was approved on the Consent Agenda.

- CA-62** [1975-2017](#) To authorize the Director of the Department of Technology to enter into a contract for software support provided by Milestone Utility Services, Inc. for the Department of Public Utilities' Mobile Dispatching System in accordance with sole source procurement provisions of Chapter 329 of the Columbus City Code; to authorize the expenditure of \$17,000.00 from the Department of Technology, Information Service Operating Fund; and to declare an emergency. (\$17,000.00)

This item was approved on the Consent Agenda.

PUBLIC UTILITIES: STINZIANO, CHR. HARDIN E. BROWN KLEIN

- CA-63** [0188X-2017](#) To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the Lockbourne Air Quality Improvement - (CIP 650491-100005) Public Improvement Project. (\$0.00)

This item was approved on the Consent Agenda.

- CA-64** [1590-2017](#) To authorize the Director of Public Utilities to enter into a construction contract with the Peterson Construction Company for the Fenway Court Pump Station and the Stella Court Pump Station Renovations Projects; to authorize the transfer within of \$412,724.00 and an expenditure of up to \$932,724.00 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$932,724.00).

This item was approved on the Consent Agenda.

- CA-65** [1646-2017](#) To authorize the Director of Public Utilities to execute a construction contract with Jess Howard Electric Co. for the Southeast Lions Park Street Lighting Improvements Project; and to authorize an expenditure up to \$99,808.49 within the Electricity General Obligations Bonds Fund for the Division of Power. (\$99,808.49)

This item was approved on the Consent Agenda.

- CA-66** [1743-2017](#) To authorize the Director of Public Utilities to enter into a planned modification of the Division of Power's General Engineering Services agreement with GPD Group, Inc.; to authorize transfers and expenditures up to \$150,000.00 within the Electricity Build America Bonds Fund and the Electricity General Obligations Bonds Fund; and to authorize an amendment to the 2017 Capital Improvements Budget. (\$150,000.00)

This item was approved on the Consent Agenda.

CA-67 [1747-2017](#) To authorize the Director of Public Utilities to execute a planned modification of the 2017 - 2019 Construction Administration and Inspection Services Agreement with PRIME AE Group, Inc., for the Division of Power's Southeast Lions Park and Livingston Avenue Street Lighting Improvements Projects; and to authorize an expenditure up to \$65,977.17 within the Electricity General Obligations Bond Fund. (\$65,977.17)

This item was approved on the Consent Agenda.

CA-68 [1748-2017](#) To authorize the Director of Public Utilities to execute a construction contract with Complete General Construction Co. for the Livingston Avenue Street Lighting Improvements Project; and to authorize an expenditure up to \$257,360.80 within the Electricity General Obligations Bonds Fund for the Division of Power. (\$257,360.80)

This item was approved on the Consent Agenda.

CA-69 [1749-2017](#) To authorize the Director of Public Utilities to enter into a planned modification of the professional engineering services agreement with Stantec Consulting Services, Inc. for the Hap Cremean Water Plant Sludge Disposal Line Improvements Project; for the Division of Water; to authorize a transfer and expenditure up to \$192,000.00 within the Water General Obligations Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$192,000.00)

This item was approved on the Consent Agenda.

CA-70 [1767-2017](#) To authorize the Director of Public Utilities to modify the Power Purchase Agreement with Central Ohio Bio Energy, LLC by modifying Exhibit A of the Power Purchase Agreement to include the rates in the Electricity Price Schedule for 2018 and extending the term of the contract through October 15, 2018. (\$0.00)

This item was approved on the Consent Agenda.

CA-71 [1802-2017](#) To authorize the Director of Public Utilities to enter into an agreement with CH2M Hill Engineers, Inc., for professional engineering services for the Laboratory Upgrades Project for the Division of Water; and to authorize an expenditure up to \$668,000.00 within the Water General Obligations Bonds Fund. (\$668,000.00)

This item was approved on the Consent Agenda.

CA-72 [1942-2017](#) To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund Loan Fee to the Ohio Water Development Authority for the Southerly Wastewater Treatment Plant CEPT Clarification Project loan; to authorize the expenditure of \$93,694.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$93,694.00)

This item was approved on the Consent Agenda.

- CA-73** [1943-2017](#) To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund Loan Fee to the Ohio Water Development Authority for the Alum Creek Trunk (North) and Alum Creek Subtrunk Sewer Project loan; to authorize the expenditure of \$15,670.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$15,670.00)

This item was approved on the Consent Agenda.

JUDICIARY & COURT ADMINISTRATION: STINZIANO, CHR. PAGE M. BROWN KLEIN

- CA-74** [1915-2017](#) To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with BIS Digital, Inc.; to authorize the expenditure of up to \$49,436.65 with BIS Digital, Inc for the maintenance of courtroom audio/video recording systems from the special revenue computer fund; and to declare an emergency. (\$49,436.65)

This item was approved on the Consent Agenda.

APPOINTMENTS

- CA-75** [A0114-2017](#) Reappointment of Clyde Henry, 436 N. High Street, Columbus, OH 43215, to serve on the Historic Resources Commission with a new term expiration date of 6/30/2020 (resume attached).

This item was approved on the Consent Agenda.

- CA-76** [A0123-2017](#) Reappointment of Danni Palmore, Policy Works, 155 West Main St, Suite 1704, Columbus, OH 43215, to serve on the Downtown Commission with a new term expiration date of 6/1/2021 (resume attached).

This item was approved on the Consent Agenda.

- CA-77** [A0124-2017](#) Appointment of Jeffrey Ferriell, 303 E. Broad St., Columbus, OH 4315, to serve on the German Village Commission replacing Terrence O'Donnell with a new term expiration date of 6/30/2018 (resume attached).

This item was approved on the Consent Agenda.

- CA-78** [A0128-2017](#) Appointment of Gerald Purcell, 73 North Westmoor Avenue, Columbus, Ohio 43204 to serve on the Greater Hilltop Area Commission replacing Geoffrey Phillips with a new term expiration date of July 7, 2020 (resume attached).

This item was approved on the Consent Agenda.

CA-79 [A0129-2017](#) Appointment of Josh Maddox, 3033 Palmetto Street, Columbus, Ohio 43204 to serve on the Greater Hilltop Area Commission replacing Lane Newcome with a new term expiration date of July 10, 2018 (resume attached).

This item was approved on the Consent Agenda.

CA-80 [A0130-2017](#) Appointment of Ruth Thurgood Mundy, 133 Guernsey Avenue, Columbus, Ohio 43204 to serve on the Greater Hilltop Area Commission replacing James Groves with a new term expiration date of July 9, 2019 (resume attached).

This item was approved on the Consent Agenda.

CA-81 [A0131-2017](#) Appointment of Neal Bronder, 4464 Logwood ane, Columbus, Ohio 43228 to serve on the Greater Hilltop Area Commission replacing Judy Andrews with a new term expiration date of July 7, 2020 (resume attached).

This item was approved on the Consent Agenda.

CA-82 [A0132-2017](#) Reappointment of Melissa Ingwersen, President, Central Ohio District, Key Bank, 88 East Broad Street, Columbus, OH 43215, to serve on the Columbus Downtown Development Corporation Board of Directors with a new term expiration date of July 8, 2020 (resume attached).

This item was approved on the Consent Agenda.

CA-83 [A0133-2017](#) Reappointment of Alex Shumate, Squire Patton Boggs, 41 South High Street, Columbus, OH 43215, to serve on the Columbus Downtown Development Corporation Board of Directors with a new term expiration date of July 8, 2020 (biography attached).

This item was approved on the Consent Agenda.

CA-84 [A0134-2017](#) Appointment of Darnita Bradley, Manager of Governmental Affairs and Economic Development, Columbia Gas of Ohio, 50 West Broad Street, Suite 1800, Columbus, OH 43215 to serve on the Columbus-Franklin County Finance Authority Board of Directors, replacing Evelyn Sullen Smith, with a new term expiration date of April 30, 2021 (resume attached).

This item was approved on the Consent Agenda.

CA-85 [A0135-2017](#) Appointment of Khara Nemitz, 79 Brighton Road, Columbus, Ohio 43202 to serve on the Clintonville Area Commission replacing Nancy Kuhel with a new term expiration date of June 30, 2020 (resume attached).

This item was approved on the Consent Agenda.

- CA-86** [A0136-2017](#) Appointment of Lauren Squires, 474 Wyandotte Avenue, Columbus, Ohio 43202 to serve on the University Area Commission replacing Rachel Beeman with a new term expiration date of January 15, 2020 (resume attached).

This item was approved on the Consent Agenda.

- CA-87** [A0137-2017](#) Appointment of Jacqueline Miles, 133 North Princeton Avenue, Columbus, Ohio 43222 to serve on the Franklinton Area Commission replacing Collin Morelock with a new term expiration date of November 14, 2017 (resume attached).

This item was approved on the Consent Agenda.

- CA-88** [A0138-2017](#) Reappointment of Richard Barnhart, Partner, Ice Miller, 250 West Street, Columbus, OH 43215 to serve on the Columbus-Franklin County Finance Authority Board of Directors with a new term expiration date of April 30, 2021 (resume attached).

This item was approved on the Consent Agenda.

- CA-89** [A0139-2017](#) Reappointment of Teresa McWain, Director, Corporate Communications, American Electric Power, 1 Riverside Plaza, Columbus, OH, to serve on the Community Shelter Board with a new term expiration date of June 30, 2020 (resume attached).

This item was approved on the Consent Agenda.

- CA-90** [A0140-2017](#) Appointment of Dawn Tyler Lee, Deputy Chief of Staff, Office of the Mayor, City of Columbus, 90 West Broad Street, Columbus, OH 43215, to serve on the Community Shelter Board, replacing Chad Jester, with a new term expiration date of June 30, 2020 (resume attached).

This item was approved on the Consent Agenda.

- CA-91** [A0141-2017](#) Reappointment of Michael G. Morris to serve on the Columbus Downtown Development Corporation Board of Directors with a new term expiration date of July 8, 2020 (biography attached).

This item was approved on the Consent Agenda.

Approval of the Consent Agenda

A motion was made by Hardin, 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 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION**FINANCE: TYSON, CHR. HARDIN E. BROWN KLEIN**

SR-1 [1786-2017](#) To authorize the issuance of unlimited tax bonds in an amount not to exceed \$18,225,000.00 for public safety and health-related projects (\$18,225,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-2 [1787-2017](#) To authorize the issuance of unlimited tax bonds in an amount not to exceed \$15,230,000.00 for recreation and park-related projects (\$15,230,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-3 [1788-2017](#) To authorize the issuance of unlimited tax bonds in an amount not to exceed \$120,680,000.00 for transportation and refuse projects (\$120,680,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-4 [1789-2017](#) To authorize the issuance of unlimited tax bonds in an amount not to exceed \$68,865,000.00 for sanitary sewer-related projects (\$68,865,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-5 [1790-2017](#) To authorize the issuance of unlimited tax bonds in an amount not to exceed \$62,820,000.00 for water, storm and power projects (\$62,820,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-6 [1791-2017](#) To authorize the issuance of limited tax bonds in an amount not to exceed \$15,505,000.00 for economic and community development projects (\$15,505,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-7 [1792-2017](#) To authorize the issuance of limited tax bonds in an amount not to

exceed \$5,900,000.00 for construction management projects (\$5,900,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-8 [1793-2017](#)

To authorize the issuance of limited tax bonds in an amount not to exceed \$1,500,000.00 for fleet management projects (\$1,500,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-9 [1794-2017](#)

To authorize the issuance of limited tax bonds in an amount not to exceed \$4,645,000.00 for information services projects (\$4,645,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-10 [1795-2017](#)

To authorize the issuance of limited tax bonds in an amount not to exceed \$750,000.00 for recreation and park-related projects (\$750,000.00).

Section 44-1(b) of the City Charter.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-11 [1819-2017](#)

To authorize the Finance and Management Director to enter into a contract for the option to purchase Refuse Collection Containers with Rehrig Pacific Company; to waive the competitive bidding provisions of the Columbus City Code; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-12 [1905-2017](#)

To authorize the Finance and Management Director to enter into two Universal Term Contracts for the option to purchase Office Supplies, Accessories and Papers with Bulldog Office Products, Inc. and Staples Business Advantage; and to authorize the expenditure of \$2.00 to establish the contract from the General Fund; to waive the provisions of the City Code related to competitive bidding; and to declare an emergency. (\$2.00).

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-13 [1941-2017](#)

To authorize and direct the City Treasurer to enter into contract for armored car services with Dunbar Armored, Inc.; to authorize the expenditure of \$67,800.00 from various funds within the city; to waive the competitive bidding provisions of City Code; and to declare an emergency. (\$67,800.00)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

HEALTH & HUMAN SERVICES: TYSON, CHR. E. BROWN PAGE KLEIN

SR-14 [1869-2017](#)

To approve the funding request of Prevent Family Homelessness Collaborative seeking financial assistance to address an emergency human service need pursuant to Columbus City Code; to authorize the

Director of Development to execute a grant agreement with the Healthcare Collaborative of Greater Columbus to support a Landlord/Property Manager Partnership Pilot; to authorize the expenditure of \$25,000.00 from the general fund; and to declare an emergency. (\$25,000.00)

Sponsors: Priscilla Tyson and Jaiza Page

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-15 [2011-2017](#)

To authorize the appropriation of \$10,416.00 to Columbus Public Health in the Neighborhood Initiative Fund; to authorize the Board of Health to enter into contracts with Compumeric Engineering (dba SECURR) and MedPro Waste for the purchase of needle disposal containers and the maintenance of said containers; to authorize the expenditure of \$10,416.00; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$10,416.00)

Sponsors: Priscilla Tyson and Zach M. Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

ECONOMIC DEVELOPMENT: E. BROWN, CHR. STINZIANO TYSON KLEIN

SR-16 [1731-2017](#)

To authorize and direct the City Auditor to transfer an amount not to exceed \$1,073,769.10 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$268,442.28 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments not to exceed a total of \$1,073,769.10 in accordance with the Downtown Office Incentive (DOI) Program for the seventeen (17) active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for calendar 2016 in 2017; to authorize the expenditure not to exceed \$1,073,769.10 from the General Fund; and to declare an emergency.

A motion was made by Stinziano, seconded by M. Brown, that this Ordinance be Approved. The motion carried by the following vote:

Abstained: 1 - Elizabeth Brown

Affirmative: 6 - Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-17 [1732-2017](#) To authorize and direct the City Auditor to transfer an amount not to exceed \$10,647,340.97 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$2,661,835.24 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments not to exceed a total of \$10,647,340.97 in accordance with the Jobs Growth Incentive (JGI) Program for the twenty-five (25) active and reporting JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for 2016; to authorize the expenditure not to exceed of \$10,647,340.97 from the General Fund; and to declare an emergency.

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

Abstained: 1 - Zach Klein

Affirmative: 6 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, and Priscilla Tyson

RECESSED AT 6:34 P.M.

A motion was made by E. Brown, seconded by Page, to Recess the Regular Meeting. The motion carried by the following vote:

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

RECONVENED AT 7:04 P.M.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-18 [1815-2017](#) To authorize the Director of Development to enter into a dual-rate Jobs Growth Incentive with FacilitySource, LLC for a term of up to four (4) consecutive years in consideration of investing an estimated \$1,538,000.00, retaining 317 full-time permanent positions, and creating 272 new full-time permanent positions.

A motion was made by E. Brown, seconded by M. Brown, that this Ordinance be Approved. The motion carried by the following vote:

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-19 [1822-2017](#) To authorize the Director of Department of Development to enter into a dual-rate Jobs Growth Incentive Agreement with King Memory, LLC

for a term of up to five (5) consecutive years in consideration of the company's proposed investment of \$100,000.00 and the creation of 40 new full-time permanent positions.

A motion was made by E. Brown, seconded by M. Brown, that this Ordinance be Approved. The motion carried by the following vote:

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-20 [1841-2017](#)

To create a tax increment financing area on certain parcels of real property in the area of the White Castle headquarters; to declare improvements to those parcels to be a public purpose and exempt from real property taxation; and to declare an emergency.

A motion was made by E. Brown, seconded by M. Brown, that this Ordinance be Approved. The motion carried by the following vote:

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-21 [1900-2017](#)

To authorize the Director of the Department of Development to enter into contract with Designing Local, LTD. for completion of the High Street Strategic Public Art Plan; to authorize the expenditure of \$81,000.00 from Northland and Other Acquisitions Fund; and to declare an emergency (\$81,000.00)

A motion was made by E. Brown, seconded by M. Brown, that this Ordinance be Approved. The motion carried by the following vote:

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-22 [1965-2017](#)

To authorize the Director of the Department of Development, on behalf of the City, to enter into a tax increment financing agreement with White Castle Management Co. to provide for the construction and financing of public infrastructure improvements within and around the tax increment financing area created by Ordinance 1841-2017; and to declare an emergency.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-23 [1967-2017](#)

To authorize and direct the City Auditor to make payments not to exceed a total of \$2,305.95 in accordance with the Jobs Growth Incentive (JGI) Program to Jeni's Splendid Ice Creams, LLC; to authorize and direct the City Auditor to transfer an amount not to exceed \$2,305.95 within the general fund; to authorize and direct the City Auditor to appropriate and transfer \$576.49 in cash from the Special Income Tax Fund to the general fund; to authorize the expenditure not to exceed of \$2,305.95 from the general fund; and to declare an emergency. (\$2,305.95)

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

Abstained: 1 - Elizabeth Brown

Affirmative: 6 - Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

EDUCATION: E. BROWN, CHR. PAGE TYSON KLEIN

SR-24 [1190-2017](#)

To authorize and direct the Director of Education to enter into contracts with high-quality prekindergarten organizations to provide educational services; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of up to \$4,200,000.00 from the General Fund; and to declare an emergency. (\$4,200,000.00)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

PUBLIC SERVICE & TRANSPORTATION: HARDIN, CHR. STINZIANO TYSON KLEIN

SR-25 [1423-2017](#)

To amend the 2017 Capital Improvements Budget; to authorize the appropriation of \$3,551,188.16 from various grant and TIF funds; to transfer funds between projects; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Hamilton Crossing, LLC to construct public infrastructure projects in the area of N. Hamilton Road and State Route 161; to authorize the expenditure of \$6,204,954.82 from various grant, Bond, and TIF Funds; to authorize and to declare an emergency. (\$6,204,954.82)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-26 [1774-2017](#)

To amend the 2017 Capital Improvements Budget; to appropriate funds within the Streets & Highway Improvements (Non-Bond) Fund; to authorize the City Auditor to transfer funds and appropriation within the Streets and Highways Bond Fund; to authorize the City Auditor to transfer funds and appropriation within the Streets & Highway Improvements (Non-Bond) Fund; to authorize the Director of Public Service to enter into contract with Nickolas M Savko & Sons and to provide for the payment of construction, construction administration, and inspection services in connection with the Arena West Nationwide

Boulevard project; to authorize expenditures up to \$4,626,755.53 relative to this project; and to declare an emergency. (\$4,626,755.53)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-27 [1839-2017](#)

To authorize an amendment to the 2017 Capital Improvement Budget; to authorize the transfer of funds between projects within the Streets and Highways Bond Fund; to authorize the transfer of funds between projects within the Storm Sewer Bonds Fund; to authorize the Director of Public Service to enter into contract with Columbus Asphalt Paving, Inc. in connection with the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project; to authorize the expenditure of up to \$539,666.88 for the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project; to authorize the expenditure of up to \$325,750.15 from the Storm Sewer Bonds Fund for the Fairwood Avenue Sidewalk from Wayland to Watkins Storm Sewer Improvements Project; and to declare an emergency. (\$865,417.03)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-28 [1843-2017](#)

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber funds to pay for the City to perform construction administration and inspection services for a combined total amount of up to \$1,364,451.45 for the NCR Weinland Park (7th to 9th) project; to authorize the expenditure of \$1,364,451.45 from the Streets and Highways Bond Fund; and to declare an emergency. (\$1,364,451.45).

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-29 [1853-2017](#)

To authorize the Director of Public Service to enter into contract with Strawser Paving Co. in connection with the Resurfacing Program; to authorize and direct the City Auditor to appropriate and transfer funds from the Special Income Tax Fund to the Streets and Highways Bonds Fund; to appropriate funds within the Streets and Highways Bond Fund; to authorize the expenditure of \$7,822,539.23 from the Streets and Highways Bonds Fund; and to declare an emergency.

(\$7,822,539.23)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-30 [1865-2017](#)

To amend the 2017 Capital Improvement Budget; to appropriate funds within the Street and Highway Improvement Non-Bond Fund; to authorize the City Auditor to transfer funds and appropriation within the Street and Highway Improvement Non-Bond Fund; to waive the competitive bidding requirements of Columbus City Code; to authorize the Director of Public Service to enter into contract with G & G Cement Contractors and Petruzzi Concrete Design; to provide for the payment of construction administration and inspection services in connection with the Sidewalk Rescue Program; to authorize the expenditure of up to \$73,000.00 from the Street and Highway Improvement Non-Bond Fund; and to declare an emergency. (\$73,000.00)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-31 [1899-2017](#)

To authorize the appropriation of \$300,000.00 in the USDOT Grant - Smart City Fund; to authorize the Director of Public Service to execute a not-for-profit service contract with Battelle Memorial Institute for services related to the Smart City Challenge; to authorize the expenditure of up to \$300,000.00 to pay for these services; and to declare an emergency. (\$300,000.00)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

RECREATION & PARKS: PAGE, CHR. TYSON M. BROWN KLEIN

SR-32 [1752-2017](#)

To authorize and direct the Director of Recreation and Parks to enter into various contracts for the provision of Pre-Admission Screening System Providing Options and Resources Today (PASSPORT) home care and assisted living services for older adults in Central Ohio; to authorize the expenditure of \$50,000,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$50,000,000.00)

Sponsors: Jaiza Page and Michael Stinziano

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

Abstained: 1 - Elizabeth Brown

Affirmative: 6 - Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

PUBLIC UTILITIES: STINZIANO, CHR. HARDIN E. BROWN KLEIN

SR-33 [1837-2017](#) To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power; to waive provisions of Columbus City Code relating to award of contracts through the request for proposal process; to authorize the expenditure of \$1.00 from the Electricity Operating Fund; and to declare an emergency. (\$1.00)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

SR-34 [1856-2017](#) To authorize the Director of Public Utilities to modify and increase an existing professional engineering agreement with Arcadis, U.S. for the Southerly Waste Water Treatment Plant Chemically Enhanced Primary Treatment - Clarification; to authorize the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation Bond Fund and to authorize the expenditure of \$3,380,518.00 from the Sanitary Sewer General Obligation Bond Fund; and to declare an emergency. (\$3,380,518.00)

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

RULES & REFERENCE: KLEIN, CHR. HARDIN PAGE STINZIANO

HARDIN/KLEIN

SR-35 [1868-2017](#) To submit to the electors of the city of Columbus at a special election to be held concurrently with the regular general election on November 7, 2017, the question of amending the Charter of the City of Columbus, such question to be known as "Proposed Charter Amendment No. 1, City Council."

Sponsors: Shannon G. Hardin and Zach M. Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

ADJOURNMENT

A motion was made by E. Brown, seconded by Stinziano, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

ADJOURNED AT 7:44 P.M.



City of Columbus

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

Minutes - Final Zoning Committee

Monday, July 24, 2017

6:30 PM

City Council Chambers, Rm 231

REGULAR MEETING NO.40 CITY COUNCIL (ZONING), JULY 24, 2017 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: PAGE, CHR. E. BROWN M. BROWN HARDIN STINZIANO TYSON KLEIN

[1719-2017](#)

To rezone 831 HILLIARD & ROME ROAD (43228), being 35.9± acres on the west side of Hilliard & Rome Road, 450± feet south of Fisher Road, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z16-025).

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

[1842-2017](#)

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.05(A)(4), Area district lot width requirements; 3332.15, R-4 Area district requirements; 3332.19, Fronting; 3332.26(C)(2), Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City codes; for the property located at 1607 ELMWOOD AVENUE (43212), to permit a single-unit dwelling above a garage (a carriage house) on the rear of a lot developed with a single-unit dwelling, with reduced development standards in the R-4, Residential District (Council Variance # CV16-054).

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

1858-2017

To rezone 69 TAYLOR AVENUE (43205), being 1.3± acres located at the southwest corner of Taylor Avenue and East Long Street, From: P-2, Parking and R-2F, Residential districts, To: CPD, Commercial Planned Development District (Rezoning # Z17-002).

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

1888-2017

To grant a Variance from the provisions of Sections 3363.01, M-manufacturing districts; 3309.14(A), Height districts; 3312.03 (D), Administrative requirements; 3312.09, Aisle; 3312.13, Driveway; 3312.25, Maneuvering; 3312.27, Parking setback line; 3312.29, Parking space; 3312.49, Minimum numbers of parking spaces required; 3312.51, Minimum number of loading spaces required; 3321.01, Dumpster area; and variances to the following sections applicable to temporary parking only: 3312.21, Landscaping and screening; 3312.39 Striping and marking; 3312.43, Surface; and 3321.03, Lighting; 3363.24, Building lines in an M-manufacturing district; and variances to the Urban Commercial Overlay Sections 3372.604, Setback requirements; 3372.605, Building design standards; 3372.606, Graphics; 3372.607, Landscaping and screening; 3372.608, Lighting; and 3372.609, Parking and circulation, for the property located at 732 NORTH FOURTH STREET (43201), to permit a mixed use development with modified development standards in the M, Manufacturing District and to repeal Ordinance #3355-2016, passed January 9, 2017 (Council Variance # CV12-060C) and to declare an emergency.

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

ADJOURNMENT

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

Affirmative: 7 - Elizabeth Brown, Mitchell Brown, Shannon Hardin, Jaiza Page, Michael Stinziano, Priscilla Tyson, and Zach Klein

ADJOURNED AT 7:02 P.M.

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: 0188X-2017

Drafting Date: 6/27/2017

Current Status: Passed

Version: 1

Matter Type: Resolution

BACKGROUND:

The City's Department of Public Utilities (DPU) is engaged in the Lockbourne Air Quality Improvement - (CIP 650491-100005) Public Improvement Project ("Public Project"). The City must acquire in good faith and accept certain fee simple title and lesser real property interests located in the vicinity of Rowe Road, Lockbourne Ohio 43137 (collectively, "Real Estate") in order for DPU to complete the Public Project. The City passed Ordinance Number 0064-2017 authorizing the City Attorney to acquire the Real Estate. Accordingly, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation for the Real Estate.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Not applicable.

To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the Lockbourne Air Quality Improvement - (CIP 650491-100005) Public Improvement Project. (\$0.00)

WHEREAS, the City intends to improve certain public sewer infrastructure by allowing the Department of Public Utilities (DPU) to engage in the Lockbourne Air Quality Improvement - (CIP 650491-100005) Public Improvement Project ("Public Project"); and

WHEREAS, the City intends for the City Attorney to acquire the necessary fee simple title and lesser real estate located in the vicinity of the public right-of-way of Rowe Road, Lockbourne, Ohio 43137 ("Real Estate") in order to complete the Public Project; and

WHEREAS, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation for the Real Estate; and **now, therefore**,

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

SECTION 1. The City, 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, declares the necessity and intent to appropriate and accept the fee simple title and lesser real estate to the following listed parcel (Real Estate), which is fully described in its associated exhibit and incorporated into this resolution for reference, in order for the Department of Public Utilities (DPU) to complete the Lockbourne Air Quality Improvement - (CIP 650491 -100005) Public Improvement Project (“Public Project”).

(Exhibit) ... (Public Project Parcel Identification) ... (Modified Real Estate)

1) 1-WD (fee simple title without limitation of access)

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.

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

Legislation Number: 0189X-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Resolution

BACKGROUND:

The City’s Department of Public Service (“DPS”) is currently engaged in the Cleveland Avenue - Shared Use Path from Community Park Drive to I-270 #3283 E #540002-100081 Public Improvement Project (“Public Project”). The City must acquire certain fee simple title and lesser real estate located in the vicinity of the public right-of-way of Cleveland Avenue, Columbus, Ohio 43231 (collectively, “Real Estate”) in order for DPS to complete the Public Project. The City passed Ordinance Number 0836-2017 authorizing the City Attorney to acquire the Real Estate. Accordingly, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Not applicable.

To declare the City’s necessity and intent to appropriate and accept certain fee simple title and lesser real

estate in order to complete the Cleveland Avenue - Shared Use Path from Community Park Drive to I-270 #3283 E #540002-100081 Public Improvement Project. (\$0.00)

WHEREAS, the City intends to improve certain public right-of-way by allowing the Department of Public Service (“DPS”) to engage in the Cleveland Avenue - Shared Use Path from Community Park Drive to I-270 #3283 E #540002-100081 Public Improvement Project (“Public Project”); and

WHEREAS, the City intends for the City Attorney to acquire the necessary fee simple title and lesser real estate located in the vicinity of the public right-of-way of Cleveland Avenue, Columbus, Ohio 43231 (“Real Estate”) in order to complete the Public Project; and

WHEREAS, the City intends for the Real Estate’s acquisition to help make, improve, or repair certain portions of public roadway and associated appurtenances, which will be open to the public without charge; and

WHEREAS, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation; and **now, therefore**,

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

SECTION 1. The City, 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, declares the necessity and intent to appropriate and accept the fee simple title and lesser real estate to the following listed parcels (“Real Estate”), which are fully described in their associated exhibits and incorporated into this resolution for reference, in order for the Department of Public Service (“DPS”) to complete the Cleveland Avenue - Shared Use Path from Community Park Drive to I-270 #3283 E #540002-100081 Public Improvement Project;

(Exhibit) ... (Public Project Parcel Identification) ... (Real Estate)

- 1) 1-T1 **(24 month Temporary Construction Easement)**
- 2) 1-T2 **(24 month Temporary Construction Easement)**

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.

SECTION 3. This resolution shall take effect and be in full force and effect from and after the earliest period allowed by law.

Legislation Number: 0193X-2017

Drafting Date: 7/6/2017

Version: 1

Current Status: Passed

Matter Type: Resolution

1. Background

The Director of Public Service was authorized to submit applications for Round 29 of the State Capital

Improvements Program and to execute project agreement forms for approved projects pursuant to Ordinance 1828-2014 passed by City Council on September 8, 2014. In Round 29, a sixteen-year, zero percent (0%) interest loan totaling \$244,800.00 was made available to the Division of Design and Construction for the Parsons Avenue - Livingston to Hosack project. In order to comply with Internal Revenue Service regulations regarding this loan, it is necessary to adopt a resolution declaring the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio (the borrower) to reimburse its Transportation Grants Fund for the aforementioned project with the proceeds of tax exempt debt of the State of Ohio.

2. Fiscal Impact

This resolution will allow the Department of Public Service to accept monies from the Ohio Public Works Commission for the \$244,800.00 zero percent interest loan awarded under the State Capital Improvement Program.

3. Emergency Justification

Emergency action is requested to expedite the receipt of the loan proceeds such that these funds can be utilized as soon as possible.

To declare the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio to reimburse its Transportation Grants Fund for the Parsons Avenue - Livingston to Hosack project, with the proceeds of tax exempt debt of the State of Ohio; and to declare an emergency.

WHEREAS, the Department of Public Service, Division of Design and Construction was offered the opportunity to borrow a total of \$244,800.00 for its Parsons Avenue - Livingston to Hosack (CC03S/CC04S) project, in Round 29 of the State Capital Improvement Program at zero percent (0%) interest with a sixteen year repayment period; and

WHEREAS, it has been determined that it is in the best interest of the City to borrow said funds; and

WHEREAS, a Resolution of Official Intent is necessary to comply with the Internal Revenue Service; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to declare the official intent of the City in order to expedite the receipt of the loan proceeds such that these funds can be utilized as soon as possible, thereby preserving the public health, peace, property, and safety; **now, therefore**

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

Section 1. That the City of Columbus reasonably expects to receive a reimbursement for the project named Parsons Avenue - Livingston to Hosack project, as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.

Section 2. That this Resolution is intended to constitute a declaration of official intent under the United States Treasury Regulations Section 1.103-18.

Section 3. That the maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the City of Columbus is \$244,800.00.

Section 4. That the City Clerk be and is hereby directed to make a copy of this resolution available for the

inspection and examination by all persons interested therein and to deliver a copy of this resolution to the Ohio Public Works Commission.

Section 5. That the City of Columbus finds and determines that all formal actions of this city concerning and relating to the adoption of this resolution were taken in an open meeting of the City of Columbus and that all deliberations of this city and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

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

Legislation Number: 0194X-2017

Drafting Date: 7/6/2017

Current Status: Passed

Version: 1

Matter Type: Resolution

1. Background

The Director of Public Service was authorized to submit applications for Round 30 of the State Capital Improvements Program and to execute project agreement forms for approved projects pursuant to Ordinance 1604-2015 passed by City Council on July 13, 2015. In Round 30, a twenty-year, zero percent (0%) interest loan totaling \$882,000.00 was made available to the Division of Design and Construction for the Joyce Avenue Phase 3 project. In order to comply with Internal Revenue Service regulations regarding this loan, it is necessary to adopt a resolution declaring the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio (the borrower) to reimburse its Transportation Grants Fund for the aforementioned project with the proceeds of tax exempt debt of the State of Ohio.

2. Fiscal Impact

This resolution will allow the Department of Public Service to accept monies from the Ohio Public Works Commission for the \$882,000.00 zero percent interest loan awarded under the State Capital Improvement Program.

3. Emergency Justification

Emergency action is requested to expedite the receipt of the loan proceeds such that these funds can be utilized as soon as possible.

To declare the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio to reimburse its Transportation Grants Fund for the Joyce Avenue Phase 3 project, with the proceeds of tax exempt debt of the State of Ohio; and to declare an emergency.

WHEREAS, the Department of Public Service, Division of Design and Construction was offered the opportunity to borrow a total of \$882,000.00 for its Joyce Avenue Phase 3 (CC04T/CC05T) project, in Round 30 of the State Capital Improvement Program at zero percent (0%) interest with a twenty year repayment period; and

WHEREAS, it has been determined that it is in the best interest of the city to borrow said funds; and

WHEREAS, a Resolution of Official Intent is necessary to comply with the Internal Revenue Service; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to declare the official intent in order to expedite the receipt of the loan proceeds such that these funds can be utilized as soon as possible, thereby preserving the public health, peace, property, and safety; **now, therefore**

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

Section 1. That the City of Columbus reasonably expects to receive a reimbursement for the project named Joyce Avenue Phase 3 project, as set forth in Appendix A of the Project Agreement with the proceeds of bonds to be issued by the State of Ohio.

Section 2. That this Resolution is intended to constitute a declaration of official intent under the United States Treasury Regulations Section 1.103-18.

Section 3. That the maximum aggregate principal amount of bonds, other than for costs of issuance, expected to be issued by the State of Ohio for reimbursement to the City of Columbus is \$882,000.00.

Section 4. That the City Clerk be and is hereby directed to make a copy of this resolution available for the inspection and examination by all persons interested therein and to deliver a copy of this resolution to the Ohio Public Works Commission.

Section 5. That the City of Columbus finds and determines that all formal actions of this city concerning and relating to the adoption of this resolution were taken in an open meeting of the City of Columbus and that all deliberations of this city and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

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

Legislation Number: 0200X-2017

Drafting Date: 7/17/2017

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To Present Letha Pugh of Bake Me Happy with the Reese Neader Memorial Award for Entrepreneurship and Social Change

WHEREAS, Reese Neader was a staple of the Columbus community who rallied entrepreneurs to create their own small businesses; and

WHEREAS, Reese founded organizations that connect startups to capital and networking with a long-term goal of creating jobs and improving neighborhoods; and

WHEREAS, Reese passed away on December 14th, 2016 at Grant Hospital in Columbus at the age of 34; and

WHEREAS, to carry on the legacy of Reese Neader and recognize entrepreneurs working towards the common good, Columbus City Council established the Reese Neader Memorial Award for Entrepreneurship and Social Change; and

WHEREAS, the Reese Neader Memorial Award is presented quarterly to a small business or entrepreneur in Columbus working to improve neighborhoods, create jobs, and boost the quality of life for the people of Columbus; and

WHEREAS, this quarter's Reese Neader Memorial Award goes to Letha Pugh of Bake Me Happy; and

WHEREAS, Letha Pugh received a Kiva loan to expand her baking business, located on the South Side of Columbus, and she is well recognized as a community leader; now, therefore

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

That this Council does hereby present Letha Pugh with the Reese Neader Memorial Award for Entrepreneurship and Social Change.

Legislation Number: 0201X-2017

Drafting Date: 7/18/2017

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To Recognize and Celebrate Rupert "Twink" Starr and his Contributions to the City of Columbus

WHEREAS, the youngest of three boys, Rupert "Twink" Starr was born and raised in Mt. Sterling, Ohio where he left to study Business Administration at Ohio University and joined the Reserve Officers' Training Corps in 1940; and

WHEREAS, six months before his college graduation, Twink volunteered into active duty with the Army and was assigned to the 101st Infantry Division in 1945 in time to fight in the "Battle of the Bulge"; and

WHEREAS, he would later be awarded a Bronze Star and a Combat Infantry Badge for his bravery after volunteering to sneak past German enemy lines and his refusal to surrender that led to his capture and serving as prisoner of war as he spent four months in Nazi prison camps; and

WHEREAS, after helping to secure victory in Europe, Twink went on to graduate from Ohio University before starting a successful career in real estate, serving as the President of the Columbus Board of Realtors and in senior advisory positions on many business and civic organizations in the City of Columbus; and

WHEREAS, Twink met his partner and love of his life Allan Wingfield in 1954, and would go on to become a mighty LGBT activist helping to repeal the military's "Don't Ask, Don't Tell" policy; and

WHEREAS, honored as the Grand Marshall of the Stonewall Columbus Parade in 2009 for his activism and dedication to his country, Twink remains an inspiring force in the Columbus community and serves as a role model for many; now, therefore

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

That this Council does hereby recognize and celebrate Rupert “Twink” Starr and his contributions to the City of Columbus on this Sunday, July 16, 2017.

Legislation Number: 0203X-2017

Drafting Date: 7/19/2017

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To Declare September as National Prostate Cancer Awareness Month in the City of Columbus.

WHEREAS, September was first designated National Prostate Health Month by the American Foundation for Urological Disease (AFUD) in 1999; and

WHEREAS, Prostate cancer constitutes 19% of all cancer diagnoses and 8% of all cancer deaths; and

WHEREAS, In Ohio an estimated 5,840 new cases of prostate cancer and an estimated 1,020 deaths will occur by the end of 2017; and

WHEREAS, Men with relatives - father’s, brother’s, and son’s - who have a history of prostate cancer are twice as likely to develop this disease; and

WHEREAS, Veterans are 1.5 times more likely to get prostate cancer; and

WHEREAS, Prostate cancer is the most commonly diagnosed cancer in American Men and the third leading cause of cancer death behind lung and colon cancer; and

WHEREAS, this year approximately 161,360 men will be diagnosed with prostate cancer in the United States - this is one man every 3.3 minutes and roughly 26,730 men who will die this year from the disease - equating to one man every 20 minutes; and

WHEREAS, 1 in 8 men will be diagnosed with prostate cancer - African-American men are nearly 1.6 times more likely to develop prostate cancer than Caucasian men - moreover African- American men are also 2.4 times more likely than white men to die from this disease; and

WHEREAS, Education and early detection regarding prostate cancer strategies are critical to saving lives, preserving homes, and protecting families; and

WHEREAS, men at risk for prostate cancer should be encouraged by the residents of the City of Columbus to increase their awareness regarding the importance of prostate screenings; now, therefore,

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

That this Council does hereby declare September as “National Prostate Cancer Awareness Month” in the City of Columbus;” and be it further resolved that the residents of Columbus and Central Ohio encourage men to increase their awareness, and enlist men, particularly those with increased risk, to get the testing that they need to limit this disease.

Legislation Number: 1190-2017

Drafting Date: 4/27/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Mayor Ginther’s vision for Columbus, America’s Opportunity City, is to create access to a high-quality prekindergarten education for every 4-year-old. Addressing early childhood learning means bringing

awareness and resources to a critical learning stage in childhood development. Children who come to school ready to learn are more likely to succeed academically and in life.

Children who participate in high-quality prekindergarten experiences significantly improve their early literacy, language, and math skills. Ample evidence shows that children who enter school unprepared fall farther and farther behind. Students who get a poor start in their earliest years are likely to struggle in high school and subsequently, fail to graduate.

The purpose of Early Start Columbus is to expand high-quality prekindergarten services through partnerships with Columbus City Schools and community-based providers. The providers partnering in the Early Start Columbus Program have all demonstrated their ability to provide a high-quality prekindergarten education. All partnering providers are rated at least three stars in the State's Step Up To Quality rating and improvement system.

State law makes allowable the braiding of Ohio Department of Education Early Childhood Expansion funds with those of the Ohio Department of Jobs and Family Service Publicly Funded Childcare program. The 2017-2018 Early Start Columbus Program combines Education Department funds with these funding streams to further extend the number of children served while using City funds more efficiently. This approach uses City funds as "last dollar" funding.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$4,200,000 from the 2017 Department of Education's General Fund operating budget.

EMERGENCY DESIGNATION: Emergency designation is requested to ensure the contracts are enacted before school commences.

To authorize and direct the Director of Education to enter into contracts with high-quality prekindergarten organizations to provide educational services; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of up to \$4,200,000.00 from the General Fund; and to declare an emergency. (\$4,200,000.00)

WHEREAS, the Director of Education desires to enter into contracts with various high-quality prekindergarten organizations to provide educational services and quality prekindergarten services to Columbus 4-year-olds to prepare them for kindergarten; and

WHEREAS, research shows that quality pre-kindergarten instruction provides meaningful value to children's educational performance and preparation for school; and

WHEREAS, the goal is that by 2020 the City of Columbus will make sure that every 4-year-old in Columbus is kindergarten ready; and

WHEREAS, funding was budgeted in the general fund within the Department of Education's operating budget for this purpose; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Education in that it is immediately necessary to authorize the Director to enter into contracts to allow services to commence before school begins, all for the preservation of public health, peace, property, and safety; now, therefore:

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

SECTION 1. That the Director of Education be and is hereby authorized to enter into contracts with the following quality pre-kindergarten organizations, under the terms and conditions and in the amounts deemed

necessary to advance the Early Start Columbus initiative:

A. Sophie Rogers School for Early Learning at Weinland Park (SFC) - contract compliance # 31-6025986
All Saints Academy - contract compliance # 31-4416400
Atonement Lutheran Preschool, 1621 Francisco Rd, Columbus, OH 43220 - contract compliance TBD
Bethel (United Methodist) Christian Preschool, 1220 Bethel Rd, Columbus, OH 43220 - contract compliance TBD
Bexley United Methodist Preschool (BUMP), 2657 E. Broad Street Bexley, OH 43209 - contract compliance TBD
Child Development Council of Franklin County, Inc. - contract compliance # 311138997
Childhood League, Inc. - contract compliance # 31-6400177
Church of the Redeemer UM Preschool & Child Care, 235 McNaughten Road Columbus, OH 43213 - contract compliance TBD
C. James Grothaus Child Care Center, 275 East Broad Street Columbus, OH 43215 - contract compliance TBD
Columbia Heights Preschool, 775 Galloway Rd. Galloway, OH 43119 - contract compliance TBD
Columbus City Schools - contract compliance # 316400416
Columbus Early Learning Centers - contract compliance # 314379619
Columbus Montessori Education Center, 979 S. James Rd. Columbus, OH 43227
Creative Child Care, Inc. - contract compliance # 31-0795403
Dublin Community Preschool, 81 1/2 W Bridge St, Dublin, OH 43017 - contract compliance TBD
Family Focus Learning Center - contract compliance # TBD
Fresh Start Learning Academy - contract compliance # TBD
Gladden Community House - contract compliance # 401269
Eye to I Learning Ctr LLC D.B.A. Heavenly Kids Center for Learning - contract compliance # 421713021
Hilltop Preschool - contract compliance # 460759007
Indianola Children's Center, 1970 Waldeck Ave. Columbus, OH 43201 - contract compliance TBD
Joyful Beginnings Children's Learning Academy - contract compliance # TBD
Kiddie Academy of Reynoldsburg - contract compliance # 451534885
Kinder Care Learning Center, 3885 Berry Leaf Lane Hilliard, OH 43026
Kinder Care Learning Center, 401 Park Rd. Worthington, OH 43085
LEADS Hylan Souders - Head Start, 4121 Miller Paul Rd. Galena, OH 43021
Little Disciples Learning Center - contract compliance # 26-0270662
Little Shepherds Preschool, 4925 Plum Rd NW, Carroll, OH 43112 - contract compliance TBD
Maize Manor Preschool - contract compliance # 31-6014976
Meadow Park Children's Center, 2425 Bethel Road Columbus, OH 43220 - contract compliance TBD
NCBC Human Service Corporation D.B.A. Kids Care Academy - contract compliance # 451534885
North Broadway Children's Center, 48 E N Broadway, Columbus, OH 43214
Our Kidz Enrichment & Child Care Center - contract compliance # 45-2875180
Our Lady of Bethlehem School and Childcare - contract compliance # TBD
Overbrook Weekday Preschool, 4131 N High St, Columbus, OH 43214 - contract compliance TBD
Sonshine Christian Academy - contract compliance # 31-0986899
South Side Learning & Development Center - contract compliance # 314379811
St. Catharine Preschool - contract compliance # 314-38-6266
St. Cecelia Preschool - contract compliance # TBD
St. John's Early Education Center, 700 High St, Worthington, OH 43085 - contract compliance TBD
St. Mary Magdalene - contract compliance # TBD
St. Mary School - contract compliance # TBD
St. Stephen's Community House - contract compliance # 31-4379568
Starting Point Learning Center - contract compliance # 20298639

The Children’s Center, 5900 Innovation Dr. Dublin, OH 43016 - contract compliance TBD
Upper Arlington Lutheran Christian Preschool & Kindergarten, 300 Lytham Road Columbus OH, 43220 -
contract compliance TBD
Vineyard Early Childhood Center, 6000 Cooper Rd Westerville, OH 43081- contract compliance TBD
YMCA of Central Ohio - contract compliance # 314379594

SECTION 2. That the Council finds it is in the best interest of the City of Columbus to waive the competitive bidding provisions of the Columbus City Codes, Chapter 329, to enter into these contracts.

SECTION 3. That the expenditure of \$4,200,000 be and is hereby authorized as follows (**see attachment Ordinance 1190-2017 Legislation Template**):

Dept/Div: 42-01 | **Obj Class:** 03 | **Main Account:** 63050 | **Fund:** 1000 | **Sub-fund:** 100010 | **Program:** ED001 | **Amount:** \$4,200,000

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

SECTION 5. That 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 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1423-2017

Drafting Date: 5/22/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The City of Columbus entered into an Economic Development Agreement (the “EDA”) with Hamilton Crossing LLC, Casto AP Residential, LLC, The New Albany Company LLC, and Center State Enterprises LLC (the “Development Team”), pursuant to Ordinance 1802-2015 for the purposes of funding public improvements in the northeast area of the city located adjacent to the N. Hamilton Road and State Route 161 interchange.

As a part of the EDA, the Development Team agreed to follow the Public-Private Partnership (3P) model for the design and construction of subsequent public infrastructure projects that will occur in the area.

The construction of the Dublin Granville Road Realignment and subsequent public infrastructure projects will occur in conjunction with the mixed-use development located adjacent to the N. Hamilton Road and State Route 161 interchange. The development will include approximately 700,000 square feet of Class A office space, 1,000,000 square feet of retail space, 800 multi-family residential units and 125 senior housing units; the private investment occurring at the site will be in excess of \$250 million.

The City will contribute capital funds for the construction of the Dublin Granville Road Realignment project. The City will be reimbursed for fifty percent (50%) of the capital contribution through future TIF revenues; the funds reimbursed to the City will be deposited into Fund 7766 Street & Highway Improvements (Non-Bond) Fund.

This legislation authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Hamilton Crossing LLC relative to that effort.

2. CONTRACT COMPLIANCE

Hamilton Crossing LLC does not have a valid contract compliance number and will be required to become contract compliant before entering into agreement with the City.

3. FISCAL IMPACT

Funding in the amount of \$6,204,954.82 is available to reimburse Hamilton Crossing LLC for construction costs in the following funds: Fund 7704 Streets and Highway Bond Fund, Fund 7438 Northeast Preserve TIF, Fund 7439 Dublin Granville South TIF, Fund 7440 Dublin Granville North TIF, and Fund 7772 Northeast Corridor Pay As We Grow.

4. EMERGENCY JUSTIFICATION

Emergency legislation is required to allow for immediate execution of the Construction Guaranteed Maximum Reimbursement Agreement, which is necessary to facilitate the construction of public infrastructure projects in order to maintain the current project schedule.

To amend the 2017 Capital Improvements Budget; to authorize the appropriation of \$3,551,188.16 from various grant and TIF funds; to transfer funds between projects; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Hamilton Crossing, LLC to construct public infrastructure projects in the area of N. Hamilton Road and State Route 161; to authorize the expenditure of \$6,204,954.82 from various grant, Bond, and TIF Funds; to authorize and to declare an emergency. (\$6,204,954.82)

WHEREAS, the City of Columbus entered into an Economic Development Agreement (the “EDA”) with Hamilton Crossing LLC, Casto AP Residential, LLC, The New Albany Company LLC, and Center State Enterprises LLC (the “Development Team”) pursuant to ordinance number 1802-2015 for purposes of funding public improvements in the area adjacent to N. Hamilton Road and State Route 161; and

WHEREAS, the City of Columbus is currently completing the design phase of the Dublin Granville Road Realignment project, which will connect existing the portion of E. Dublin Granville Road and N. Hamilton Road; and

WHEREAS, as a part of the EDA, the Development Team agreed to follow the Public-Private Partnership (3P) model for the design and construction of subsequent public infrastructure projects that will occur in the northeast area of the city; and

WHEREAS, the construction of the public infrastructure projects will be in conjunction with a mixed-use development that includes approximately 700,000 square feet of Class A office space, 1,000,000 million square feet of retail space, 800 multi-family housing units and 125 senior living housing units, which represent over \$250 million in private investment; and

WHEREAS, Hamilton Crossing LLC will be reimbursed up to \$6,204,954.82 for the construction of public infrastructure projects in the northeast area of the city; and

WHEREAS, this legislation authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Hamilton Crossing LLC for that purpose; and

WHEREAS, it is necessary to authorize an amendment to the 2017 Capital Improvements Budget and a transfer of cash and appropriation 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 the aforementioned Construction Guaranteed Maximum Reimbursement Agreement in order to maintain the current project schedule, thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

SECTION 1. That the 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be and hereby is amended to provide sufficient budget authority for the appropriate project authorized within this

ordinance as follows:

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

7704 / P590415-100012 / Public Private Partnership (3P) Projects (Unvoted Carryover) / \$2,662,924.00 / (\$2,422,306.00) / \$240,618.00

7704 / P590416-100001 / Poindexter Village Roadways (Unvoted Carryover) / \$693,547.00 / (\$215,582.00) / \$477,965.00

7704 / P530103-100056 / Arterial Street Rehabilitation - Dublin-Granville Road Realignment (Unvoted Carryover) / \$0.00 / \$2,637,888.00 / \$2,637,888.00

SECTION 2. That the unappropriated monies and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2017, the sum of \$3,551,188.16 is appropriated per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$3,902,340.94, or so much thereof as may be needed, is hereby authorized between projects per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of the Department of Public Service is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Hamilton Crossing, LLC to construct public infrastructure projects in the area of N. Hamilton Road and State Route 161.

SECTION 5. That the expenditure of \$6,204,954.82, or so much thereof as may be needed, is hereby authorized per the account codes in the attachment to this ordinance.

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

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

Legislation Number: 1427-2017

Drafting Date: 5/22/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This ordinance authorizes the Director of the Department of Finance and Management, on behalf of the Department of Technology (DoT), to establish purchase orders for the acquisition of hardware, maintenance support, and services associated with the network upgrade project. These purchase orders will be created utilizing the terms and conditions from two (2) pre-existing Universal Term Contracts/Purchase Agreements (UTCs/PAs), established through the competitive bid process by the Purchasing Office, with the following vendor:

Network Dynamics Inc., Network equipment/Maintenance support, (Bond fund \$302,524.60) (PA000220 - Expiration Date: 06/30/2018)

Network Dynamics Inc., Network Engineering Services, (Bond fund \$37,005.00) (PA001583- Expiration Date: 9/30/18)

The total cost of the hardware equipment, maintenance support, and services for the network and security upgrade project is \$339,529.60.

The Department of Technology's Metronet Service provides data connectivity that supports various business functions and allows all city agencies and departments to communicate. Currently, the Department of Technology has a need to upgrade end of life network infrastructure equipment and provide additional network access as the city continues to expand its fiber based, networked facilities. The network upgrade will provide secure network access for employees, vendors, visitors, and business partners for business continuity while performing work with the City.

The City's Voice Over IP (VOIP) leased circuits are approaching end of life/end of support with AT&T and are in need of replacement. This legislation will provide for the replacement of VOIP telephone circuits with Session Initiated Protocol (SIP) internet based hardware and service which will provide dynamic bandwidth allocation across the City's voice network at a reduced cost.

The Department of Technology will be provisioning wireless cruiser video upload capabilities at (10) ten additional Public Safety locations. This project will allow Police cruisers to upload video from the cruise video cameras in the parking lots of the (10) ten selected locations; this will not be used for body worn cameras.

FISCAL IMPACT: Approval of this ordinance will allow for the expenditure of \$339,529.60 for the network upgrade project, utilizing UTCs/PAs with Network Dynamics Inc. Funding for this project in the amount of \$339,529.60 is budgeted and available within the Information Services Capital Improvement Fund, coming from Project Name: Routing Equipment Upgrade, Project Number: P470046-100002, Amount: \$313,714.60; and Project Name: Police Network Equipment Upgrade, Project Number: P470046-100005, Amount: \$25,815.00. The total cost associated with this ordinance is \$339,529.60.

CONTRACT COMPLIANCE NUMBERS:

Network Dynamics Inc.: F.I.D #: 36- 3941419 C.C. #: Expiration Date: 11/22/2018
DAX Vendor Account #:007308

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish purchase orders utilizing two existing purchase agreements with Network Dynamics Inc. for the acquisition of Cisco network equipment, maintenance, and engineering services for the network upgrade project; to authorize the expenditure of \$339,529.60 from the Department of Technology, Information Services Division, Information Services Capital Improvement Fund. (\$339,529.60)

WHEREAS, this ordinance will authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish purchase orders for the acquisition of Cisco network equipment, maintenance support, and engineering services associated with the network upgrade project utilizing two (2) pre-existing Universal Term Contracts/Purchase Agreements (UTCs/PAs): (PA000220 expires 06/30/2018, and PA001583 expires 09/30/2018) with Network Dynamics Inc. in the amount of \$339,529.60; and

WHEREAS, the Department of Technology's Metronet Service provides data connectivity that allows all city agencies and departments to communicate and support other business functions and has a need to provide secure network access to all City networked facilities; and

WHEREAS, the Department of Technology will be provisioning wireless cruiser video upload capabilities at

(10) ten additional Public Safety locations to allow Police cruisers to upload video from the cruise video cameras in the parking lots of those selected locations; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Technology to authorize the Director of the Finance and Management Department to establish purchase orders with Network Dynamics Inc. utilizing two (2) pre-existing UTCs/PAs to provide network equipment, maintenance support, and services for the network upgrade project for the immediate preservation of the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Finance and Management, on behalf of the Department of Technology, is hereby authorized to establish purchase orders with Network Dynamics Inc. (NDI) utilizing two (2) pre-existing Universal Term Contracts/Purchase Agreements (UTCs/PAs): (PA000220 expires 06/30/2018, and PA001583 expires 09/30/2018) for network equipment, maintenance support, and services in connection with the network upgrade project, in the amount of \$339,529.60.

SECTION 2: That the expenditure of \$339,529.60 or so much thereof as may be necessary is hereby authorized to be expended from:

NDI- \$339,529.60 (CIP funds) (PA000220-\$302,524.60):

Dept./Div.: 47-02 | **Fund:** 5105 | **Subfund:** 000000 | **Procurement Category:** Information Technology Broadcasting and Telecommunications | **Project Name:** Routing Equipment Upgrade | **Project Number:** P470046-100002 (Carryover) | **Object Class:** 06 | **Main Account:** 66530 | **Program Code:** CW001 | **Section 3:** 470201 | **Section 4:** IT01 | **Section 5:** IT0101 | **Amount:** \$242,982.50

Dept./Div.: 47-02 | **Fund:** 5105 | **Subfund:** 000000 | **Procurement Category:** Engineering and Research and Technology Based Services | **Project Name:** Routing Equipment Upgrade | **Project Number:** P470046-100002 (Carryover) | **Object Class:** 06 | **Main Account:** 66530 | **Program Code:** CW001 | **Section 3:** 470201 | **Section 4:** IT01 | **Section 5:** IT0101 | **Amount:** \$40,602.10

Dept./Div.: 47-02 | **Fund:** 5105 | **Subfund:** 000000 | **Procurement Category:** Information Technology Broadcasting and Telecommunications | **Project Name:** Police Network Equipment Upgrade | **Project Number:** P470046-100005 (Carryover) | **Object Class:** 06 | **Main Account:** 66530 | **Program Code:** CW001 | **Section 3:** 470201 | **Section 4:** IT01 | **Section 5:** IT0101 | **Amount:** \$18,940.00

NDI - (CIP funds) (PA0001583-\$37,005.00):

Dept./Div.: 47-02 | **Fund:** 5105 | **Subfund:** 000000 | **Procurement Category:** Engineering and Research and Technology Based Services | **Project Name:** Routing Equipment Upgrade | **Project Number:** P470046-100002 (Carryover) | **Object Class:** 06 | **Main Account:** 66530 | **Program Code:** CW001 | **Section 3:** 470201 | **Section 4:** IT01 | **Section 5:** IT0101 | **Amount:** \$30,130.00

Dept./Div.: 47-02 | **Fund:** 5105 | **Subfund:** 000000 | **Procurement Category:** Engineering and Research and Technology Based Services | **Project Name:** Police Network Equipment Upgrade | **Project Number:** P470046-100005 (Carryover) | **Object Class:** 06 | **Main Account:** 66530 | **Program Code:** CW001 | **Section 3:** 470201 | **Section 4:** IT01 | **Section 5:** IT0101 | **Amount:** \$6,875.00

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

SECTION 4: That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 5: That the City Auditor is hereby authorized 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. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1448-2017

Drafting Date: 5/25/2017

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 a contract with Medical Priority Consultants Inc. DBA Priority Dispatch for maintenance and support agreement for ProQa software application for license renewal, service and support for existing licenses and service. Additional new ProQa licenses were purchased last year because the Communication Center is increasing the number of civilian employees who will be 911 call takers, requiring additional certifications.

ProQa is based on the Medical Priority Dispatch System and provides a standardized format for carrying out the practice of priority dispatching. It is an automated system which operates by evaluating incoming information according to logical rules built on expert medical knowledge. The Emergency Medical Dispatcher then uses the information provided to send the appropriate response configuration. ProQa allows the City's Emergency Medical Dispatchers to carry out the following four important activities; structured and rapid caller interrogation and patient evaluation; accurate selection of the appropriate EMS unit response; relay of important patient and scene information to field responders; and the provision of essential Dispatch Life Support. ProQa is currently used in the main dispatch center for all EMS and Fire incidents. Medical Priority Consultants is the sole source supplier of this software and maintenance.

Bid Information: This service contract is executed in accordance with the sole source provisions of Chapter 329 of the Columbus City Code; Priority Dispatch is the proprietary software licensing and maintenance contractor for the City's current ProQa system and is linked with the CAD and phone systems.

Contract Compliance: Contract Compliance Number #870447422, expires 4-29-2018

Emergency Designation: Emergency designation is requested to ensure that the City's main and back-up dispatching systems are properly maintained.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$63,683.00 from the Division of Support Service's general fund budget for the support and maintenance of existing and new ProQa software application for the 911 Communications Center. In 2016, \$63,683.00 was expended on this contract.

..Title

To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into a contract with Medical Priority Consultants Inc., DBA Priority Dispatch, for maintenance services required for the City's 911 Emergency Dispatching system in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$63,683.00 from the General Fund; and to declare an emergency. (\$63,683.00)

To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into a contract with Medical Priority Consultants Inc., DBA Priority Dispatch, for maintenance services required for the City's 911 Emergency Dispatching system in accordance with the sole source provisions of the Columbus City Codes; to authorize the expenditure of \$63,683.00 from the General Fund; and to declare an emergency. (\$63,683.00)

WHEREAS, the Department of Public Safety, Division of Support Services, has a need to provide ProQa software support to the City's 911 Emergency and back-up Dispatching Center(s); and

WHEREAS, Medical Priority Consultants Inc., DBA Priority Dispatch, currently provides ProQa software and Licenses to the City's 911 Emergency and back-up Dispatching Center(s); and

WHEREAS, Priority Dispatch provides Help Desk Support, website support and software updates and maintenance which facilitate the CAD System's daily operations; and

WHEREAS, this acquisition is in accordance with sole source provisions of 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 authorize the Director to enter into said contract with Medical Priority Consultants, Inc. for maintenance agreement of the ProQa software application, to allow the communications center to operate without interruption, 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, be and is hereby authorized and directed to enter into a contract with Medical Priority Consultants, Inc., DBA Priority Dispatch, for the provision of software maintenance agreement to the 911 Communications Center ProQa software application, in accordance with the sole source provisions of Chapter 329 of the Columbus City Code.

SECTION 2. That this agreement is entered into pursuant to the sole source provisions of Chapter 329 of the Columbus City Code.

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 purpose stated in Section 1 hereof, the expenditure of \$63,683, or so much thereof as may be needed, is hereby authorized from Fund 1000 General Fund, Subfund 100010 in object class Contractual Services 03, per the accounting codes in the attachment in this ordinance.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this

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

Legislation Number: 1557-2017

Drafting Date: 6/6/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background: This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with 2K General Company for the restoration of columns at Goodale and Schiller Parks.

The Friends of Goodale have worked with Recreation & Parks on restoration of various entry gates in Goodale Park. To date, the south and northwest entries have been restored. The east entry/columns at Goodale Park are over 100 years and are in need of restoration.

In 2012, the Department at the request of the German Village Society, worked with a Contractor to evaluate the 4 sets of columns located at Schiller Park. The columns, dating back to early 1900's, have been in need of restoration for several years, but due to a lack of funding have not been able to proceed with the restoration.

Goodale and Schiller are two of the oldest parks in the City system.

The costs for this project will be \$399,350.00 with a contingency of \$39,000.00 for a total of \$438,350.00.

Bids were advertised through Vendor Services, in accordance with City Code Section 329, on May 8, 2017 and received by the Recreation and Parks Department on May 23, 2017. Bids were received from the following companies:

<u>Company</u>	<u>Status</u>	<u>Amount</u>
2K General	(MAJ)	\$399,350.00
Tyevco (MAJ)		\$524,211.00

After reviewing the proposals that were submitted, it was determined that 2K General Company was the lowest and most responsive bidder.

2K General Company and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

Principal Parties:

2K General Company
19 Gruber Street, Building B, Delaware, OH 43015
Clayton Morgan 740-417-9195
CC#: 31-1635018
Exp Date: 3/13/19

Emergency Justification: An emergency is being requested in that it is immediately necessary to enter into

said contract so that work may start as soon as possible to prevent further deterioration.

Benefits to the Public: The Department has worked with the community groups that surround the two parks in developing a plan to restore the columns. By restoring the columns we will be preserving City history and making the gates safer for the community to walk around/through.

Area(s) Affected:

Goodale Park (13) - \$169,400.00

Schiller Park (22) - \$268,950.00

Master Plan Relation: This project will support the mission of the Recreation and Parks Master Plan by restoring historic structures located in our parks.

Fiscal Impact: \$438,350.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 7702 and Street and Highways General Obligations Bond Fund 7704 to meet the financial obligations of this contract.

To authorize the Director of Recreation and Parks to enter into contract with 2K General Company for the restoration of columns at Goodale and Schiller Parks; to authorize the expenditure of \$438,350.00 from the Recreation and Parks Voted Bond Fund and Street and Highways General Obligations Bond Fund; and to declare an emergency. (\$438,350.00)

WHEREAS, it is necessary to authorize the Director of Recreation and Parks to enter into contract with 2K General Company for the restoration of columns at Goodale and Schiller Parks; and

WHEREAS, it is necessary to authorize the expenditure of \$438,350.00 from the Recreation and Parks Voted Bond Fund 7702 and Street and Highways General Obligations Bond Fund 7704; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into said contract so that work may start as soon as possible to prevent further deterioration; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and is hereby authorized and directed to enter into contract with 2K General Company for the restoration of columns at Goodale and Schiller Parks.

SECTION 2. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 5. That for the purpose stated in Section 1, the expenditure of \$438,350.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Voted

Bond Fund 7702 and Street and Highways General Obligations Bond Fund 7704 in object class 06 Capital Outlay per the accounting codes in the attachment.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1570-2017

Drafting Date: 6/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: The Department of Finance & Management, on behalf of the Fleet Management Division, entered into contract with API Security Services for security services for the Fleet Management Division located at 4211 Groves Road.

Solicitation #SA005514 was publicly posted to the City of Columbus Vendor Services web site until August 15, 2014. The Fleet Management Division recommended a contract award to the most responsive and responsible bidder, API Security Services and Investigations Inc. in the amount of \$68,350.00 which was authorized by City Council by Ordinance 1986-2014.

Ord. 1551-2015 modified and extended the existing API Security Services contract, thus representing the first of three (3) annual contract renewal/extension options, and authorized a price increase request received on June 3, 2015 per the instructions in the original bid specs to be included in this contract extension.

Ord. 1384-2016 modified and extended the existing API Security Services contract, thus representing the second of three (3) annual contract renewal/extension options, and authorized a price increase request per the instructions in the original bid specs to be included in this contract extension. The contractor pays responsible wage and health insurance benefits as required by Columbus City Codes.

This ordinance seeks authority to renew the existing contract with API Security Services, thus representing the third of three (3) annual contract renewal/extension options, and authorizes a price increase request of \$.70 per hour for a new total of \$16.90 per hour. The total contract cost is estimated at \$80,000.00.

The contractor pays responsible wage and health insurance benefits as required by Columbus City Codes.

Fiscal Impact: This ordinance authorizes an expenditure of \$80,000.00 from the Fleet Management Operating Fund with API Security Services for security services at the Fleet Management Facility located at 4211 Groves Road. The Fleet Management Division budgeted \$80,000.00 in the operating fund for these services. In 2016, the Fleet Management Division expended \$76,000.00 for these security services.

API Security Service Inc, vendor# 007115; expiration 04/06/2019.

To authorize the Finance and Management Director, on behalf of the Fleet Management Division, to modify and renew an existing contract with API Security Services for security services at the Fleet Maintenance Facility; and to authorize the expenditure of \$80,000.00 from the Fleet Management Services Fund

(\$80,000.00)

WHEREAS, the Purchase Order/Contract No. EL016336 for security services for the Fleet Maintenance Facility at 4211 Groves Road was authorized by Ordinance 1986-2014, with three (3) one-year renewal options; and

WHEREAS, the Purchase Order/Contract No. EL017456 for security services for the Fleet Maintenance Facility at 4211 Groves Road was authorized by Ordinance 1551-2015; and

WHEREAS, the Purchase Order/Contract No. PO025300 for security services for the Fleet Maintenance Facility at 4211 Groves Road modification was authorized by Ordinance 1384-2016; and

WHEREAS, this contract renewal represents the third of three (3) renewal options and shall be for the period September 1, 2017 through August 31, 2018; and

WHEREAS, it has become necessary in the usual daily operation of the Finance and Management Department, Fleet Management Division, to authorize the Director to modify and extend the contract with API Security Services as provided for in the contract; **NOW, THEREFORE,**

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

SECTION 1. That the Finance and Management Director, on behalf of the Fleet Management Division, is hereby authorized to modify and renew a contract with API Security Services, Inc for security services at the Fleet Maintenance building located at 4211 Groves Road.

SECTION 2. That the expenditure of \$80,000.00 or so much thereof as may be necessary in regard to the action authorized in Section 1 is hereby authorized in Fund 5200 Fleet Management Operating Fund in object class 03 per the accounting codes in the attachment to this ordinance.

See Attached File: Ord 1570-2017 Legislation Template.xls

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

SECTION 4. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 6. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1590-2017

Drafting Date: 6/7/2017

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 Peterson Construction Company for the Fenway Court Pump Station (CIP 650747-100000) and the Stella Court Pump Station Renovations Projects (CIP 650748-100000). The work for the Fenway Court Pump Station Project consists of renovating the sanitary pump station by replacing the overhead electrical service, the existing pumps, valves, interior piping, and overhead electrical service. This work will require removing the SCADA panel, all outdoor electrical control panels, and placing new controls inside a small precast building. These new controls will provide automatic standby generator service through utilization of a previously installed standby power unit. This work and all work necessary to complete this contract shall be done in accordance with the drawings technical specifications, and City of Columbus Construction and Material Specifications as set forth in this Invitation For Bid (IFB).

The work for the Stella Court Pump Station Renovations Project, consists of renovating the sanitary pump station by replacing the existing pumps, valves and interior piping, replace all outdoor electrical control panels, SCADA panel, and provide an electrical transfer switch and plug connection for a portable emergency generator and other such work as may be necessary to complete the contract, in accordance with the drawings technical specifications, and City of Columbus Construction and Material specifications as set forth in this Invitation For Bid (IFB).

- 2. PROCUREMENT:** The Department of Public Utilities advertised for bids pursuant to the requirements of city code section 329 for the Fenway Court Pump Station Renovations Project and the Stella Court Pump Station Renovations Project, CIP 650747-100000 and CIP 650748-100000 and received three (3) bids. These bids were opened, and evaluated using the bid tab and Quality Factor Form (QFF) process. It was determined that the Peterson Construction Company best meet the needs of the Department of Public Utilities.
- 3. 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.
- 4. EMERGENCY DESIGNATION:** An emergency designation is not requested at this time.
- 5. CONTRACT COMPLIANCE NUMBER:** 34-1342365 | MAJ | Exp. 08/05/18 | Vendor #: 013609
- 6. ENVIRONMENTAL IMPACT:** NA
- 7. FISCAL IMPACT:** This ordinance authorizes the transfer within of \$412,724.00 (\$216,144.00 for Fenway Court and \$196,580.00 for Stella Court) and expenditure of up to \$932,724.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 6109 (\$501,144.00 for Fenway Court and \$431,580 for Stella Court) and an amendment to the 2017 Capital Improvements Budget to establish sufficient budget authority for this ordinance.

To authorize the Director of Public Utilities to enter into a construction contract with the Peterson Construction Company for the Fenway Court Pump Station and the Stella Court Pump Station Renovations Projects; to authorize the transfer within of \$412,724.00 and an expenditure of up to \$932,724.00 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$932,724.00).

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into a construction contract with the Peterson Construction Company for the Fenway Court Pump Station and the Stella Court Pump Station Renovations Projects, CIP 650747-100000 and CIP 650748-100000; and

WHEREAS, the work for the Fenway Court Pump Station Project consists of renovating the sanitary pump station by replacing the overhead electrical service, replacing the existing pumps, valves and interior piping; and

WHEREAS, it is necessary to remove all outdoor electrical control panels and SCADA panel and install new controls; and

WHEREAS, the work for Stella Court Pump Station consists of renovating the sanitary pump station by replacing the existing pumps, valves and interior piping, replace all outdoor electrical control panels and SCADA panel, and provide an electrical transfer switch and plug connection for a portable emergency generator and other such work as may be necessary to complete the contract; and

WHEREAS, it is necessary to authorize the amendment of the 2017 Capital Improvement Budget; and

WHEREAS, it is necessary to authorize the transfer within and the expenditure of \$932,724.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 6109; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, to authorize the Director to enter into a construction contract with the Peterson Construction Company for the Fenway Court Pump Station and the Stella Court Pump Station Renovations Projects, CIP 650747-100000 and CIP 650748-100000, to be implemented at the earliest practical date; **Now, Therefore**

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

SECTION 1. That the Director of Public Utilities is hereby authorized to enter into a service contract with the Peterson Construction Company, 18817 SR 501 North, Wapakoneta, Ohio 45895, for the Fenway Court Pump Station and the Stella Court Pump Station Renovations Projects in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

SECTION 2. That the City Auditor is hereby authorized to transfer \$412,724.00 within the Sanitary Sewer General Obligation Bond Fund, Fund 6109, per the account codes in the attachment to this ordinance.

SECTION 3: That the 2017 Capital Improvements Budget Ordinance is hereby amended as follows:

FROM:

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

P650243-100000 | JPWWTP Biosolids Land App | \$87,000 | \$3,846 | (-\$83,155)

P650261-101000 | WWTF PCM | \$211,426 | \$78,436 | (-132,990)

TO:

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

P650747-100000 | Fenway Court Pump Station | \$285,000 | \$501,144 | (+\$216,144)

FROM:

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

P650249-100002 | JPWWTP Multiple Heath Incinerator Imp | \$25,207 | \$0 | (-\$25,207)

P650262-102000 | Professional Construction Management Serv for SCP | \$250,000 | \$83,837 | (-\$166,163)

P650712-100000 | Town / Fourth Inflow Redirect | \$5,212 | \$0 | (-\$5,212)

TO:

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

P650748-100000 | Stella Court Pump Station | \$235,000 | \$431,580 | (+\$196,580)

SECTION 4. That the Director is hereby authorized to expend up to \$932,724.00 within the Sanitary Sewer General Obligation Bond Fund | Fund 6109 | per the account codes in the attachment to this ordinance.

SECTION 5. That the said firm, Peterson Construction Company, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

SECTION 6. That the City Auditor is hereby authorized to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

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

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

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

Legislation Number: 1630-2017

Drafting Date: 6/13/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Finance and Management Director to establish a Universal Term Contract (UTC) with Frame and Spring for Automotive and Truck Spring Repairs. The Division of Fleet Management is the sole user of these services. Automotive and Truck Spring Repairs are used for repairs on all City Vehicles. The term of the proposed option contract would be approximately three years, expiring June 30, 2020, with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on June 8, 2017.

The Purchasing Office advertised and solicited competitive bids in accordance with the relevant provisions of Chapter 329 relating to competitive bidding (Request for Quotation No. RFQ005557). Forty-eight (48) bids were solicited. Two (2) bids were received.

The Purchasing Office is recommending award to the overall lowest, responsive, responsible and best bidder as follows:

Frame & Spring, Inc., CC# CC005201 expires 6/8/2019, All Items, \$1.00
Total Estimated Annual Expenditure: \$75,000, Division of Fleet, the sole user

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

FISCAL IMPACT: Funding to establish this option contract is from the General Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into a contract for the option to purchase Automotive and Truck Spring Repairs with Frame & Spring, Inc.; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).

WHEREAS, the Automotive and Truck Spring Repairs UTC will provide for the purchase of parts and services needed for repairs rendered on City vehicles; and,

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 8, 2017 and selected Frame & Spring, Inc. as the overall lowest, responsive, responsible and best bidder; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Fleet to authorize the Finance and Management Director to enter into contract with Frame & Spring Inc. for the option to purchase Automotive and Truck Spring Repairs, 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 Automotive and Truck Spring Repairs in accordance with Request for Quotation RFQ005557 for a term of approximately three years, expiring June 30, 2020, with the option to renew for one (1) additional year, as follows:

Frame & Spring, Inc., All Items, \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized in Fund 1000 General Fund in Object Class 02 Materials and Supplies per the account codes in the attachment of this ordinance 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.

Legislation Number: 1646-2017

Drafting Date: 6/14/2017

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 Jess Howard Electric Co. for the Southeast Lions Park Street Lighting Improvements Project; in an amount up to \$99,808.49; for the Division of Power.

This project will install 14 decorative post top street light poles and LED street lights with underground wiring in the Southeast Lions Park area of Columbus, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Invitation for Bid (IFB).

The planning area for this project is “Near South - 22” and includes the following boundaries: to the east: S. Sixth Street; to the south: Hinkle Avenue; to the west: Bruck Street; and to the north: E. Barthman Avenue.

2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT: This work is being performed with the City of Columbus’s goal to light every street. The addition of street lighting within the Southeast Lions Park area could provide both a sense of security and additional visibility on the roadways. This may also deter criminal activity, which would lessen the financial impact on city resources such as the Police and Fire departments.

3.0 CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened three bids on June 7, 2017 from:

- | | |
|----------------------------------|--------------|
| 1. Jess Howard Electric Co. | \$ 99,808.49 |
| 2. Asplundh Construction Co. | \$118,440.57 |
| 3. Complete General Construction | \$132,068.30 |

3.1 PRE-QUALIFICATION STATUS: Jess Howard Electric and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

Jess Howard Electric’s bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$99,808.49. Their Contract Compliance Number is 31-4405752 (expires 10/18/18, Majority) and their DAX Vendor Account No. is 006108. Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Jess Howard Electric Co.

4. FISCAL IMPACT: There is sufficient funding within the Electricity G.O. Bonds Fund for this expenditure.

To authorize the Director of Public Utilities to execute a construction contract with Jess Howard Electric Co. for the Southeast Lions Park Street Lighting Improvements Project; and to authorize an expenditure up to

\$99,808.49 within the Electricity General Obligations Bonds Fund for the Division of Power. (\$99,808.49)

WHEREAS, three (3) bids for the Southeast Lions Park Street Lighting Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on June 7, 2017; and

WHEREAS, the lowest, best, most responsive and responsible bid was from Jess Howard Electric Co. in the amount of \$99,808.49; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Southeast Lions Park Street Lighting Improvements Project; and

WHEREAS, it is necessary to authorize an expenditure of funds within the Electricity G.O. Bonds Fund, for the Division of Power; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract for the Southeast Lions Park Street Lighting Improvements Project, for the preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities is hereby authorized to execute a contract for the Southeast Lions Park Street Lighting Improvements Project with Jess Howard Electric Co. (FID# 31-4405752), 3115 East 17th Avenue, Columbus, Ohio 43219; in an amount up to \$99,808.49 in accordance with the terms and conditions of the contract on file in the Office of the Division of Power.

SECTION 2. That said contractor shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power.

SECTION 3. That the expenditure of \$99,808.49 or so much thereof as may be needed, is hereby authorized in Fund 6303 - Electricity G.O. Bonds Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

SECTION 4. That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

by law.

Legislation Number: 1658-2017

Drafting Date: 6/15/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

Background: The purpose of this ordinance is to increase the imprest petty cash fund for the Central Ohio Area Agency on Aging from \$1,500.00 to \$3,000.00 for minor expenditures.

The purpose of this ordinance is to increase the imprest petty cash fund for the Recreation and Parks Department from \$1,400.00 to \$4,000.00 for additional cashier services.

This \$1,500.00 increase is necessary due to the increase in minor expenditures for the Central Ohio Area Agency on Aging due to a new state program assisting clients with transitioning from nursing homes to a private residence.

This \$2,600.00 increase is necessary in Recreation in the Parks to allow for additional assigned cash banks for pool locations to make change for turnstiles and vending; and for newly implemented fund raising programs and events which require additional cashiers.

Fiscal Impact: To provide the sum of an additional \$1,500.00, to increase the petty cash fund for the Central Ohio Area Agency on Aging. Funding for this increase will be provided from the Recreation and Parks Grant Fund 2286. To provide the sum of an additional \$2,600.00, to increase the petty cash fund for the Recreation and Parks Department. Funding for this increase will be provided from the Recreation and Parks Fund 2285.

To authorize an increase within the imprest petty cash fund for the Central Ohio Area Agency on Aging and The Recreation and Parks Department Parks Department; and to expend \$1,500.00 from the Recreation and Parks Grant Fund and \$2,600.00 from the Recreation and Parks Operating Fund. (\$4,100.00)

WHEREAS, it has become necessary to increase the balance of the imprest petty cash fund to reimburse Central Ohio Area Agency on Aging employees, and

WHEREAS, the existing cash drawer fund in the Recreation and Parks Department is insufficient to handle the number of cash customers served by the pools and for special events; and,

WHEREAS, this legislation authorizes an increase in the amount of the imprest petty cash operating fund by \$2,600.00 not to exceed \$4,000.00 in the Recreation and Parks Department; and,

WHEREAS, this legislation authorizes an increase in the amount of the imprest petty cash operating fund by \$1,500.00 not to exceed \$3,000.00 for Central Ohio Area Agency on Aging; **NOW, THEREFORE**

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

SECTION 1. That the imprest petty cash fund presently provided to the Recreation and Parks Department be increased by \$2,600.00 for a total not to exceed \$4,000.00.

SECTION 2. That the imprest petty cash fund presently provided to the Central Ohio Area Agency on

Aging be increased by \$1,500.00 for a total not to exceed \$3,000.00.

SECTION 3. That the City Auditor shall upon receipt of a voucher approved by the Director of Recreation and Parks provide an additional sum not to exceed \$2,600.00 from the Recreation and Parks Operating Fund, 2285 for use in the daily operation of the cash drawer functions in the Recreation and Parks Department.

SECTION 4. That the City Auditor shall upon receipt of a voucher approved by the Director of Recreation and Parks provide an additional sum not to exceed \$1,500.00 from the Recreation and Parks Grant Fund, 2286 for use in the daily operation of the agency requiring minor staff reimbursements.

SECTION 5. That the imprest petty cash fund hereby be increased by \$2,600.00 and shall be operated by the Director of Recreation and Parks or by an employee designated by her who shall keep an accurate accounting of such monies.

SECTION 6. That the imprest petty cash fund hereby be increased by \$1,500.00 and shall be operated by the Director of Recreation and Parks, Central Ohio Area Agency on Aging or by an employee designated by her who shall keep an accurate accounting of such monies.

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

Legislation Number: 1685-2017

Drafting Date: 6/19/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Finance and Management to establish a Universal Term Contract (UTC) with New River Group dba Scioto Energy LLC for Electric Energy Consultant services. The Department of Finance and Management is the primary user. This contract will be used to obtain bids from certified energy suppliers for deregulated electric supply for City-owned facilities currently on the AEP Ohio distribution system, for bill management services including auditing and tracking of utility data, and for additional services relating to energy issues such as demand response procurement and Energy Star Portfolio management. The term of the proposed option contract would be approximately two years, with the option to renew for three (3) additional one (1) year contract extensions.

BID INFORMATION: Request for Proposal RFQ004842 was advertised and proposals were opened April 13, 2017. Six (6) responses were received.

An evaluation committee consisting of three representatives from the Department of Finance and Management, one from Department of Public Utilities and one from the Office of Diversity and Inclusion scored and ranked written proposals submitted by the offerors. Three finalists were invited to make oral presentations and to submit pricing. After evaluating all offers and viewing presentations, in compliance with the application sections of Columbus City Code Chapter 329, the committee submitted final rankings. After review of the committee members' work, the Director of Finance and Management authorized final negotiations and recommends the acceptance of the proposal submitted by New River Group dba Scioto Energy. Under the terms of the contract, compensation for the services outlined in the Scope of Work will be based on a per kWh paid directly by the energy supplier to Scioto Energy for the term of the executed supply agreements. Compensation for any Demand Response Procurement will be paid directly from the Curtailment Service Providers to Scioto Energy and all other related services will be paid on a per hour basis. Estimated annual

expenditure is \$81,000.

In accordance with the Committee recommendations, the Purchasing Office recommends the award to New River Group dba Scioto Energy LLC, CC#019438 expires 10/7/2018, negotiated contract \$1.00.

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

FISCAL IMPACT: Funding to establish this option contract is from the General Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into a contract for the option to obtain an Electric Energy Consultant UTC with New River Group, dba Scioto Energy LLC; and to authorize the expenditure of \$1.00 from the General Fund. (\$1.00).

WHEREAS, the Electric Energy Consultant UTC will provide for consulting and management services to obtain bids from certified energy suppliers for City owned facilities, for bill management services including auditing and tracking of utility data, and for additional services relating to energy issues; and,

WHEREAS, a formal request for proposal (RFP) for a multi-year Universal Term Contract (UTC) was solicited and evaluated by a multi-departmental committee via Request for Quotation RFQ004842 resulting in the recommendation of an award to New River Group dba Scioto Energy LLC; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Finance and Management to authorize the Finance and Management Director to enter into contract with New River Group, dba Scioto Energy LLC, for the option to obtain Electric Energy Consultant services; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into the following contract for the option to purchase Electric Energy Consultant services in accordance with Request for Quotation RFQ004842 for a term of approximately two years, with the option to renew for three (3) additional one (1) year period, as follows:

New River Group, dba Scioto Energy LLC, Negotiated contract \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized in Fund 1000 General Fund in Object Class 03 Services, Materials and Supplies per the account codes in the attachment of this ordinance 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.

Legislation Number: 1690-2017

Drafting Date: 6/19/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into contract modification with Lucity, Inc., in the amount of up to \$80,000.00 for enhancements to the work order management system related to the currently installed Lucity, Inc. software.

The Department of Public Service has a need to implement additional functions to the Lucity software currently in use for the following three (3) divisions/groups: Pavement Management, Guardrail & Fence Maintenance, and Refuse. The City wishes to deploy the Lucity Pavement Management solution to provide turn-key analysis and reporting of the City's street segments in regards to pavement condition, maintenance history, and scheduled maintenance. The Guardrail & Fence Maintenance segment will be used to capture maintenance and repair data for the City's guardrails and fences. The Refuse Division has been using an in-house database to store and manage information specific to its refuse inventory and operations: container size, location, route, and amounts collected. The Lucity solution will be deployed to meet the existing needs of this system, with the ability to enhance and streamline existing processes.

The original agreement (EL013745) was authorized by ordinance 2278-2012, passed November 12, 2012 and included the first year of ASM fee for the term period of March 1, 2014 through February 28, 2015. Most recently, year three of the five year agreement with Lucity, Inc., for annual support and maintenance fees (ASM) on the work order management system was authorized by ordinance 0201-2016 passed February 22, 2016 (PO005808). This ordinance will authorize the addition of enhancements for the Pavement Management system, addition of a Guardrail & Fence Maintenance system and the addition of a Refuse Inventory system, at a cost of \$80,000.00.

The original contract amount:	\$1,000,000.00	(EL013745, Ord. 2278-2012)
The total of Modification No. 1:	<u>\$80,000.00</u>	(This Ordinance)
The contract amount including all modifications:	\$1,080,000.00	

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

2. CONTRACT COMPLIANCE

The contract compliance number for Lucity, Inc. is 48-1234072, Vendor Number 008935 and expires 08/26/2017.

3. FISCAL IMPACT

Funding in the amount of \$80,000.00 is available in the Department of Public Service General Permanent Improvement Non-Bond Fund, Fund 7748. An amendment to the 2017 Capital Improvement Budget is required to establish sufficient budget authority for the project.

4. EMERGENCY DESIGNATION

Emergency action is requested to expedite authorization of this contract modification in order to facilitate

and maintain uninterrupted services from the supplier.

To amend the 2017 Capital Improvements Budget; to appropriate funds within the Department of Public Service General Permanent Improvement Non-Bond Fund; to authorize and direct the City Auditor to transfer funds and appropriation within the General Permanent Improvement Non-Bond Fund; to authorize the Director of the Department of Public Service to enter into a contract modification with Lucity, Inc., for enhancements to the work order management system; to authorize the expenditure of up to \$80,000.00 from the Department of Public Service General Permanent Improvement Non-Bond Fund, and to declare an emergency (\$80,000.00).

WHEREAS, the original agreement (EL013745) was authorized by ordinance 2278-2012, passed November 12, 2012; and

WHEREAS, Lucity, Inc., supplied the proprietary software, the professional services to configure the software, and is currently providing software maintenance and support for this software; and

WHEREAS, this ordinance authorizes the Director of the Department of Public Service to enter into a contract modification with Lucity, Inc., for enhancements to the work order management system, training, annual support and maintenance fees (ASM) on the work order management system currently utilized by the Department of Public Service; 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 of Public Service to enter into a contract modification with Lucity, Inc., for enhancements to the work order management system, annual support and maintenance fees (ASM) on a work order management system currently utilized by the City of Columbus, thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

SECTION 1. That the 2017 Capital Improvements Budget authorized by ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7748 / P748592-100000 / Refuse-General (General Perm Imp Carryover) / \$226,335.00 / (\$80,000.00) / \$146,335.00

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

7748 / P590130-100032 / Facilities-Lucity Enhancements (General Perm Imp Carryover) / \$0.00 / \$80,000.00 / \$80,000.00

SECTION 2. That from the unappropriated monies 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 ended December 31, 2017, the sum of \$80,000.00 is appropriated in Department of Public Service General Permanent Improvement Non-Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$80,000.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7748 General Permanent Improvement Non-Bond Fund per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of the Department of Public Service be and is hereby authorized to enter into a contract modification with Lucity, Inc., for enhancements to the work order management system, annual support and maintenance fees (ASM) on the enterprise work order management system at a cost of up to \$80,000.00.

SECTION 5. That the expenditure of the sum of \$80,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7748 General Permanent Improvement Non- Bond Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

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

SECTION 7. That the City Auditor is 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.

Legislation Number: 1711-2017

Drafting Date: 6/21/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background: The Department of Development’s Land Redevelopment Division’s Land Bank Program and Housing Division’s Lead Safe Columbus Program will be partnering together to provide more grants for lead safe and healthy housing initiatives for Land Bank properties in the city, in an effort to support Celebrate One’s mission to reduce infant mortality. This legislation authorizes the Director of the Department of Development to modify and extend an existing lead testing contract with Franklin County Public Health. The additional \$30,000 will assist applicants purchasing Land Bank properties with lead inspections, risk assessments of lead hazards, and work specifications for lead paint hazards in vacant structures owned by the City that will be sold for rehabilitation.

EMERGENCY JUSTIFICATION: Emergency action is requested in order to provide funds and resources to test properties for lead hazards.

FISCAL IMPACT: Funding for this contract modification (\$30,000) is budgeted within the 2017 Development Taxable Bonds Fund.

To authorize the Director of the Department of Development to modify and extend an existing lead testing contract with Franklin County Public Health for lead testing of Land Bank owned houses; to authorize the expenditure of \$30,000.00 from the 2017 Development Taxable Bonds Fund; and to declare an emergency. (\$30,000.00)

WHEREAS, Ordinance Number 2161-93 was passed on October 25, 1993 and amended by 1325-98 on June 8, 1998, to authorize the adoption of a Land Reutilization Program under Ohio Revised Code Chapter 5722; and

WHEREAS, the City owns hundreds of parcels acquired under the Land Reutilization Program and some of these properties contain lead hazards which will be tested for lead as part of the renovation; and

WHEREAS, since 2014, the City has invested time and resources to address and reduce the infant mortality rate in Franklin County through the collaborative effort called CelebrateOne; and

WHEREAS, in 2016, the City of Columbus Land Redevelopment office established a contract with Franklin County Public Health to conduct lead testing for vacant properties; and

WHEREAS, the City desires to modify the contract with Franklin County Public Health and authorize the expenditure of an additional \$30,000; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to appropriate and expend funds and modify the contract with Franklin County Public Health for the improvement of existing City owned properties under the Land Reutilization Program, all for the immediate preservation of the public health, peace, property, safety and welfare;

NOW, THEREFORE,

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

SECTION 1. That the Director of Development is authorized to modify and extend the contract with Franklin County Public Health to conduct lead testing for vacant properties.

SECTION 2. That for the purpose stated in Section 1, the expenditure of \$30,000 or so much thereof as may be needed, is hereby authorized in Fund 7739 Development Taxable Bonds Fund in Object Class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

Drafting Date: 6/22/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Finance and Management Director to issue a purchase order to Vance Outdoors, Inc. for the purchase of Personal Protective Equipment (PPE) for use by the Division of Fire, Tactical Emergency Medical team (TEMs), from the existing State of Ohio Term Contract (STS781) with Vance Outdoors, Inc. of Columbus, Ohio. The City of Columbus was awarded a Federal Fiscal Year 2016 Justice Assistance Grant (JAG) Award from the Bureau of Justice Assistance, Office of Justice Programs, via the Franklin County Office of Homeland Security & Justice Programs to acquire forty (40) Safariland Protech Titan Assault vests, helmets, and related ballistic equipment.

The ballistic vests, helmets, and related equipment are Protech Titan Assault Vests (TAV AWS) Tactical Vests and Protech Delta 4 HC helmets, which are equal to the equipment Columbus Police Department's SWAT teams currently use, and offer ballistic protection to the Division of Fire's TEMS team in high-risk entry situations while continuing to provide increased mobility. The Protec equipment meets all requirements of specifications of ballistic protection. The Division of Fire has a need to replace existing PPE suits and helmets that are beyond their useful life. Utilizing the State Term Contract will permit the timely ordering of this equipment. This purchase between the City of Columbus and the State of Ohio is authorized by Ordinance 582-87 that allows for the cooperative purchasing between the State of Ohio Department of Administrative Services Cooperative Contracts and other governmental entities. The total cost of this equipment will be \$103,824.00. The City of Columbus and Franklin County entered into an Intergovernmental Agreement via Ordinance 0278-2017 to enable this type of purchase. This is a reimbursement grant where, upon receipt of all products, the City shall pay the vendor invoice and is then reimbursed by said grant.

Bid Information: A State of Ohio Term Contract exists for this purchase (Index #STS781; Contract 800234; expires on 11/15/2017).

Contract Compliance: Vance Outdoors, Inc. (Active C.C.) (Vendor #009245)

Emergency Designation: The Division of Fire requests emergency legislation so that the purchase of the Personal Protective Equipment may conclude prior to expiration of the grant period.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$103,824.00 for the purchase of Personal Protective Equipment (PPE) from Vance Outdoors, Inc. for use by the Division of Fire, Tactical Emergency Medical team (TEMs), from the General Government Grant Fund.

To authorize and direct the Director of Finance and Management to issue a purchase order to Vance Outdoors, Inc. for the purchase of Personal Protective Equipment (PPE) for use by the Division of Fire, Tactical Emergency Medical team (TEMs), from the existing State of Ohio Term Contract (STS781) established for such purpose by the State of Ohio Department of Administrative Services Purchasing Office; to expend \$103,824.00 from the General Government Grant Fund; and to declare an emergency. (\$103,824.00)

WHEREAS, the Division of Fire needs to purchase Personal Protective Equipment (PPE) for its Tactical Emergency Medical team; and

WHEREAS, the Division of Fire has been awarded a reimbursement grant from Bureau of Justice Assistance, Office of Justice Programs, currently held by the Franklin County Office of Homeland Security & Justice Programs where, upon receipt of all products, the City shall pay the vendor invoice and is then reimbursed by said grant; and

WHEREAS, a State of Ohio Term Schedule Contract established by the State of Ohio, Department of

Administrative Services Purchasing Office (Index #STS781; Contract 800234), exists with Vance Outdoors, Inc. for the purchase of Personal Protective Equipment (PPE); and

WHEREAS, Ordinance 582-87 authorizes the City to use this type of cooperative purchasing between the State of Ohio and other governmental entities; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Fire, Department of Public Safety, in that it is immediately necessary to authorize and direct the Director of Finance and Management to issue a purchase order for said Personal Protective Equipment (PPE) prior to the expiration of the grant period, 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 Finance and Management be and is hereby authorized and directed to issue a purchase order for said Personal Protective Equipment (PPE) for use by the Columbus Division of Fire, Tactical Emergency Medical team (TEMs), in accordance with the existing State of Ohio Term Schedule Contract established by the State of Ohio Purchasing Office with Vance Outdoors, Inc. the purchase of which is authorized by Ordinance 582-87.

SECTION 2. That the expenditure of \$103,824.00, or so much thereof as may be necessary, be and is hereby authorized from the General Government Grant Fund per the accounting codes in the attachment to this ordinance.

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

Legislation Number: 1719-2017

Drafting Date: 6/22/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Rezoning Application Z16-025

APPLICANT: Thomas O’Neil; 5151 Menard Drive; Eau Claire, WI 54703.

PROPOSED USE: Home improvement store and other commercial uses.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on April 13, 2017.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site consists of a single parcel that is currently undeveloped, recently annexed from Prairie Township, and zoned R, Rural District. The requested CPD, Commercial Planned Development District would permit the development of commercial uses in two subareas. A building materials supply dealer is proposed within Subarea I, with C-4 district uses also permitted. Within Subarea II, C-4 and C-5 district uses would be permitted for unspecified commercial development. The CPD text includes use, setback, access, frontage, screening, landscaping, and building

design commitments. Variances to reduce minimum parking, screening, landscaping, building setback, and maneuvering requirements are also included within the text. The applicant will develop the site in accordance with a site plan and building elevations. The site is located within the planning area of the *Trabue / Roberts Area Plan* (2011), which recommends “community mixed uses” for this location. The Planning Division supports the request as the site plan and zoning text are consistent with plan recommendations for screening and parking lots. The request includes setbacks and screening from adjacent residential property. It also incorporates Regional Commercial Overlay standards for parking lot screening as well as prohibits parking and stacking between the right-of-way line and primary buildings in Subarea II.

To rezone **831 HILLIARD & ROME ROAD (43228)**, being 35.9± acres on the west side of Hilliard & Rome Road, 450± feet south of Fisher Road, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z16-025).

WHEREAS, application # Z16-025 is on file with the Department of Building and Zoning Services requesting rezoning of 35.9± acres from R, Rural District, to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District, which will allow the development of the site with a home improvement store and other commercial uses, is compatible with the development along the Hilliard & Rome Road corridor, and is properly buffered and screened from the adjacent multi-unit residential development.

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 # 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

831 HILLIARD & ROME ROAD (43228), being 35.9± acres on the west side of Hilliard & Rome Road, 450± feet south of Fisher Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, Township of Prairie, in Virginia Military Survey Numbers 7326 and 1484, being a part of Lots 1 and 5 as shown on Plat “A” of the partition of the lands of Thomas O’Harra, of record in Complete Record Number 80, Page 196 of the Court of Common Pleas, also being part of those tracts of land conveyed to LJKJ Rome Hilliard, LLC by deeds of record in Instrument Numbers 201212190195037 and 201306120097793, and to Ruth Ann Hoffman and Roy Lee Hoffman by deeds of record in Official Records 2614J05 and 5431H02, (all references are to the records of the Recorder’s Office, Franklin County, Ohio) and more particularly bounded and described as follows:

BEGINNING at the northeasterly corner of said Hoffman tracts, the southeasterly corner of that 0.972 acre tract conveyed as Tract Three to Dean E. Salts, Trustee, by deed of record in Instrument Number 201411030145462, in the westerly line of that 7.879 acre tract conveyed as Parcel No. 104 WD to the State of Ohio by deed of record in Deed Book 2990, Page 249, in the westerly right-of-way line of Hilliard-Rome Road;

Thence with said westerly right-of-way line the following courses and dimensions:

South 14°27'57" East, a distance of 110.68 feet to a point;

South 21°34'02" East, a distance of 314.09 feet to a point;

South 31°34'10" East, a distance of 209.73 feet to a point;

South 40°22'51" East, a distance of 400.89 feet to a point;

South 33°03'34" East, a distance of 192.46 feet to a point; and

South 23°34'36" East, a distance of 71.46 feet to the northerly corner of the condominium entitled "Templeton Crossing Condominiums", of record in Condo Plat Book 92, Page 35, in the existing City of Columbus corporation line as established by Ordinance Number 775-98, of record in Instrument Number 199805120115788;

Thence South 13°54'58" West, with the westerly line of said "Templeton Crossing Condominiums", with said City of Columbus corporation line, a distance of 725.74 feet to the northeasterly corner of that 5.023 acre tract conveyed to the City of Columbus, Ohio by deed of record in Instrument Number 199902250048365;

Thence North 85°53'40" West, with the northerly lines of said 5.023 acre tract and said "Templeton Crossing Condominiums", with said City of Columbus corporation line, a distance of 1133.61 feet to the southeasterly corner of that 16.480 acre tract conveyed to Marcus Pohlmann Properties I, LLC by deed of record in Instrument Number 200007240145759;

Thence North 03°47'12" East, with the easterly line of said 16.480 acre tract, with said City of Columbus corporation line, a distance of 1091.76 feet to a point in the southerly line of the condominium entitled "Hartford Village Commons Condominiums Phase V, Fifth Amendment", of record in Condominium Plat Book 243, Page 9;

Thence South 85°51'22" East, with said southerly line, continuing with said City of Columbus corporation line, a distance of 295.39 feet to the southeasterly corner thereof;

Thence North 03°52'15" East, with the easterly lines of said condominium and that 1.629 acre tract conveyed to Image Hospitality, L.L.C. by deed of record in Instrument Number 201010010129017, continuing with said City of Columbus corporation line, a distance of 685.45 feet to the southwesterly corner of said 0.972 acre tract;

Thence South 85°41'56" East, with the southerly line of said 0.972 acre tract, a distance of 246.75 feet to the POINT OF BEGINNING, containing 35.9 acres, more or less.

To Rezone From: R, Rural District

To: CPD, Commercial Planned Development District

SECTION 2. That a Height District of thirty-five (35) 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 plans being titled, “**CPD SITE PLAN,**” and “**CPD BUILDING ELEVATIONS,**” and text titled, “**COMMERCIAL PLANNED DEVELOPMENT TEXT,**” all dated June 13, 2017, and signed by Thomas O’Neil, Applicant, and the text reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICTS: Commercial Planned Development (CPD)

PROPERTY ADDRESS: 831 Hilliard & Rome Road

OWNER: LJKJ Rome Hilliard LLC; Ruth Ann Hoffman; Roy Lee Hoffman

APPLICANT: Menard, Inc., a Wisconsin corporation

DATE OF TEXT: 06/13/2017

APPLICATION NUMBER: Z16-025

INTRODUCTION

The subject area is being divided into subareas to reflect zoning classifications and standards, which are thought to be appropriate for each subarea. The development of Subarea I is planned as a Menards home improvement and building materials supply dealer, with said development tentatively scheduled for construction during the 2018 construction season. The development of parts or all of Subarea II is planned as ancillary commercial retail development, with said development tentatively scheduled for construction during the 2019 construction season and later.

Any subarea may be the subject of a rezoning application filed with the City of Columbus and nothing contained herein shall prevent the current or future owners of the property from filing and processing a rezoning application on any subarea.

The applicable development requirements contained in this text shall not apply to the subarea until the time of development of that subarea.

SUBAREA I - 20.51+/- ACRES

1. **PERMITTED USES:** The following uses shall be permitted within Subarea I: Those uses listed in Chapter 3356 (C-4, Commercial District).
2. **DEVELOPMENT STANDARDS:** Except as otherwise noted herein, the applicable development standards of Chapter 3356, C-4, Commercial District shall apply to Subarea I.

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

1. Setback from Hilliard & Rome Road shall be two hundred (200) feet for all parking, loading and maneuvering areas and five hundred (500) feet for buildings, unless and until such time as Hilliard & Rome Road is relocated in accordance with the City of Columbus Transportation Plan, at which time the setbacks shall be reduced to correspond to the road relocation.
2. Setback from residential properties shall be twenty-five (25) feet for parking, loading and maneuvering areas and twenty-five (25) feet for buildings. That being said, the property line for the lot comprising Subarea I and the lots comprising Subarea II may straddle the internal, private frontage drive.

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

1. Access to Hilliard & Rome Road shall be by one right-in / right-out turning movement intersection to the north and one full-turning movement signalized intersection to the south, subject to the approval of the Franklin County Engineer Office.
2. A bike rack will be installed adjacent to the building in Subarea I.
3. Upon development of Subarea I, the developer shall make the following roadway improvements:
 - a. Install a traffic signal at the proposed Menards store access point approximately 1200' south of the Hilliard & Rome Road and Fisher Road / Feder Road Intersection.

Due to the signal being at a private drive, Menard, Inc. understands it will be required to sign an agreement with Franklin County for the future maintenance costs and electrical costs for this signal.

- b. Construct a 439' northbound left turn lane at the proposed Menards store signal.
- c. Construct an additional southbound through lane on Hilliard & Rome Road beginning at the current southbound merge point (south of Fisher Road / Feder Road). This additional southbound thru lane will end at the southbound right turn lane at Summerlin Way. Final design will be coordinated with the City of Columbus Fisher Road / Feder Road Intersection Improvement Project to provide a fluid continuation of the 2 southbound through lanes.
- d. Construct a two-way left turn lane from the City of Columbus Fisher Road / Feder Road Intersection Improvement Project to Summerlin Way, where it will terminate into the existing southbound left turn lane at Summerlin Way.

C. Buffering, Landscaping, Open space and/or Screening commitments.

1. The lumberyard shall be screened with a treated lumber pallet racking structure surrounding the lumberyard area.
2. The developer shall install a mixture of evergreen and deciduous trees along the length of the treated lumber pallet racking located to the west. These trees shall be planted in a staggered configuration in order to provide a series of visual interruptions along the length of the treated lumber pallet racking. Trees will be planted at a minimum density of 1 tree every 30'.

3. A 14' tall board on board fence with a planting strip 10' in width will be provided in the setback adjacent to the residential properties, excepting the rear of the accessory structure located along the west property line which shall constitute the buffering "fence" in that area. The tree buffer will be provided between the fence and the adjacent residential properties. Trees will be planted at a minimum density of 1 tree every 30', and shall extend along the southern property line to the eastern edge of Subarea I.

D. Building Design / Exterior Façade Commitments.

The building constructed on Subarea I shall be designed in conformance with the CPD Building Elevations plan.

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. Buildings and landscaping may be up lit or down lit provided that such lighting does not spill over into the public right of way or the residential property to the west or south. Pedestrian friendly decorative lighting shall be permitted on the wrought iron fence adjacent to the garden center located on the northwest side of the Menards building.
2. Outdoor display areas shall include a propane tank display and sales area in front of the building, (provided however that four (4) feet of sidewalk shall remain available to pedestrians), and a propane fueling station. The propane fueling station shall lie within the parking field.
3. All light poles shall be black in color (above any base) and the poles shall be constructed of metal.

F. Graphics and Signage commitments.

All signage and graphics shall conform to the Columbus City Code as it applies to the C-4, Commercial District, or a Graphics Plan shall be submitted for approval by the Columbus Graphics Commission.

G. Miscellaneous Commitments.

The Subject Site shall be developed in accordance with the submitted 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 designee upon submission of the appropriate data regarding the proposed adjustment. The Building shall be developed in accordance with the submitted building elevation plan. The building elevations 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 elevations shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services or his designee upon submission of the appropriate data regarding the proposed adjustment.

SUBAREA II - 15.38+/- ACRES

1. PERMITTED USES: The following uses shall be permitted within Subarea II: Those uses listed in Chapter 3356 (C-4, Commercial District) and in Chapter 3357 (C-5, commercial district).
2. DEVELOPMENT STANDARDS: Except as otherwise noted herein, the applicable development standards of Chapter 3356, C-4, Commercial District shall apply to Subarea II.

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

1. Setback from Hilliard & Rome Road shall be ten (10) feet for all parking, loading and maneuvering areas and twenty five (25) feet for buildings.
2. Setback from residential properties shall be twenty-five (25) feet for parking, loading, and maneuvering lanes and twenty-five (25) feet for buildings. Setback from property lines other than the west and south property line of Subarea II shall be ten (10) feet for parking, loading, and maneuvering lanes and twenty-five (25) feet for buildings. That being said, the property line for the lot comprising Subarea I and the lots comprising Subarea II may straddle the internal, private frontage drive.

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

1. Access to Hilliard & Rome Road shall be by one right-in / right-out turning movement intersection to the north and one full-turning movement signalized intersection to the south, subject to the approval of the Franklin County Engineer Office.
2. Parking and stacking are not permitted between the principle buildings in Subarea II and a street right-of-way line. Circulation aisles are permitted between the principle buildings and street right-of-way line. Subarea II development plans should include parking lot screening as listed in Chapter 3372.807 to screen parking.

C. Buffering, Landscaping, Open space and/or Screening commitments.

1. A street tree row shall be established along Hilliard & Rome Road at such time as each individual lot adjacent thereto develops. Said street tree row shall contain trees planted at a maximum of forty (40) feet on center. Such trees shall be a minimum of two and one half (2½) inches in caliper. Said street trees shall be located outside of the right-of-way for Hilliard & Rome Road.
2. 6' screening that is a minimum of 90% opaque shall be provided in the setback adjacent to the residential properties. In the event a fence or wall is utilized to meet the screening requirement, a planting strip 10' in width will be provided between the fence and the adjacent residential property lines. Trees will be planted at a minimum density of 1 tree every 30'.

D. Building Design / Exterior Façade Commitments.

N/A

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. Buildings and landscaping may be up lit or down lit provided that such lighting does not spill over into the public right of way or the residential property to the west or south.
2. All light poles shall be black in color (above any base) and the poles shall be constructed of metal.

F. Graphics and Signage commitments.

All signage and graphics shall conform to the Columbus City Code as it applies to the C-4, Commercial District, or a Graphics Plan shall be submitted for approval by the Columbus Graphics Commission.

G. Miscellaneous Commitments.

The Subject Site shall be developed in accordance with the submitted 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 designee upon submission of the appropriate data regarding the proposed adjustment.

CPD CRITERIA WHICH APPLIES TO BOTH SUBAREA I AND II

1. NATURAL ENVIRONMENT:

The site is undeveloped.

2. EXISTING LAND USES:

To the north along Hilliard & Rome Road, commercial uses; to the south and west multi-family development; to the east across Hilliard & Rome Road agricultural uses.

3. TRANSPORTATION AND CIRCULATION:

Access to the site is shown on the attached CPD Site Plan. Roadway improvements are included within the Subarea I CPD text.

4. VISUAL FORM OF THE DEVELOPMENT:

The site shall be developed in accordance with the zoning text.

5. VIEW AND VISIBILITY:

In the development of the subject property and the location of the buildings and access points consideration has been given to the visibility and safety of the motorists and pedestrians.

6. PROPOSED DEVELOPMENT:

Commercial as permitted under this text.

7. EMISSIONS:

No adverse effects from emissions shall result from the proposed development.

8. BEHAVIOR PATTERNS:

The proposed development would serve the growing Columbus residential population as well as the motorists who use Hilliard & Rome Road and I-70 to get to their place of employment.

VARIANCES REQUESTED WITH RESPECT TO EITHER SUBAREA I OR II

1. To reduce the minimum amount of parking otherwise required by code to 400 parking spaces within Subarea I.

2. To allow the 14' fence that is setback 25' from the adjacent residential property lines to constitute the screening buffer otherwise required no further than 20' from the property line within Subarea I.
3. To allow the minimum amount of storefront and parking lot shade trees within Subarea I to be comprised of both shade trees and ornamental trees.
4. To reduce the building setback on Hilliard & Rome Road from 80 to 25 feet within Subarea II.
5. To allow maneuvering areas to be divided by parcel lines if lot splits occur between subareas or within subareas.

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

Legislation Number: 1731-2017

Drafting Date: 6/22/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Resolution No. 0088X-2007, adopted June 4, 2007, supported the continuation of the Columbus Downtown Office Incentive Program (DOI) as one of the development tools needed to implement the Downtown Business Plan. This legislation authorizes the payments to employers who have met the requirements of their Downtown Office Incentive Program agreement.

FISCAL IMPACT: For tax year 2016 (also calendar year), the City of Columbus had a total of seventeen (17) active and reporting DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for calendar year 2016. The total dollar amount to be disbursed for these seventeen (17) 2016 DOI payments is \$1,073,769.10. The seventeen (17) projects with the DOI payment subtotals are as follows: (1) \$5,371.26 to Aver, Inc.; (2) \$185,781.36 to CoverMyMeds LLC; (3) \$52,138.87 to CrossChx, Inc.; (4) \$24,805.69 to Dynamit Technologies, LLC; (5) \$39,261.54 to Exel Inc.; (6) \$347,095.40 to Hexion Inc.; (7) \$52,329.47 to Jeni's Splendid Ice Creams LLC; (8) \$124,158.51 to Lancaster Pollard Holdings, LLC dba Lancaster Pollard & Co.; (9) \$7,011.32 to Lexant Corporation; (10) \$35,224.12 to Medical Mutual of Ohio; (11) \$2,074.32 to Ohio Film Group LLC; (12) \$11,912.49 to OhioHealth Star Corporation; (13) \$35,751.20 to PeopleToMySite.com LLC dba The Shipyard; (14) \$66,696.88 to Pillar Technology Group, LLC; (15) \$280.00 to RTTW, LTD dba treetree (16) \$15,809.99 to State Automobile Mutual Insurance Company and (17) \$68,066.68 to Turner Construction Company.

The 2017 General Fund budget (citywide account) includes funding for these payments. A transfer equal to 25 percent (25%) of the payments will be transferred from the Special Income Tax Fund. The transfer amount of \$268,442.28 has been factored into the current special income tax analysis and resultant capital capacity.

Emergency action is requested so that the City can make payment as soon as possible and in accordance with the Downtown Office Incentive Program agreements.

To authorize and direct the City Auditor to transfer an amount not to exceed \$1,073,769.10 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$268,442.28 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments not to exceed a total of \$1,073,769.10 in accordance with the Downtown Office Incentive (DOI) Program for the

seventeen (17) active DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for calendar 2016 in 2017; to authorize the expenditure not to exceed \$1,073,769.10 from the General Fund; and to declare an emergency.

WHEREAS, Resolution No. 0088X-2007, adopted June 4, 2007, supported the continuation of the Downtown Office Incentive Program as one of the development tools needed to implement the Downtown Business Plan; and

WHEREAS, it is necessary to authorize payments to employers who have met the requirements under their Downtown Office Incentive Program agreement; and

WHEREAS, the City of Columbus had a total of seventeen (17) active and reporting DOI projects for which employers have met the requirements of their DOI agreements and thus are eligible to receive their payments for calendar year 2016 in 2017 and the total dollar amount to be disbursed for these seventeen (17) 2016 DOI payments is \$1,073,769.10; and

WHEREAS, it is necessary at this time to authorize payment of \$5,371.26 to Aver, Inc.; \$185,781.36 to CoverMyMeds LLC; \$52,138.87 to CrossChx, Inc.; \$24,805.69 to Dynamit Technologies, LLC; \$39,261.54 to Exel Inc.; \$347,095.40 to Hexion Inc.; \$52,329.47 to Jeni's Splendid Ice Creams LLC; \$124,158.51 to Lancaster Pollard Holdings, LLC dba Lancaster Pollard & Co.; \$7,011.32 to Lexant Corporation; \$35,224.12 to Medical Mutual of Ohio; \$2,074.32 to Ohio Film Group LLC; \$11,912.49 to OhioHealth Star Corporation; \$35,751.20 to PeopleToMySite.com LLC dba The Shipyard; \$66,696.88 to Pillar Technology Group, LLC.; \$280.00 to RTTW, LTD dba treetree; \$15,809.99 to State Automobile Mutual Insurance Company and \$68,066.68 to Turner Construction Company; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Downtown Office Incentive Program agreements, all for the preservation of the public health, property, safety; and welfare;

NOW, THEREFORE

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

SECTION 1. That the transfer of \$1,073,769.10 or so much thereof as may be needed, is hereby authorized between the Department of Finance & Management and the Department of Development within fund 1000 general fund per the account codes in the attachment to this ordinance.

SECTION 2. That from the unappropriated monies 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, 2017, the sum of \$268,442.28 is appropriated in Fund 4300 Special Income Tax Fund in Object Class 10 Unallocated Balance per the accounting codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$268,442.28 in cash only or so much thereof as may be needed, is hereby authorized to fund 1000 general fund per the account codes in the attachment to this ordinance.

SECTION 4. That the City Auditor is hereby authorized and directed to make the following payments when

initiated by the Director of Development in accordance with the Downtown Office Incentive Program agreements as follows: \$5,371.26 to Aver, Inc.; \$185,781.36 to CoverMyMeds LLC; \$52,138.87 to CrossChx, Inc.; \$24,805.69 to Dynamit Technologies, LLC; \$39,261.54 to Exel Inc.; \$347,095.40 to Hexion Inc.; \$52,329.47 to Jeni's Splendid Ice Creams LLC; \$124,158.51 to Lancaster Pollard Holdings, LLC dba Lancaster Pollard & Co.; \$7,011.32 to Lexant Corporation; \$35,224.12 to Medical Mutual of Ohio; \$2,074.32 to Ohio Film Group LLC; \$11,912.49 to OhioHealth Star Corporation; \$35,751.20 to PeopleToMySite.com LLC dba The Shipyard; \$66,696.88 to Pillar Technology Group, LLC.; \$280.00 to RTTW, LTD dba treetree; \$15,809.99 to State Automobile Mutual Insurance Company and \$68,066.68 to Turner Construction Company.

SECTION 5. That for the purpose stated in Section 4, the expenditure of \$1,073,769.10 or so much thereof as may be needed, is hereby authorized in fund 1000 general fund in Object Class 05 Other Expenditures per the accounting codes in the attachment to 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.

Legislation Number: 1732-2017

Drafting Date: 6/22/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the payments to employers who have met the requirements of their Jobs Growth Incentive Program (JGI) agreement and are eligible for payment for the 2016 reporting (tax) year. Emergency action is requested so that the City can make payment by the end of the second quarter of this year in accordance with the Jobs Growth Incentive Program agreements.

FISCAL IMPACT: For tax year 2016 (also calendar year), the City of Columbus had a total of twenty-six (26) active and reporting JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for calendar year 2016. Twenty-five (25) of those projects are address via this legislation; the twenty-sixth (26th) project will be addressed via separate legislation. The total dollar amount to be disbursed for these twenty-five (25) 2016 JGI payments is \$10,647,340.97. The twenty-five (25) projects with the JGI payment subtotals are as follows: (1) \$ 4,436.00 to Arlington Contact Lens Service, Inc. dba AC Lens & National Vision, Inc. (2) \$9,011.99 to ComResource, Inc.; (3) \$45,881.07 to Core Molding Technologies, Inc.; (4) \$2,403.53 to The Crimson Cup, Inc.; (5) \$1,404.36 to Daifuku America Corporation; (6) \$224,952.13 to DSW Inc. & Subsidiaries dba DSW, Inc.; (7) \$11,917.17 to Engineered Profiles LLC; (8) \$4,238.26 to FIMM USA, Inc.; (9) \$10,808.44 to FlightSafety International, Inc.; (10) \$3,793.01 to Food Safety Net Services - Ohio, LLC; (11) \$157,119.73 to Grange Mutual Casualty Company; (12) \$1,675,054.92 to The Huntington National Bank; (13) \$11,263.50 to International Technical Coatings, Inc.; (14) \$18,197.57 to The Kroger Company dba Central Fill; (15) \$72,666.44 to The Loeb Electric Company; (16) \$1,935,047.36 to Nationwide Children's Hospital, Inc.; (17) \$2,969,699.17 to Nationwide Mutual Insurance Company; (18) \$3,224,171.01 to The Ohio State University Wexner Medical Center; (19) \$15,163.33 to PRIME AE Group, Inc.; (20) \$51,684.84 to Progressive Northern Insurance Company; (21) \$90,676.48 to Quantum Health, Inc.; (22) \$61,336.20 to Simonton Industries, Inc.; (23) \$18,183.77 to Total Quality Logistics, LLC; (24) \$9,401.94 to Ventech Solutions and (25) \$18,828.75 to Vision Service Plan.

The 2017 General Fund budget (citywide account) includes funding for these payments. A transfer equal to 25 percent (25%) of the payments will be transferred from the Special Income Tax Fund. The transfer amount of \$2,661,835.24 has been factored into the current special income tax analysis and resultant capital capacity.

To authorize and direct the City Auditor to transfer an amount not to exceed \$10,647,340.97 within the General Fund; to authorize and direct the City Auditor to appropriate and transfer \$2,661,835.24 in cash from the Special Income Tax Fund to the General Fund; to authorize and direct the City Auditor to make payments not to exceed a total of \$10,647,340.97 in accordance with the Jobs Growth Incentive (JGI) Program for the twenty-five (25) active and reporting JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for 2016; to authorize the expenditure not to exceed of \$10,647,340.97 from the General Fund; and to declare an emergency.

WHEREAS, The Columbus Jobs Growth Incentive Program is one of the development tools utilized by the City of Columbus to encourage new job creation; and

WHEREAS, it is necessary to authorize payments to employers who have met the requirements under their Jobs Growth Incentive Program agreement; and

WHEREAS, the City of Columbus had a total of twenty-six (26) active and reporting JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for calendar year 2016 in 2017; and

WHEREAS, twenty-five (25) of those projects are addressed via this legislation (the twenty-sixth (26th) project will be addressed via separate legislation) and the total dollar amount to be disbursed for these twenty-five (25) 2016 JGI payments is \$10,647,340.97; and

WHEREAS, it is necessary at this time to authorize payment of \$ 4,436.00 to Arlington Contact Lens Service, Inc. dba AC Lens & National Vision, Inc.; \$9,011.99 to ComResource, Inc.; \$45,881.07 to Core Molding Technologies, Inc.; \$2,403.53 to The Crimson Cup, Inc.; \$1,404.36 to Daifuku America Corporation; \$224,952.13 to DSW Inc. & Subsidiaries dba DSW, Inc.; \$11,917.17 to Engineered Profiles LLC; \$4,238.26 to FIMM USA, Inc.; \$10,808.44 to FlightSafety International, Inc.; \$3,793.01 to Food Safety Net Services - Ohio, LLC; \$157,119.73 to Grange Mutual Casualty Company; \$1,675,054.92 to The Huntington National Bank; \$11,263.50 to International Technical Coatings, Inc.; \$18,197.57 to The Kroger Company dba Central Fill; \$72,666.44 to The Loeb Electric Company; \$1,935,047.36 to Nationwide Children's Hospital, Inc.; \$2,969,699.17 to Nationwide Mutual Insurance Company; \$3,224,171.01 to The Ohio State University Wexner Medical Center; \$15,163.33 to PRIME AE Group, Inc.; \$51,684.84 to Progressive Northern Insurance Company; \$90,676.48 to Quantum Health, Inc.; \$61,336.20 to Simonton Industries, Inc.; \$18,183.77 to Total Quality Logistics, LLC; \$9,401.94 to Ventech Solutions and \$18,828.75 to Vision Service Plan; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Jobs Growth Incentive Program agreements, all for the preservation of the public health, property, safety; and welfare;

NOW, THEREFORE

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

SECTION 1. That the transfer of \$10,647,340.97 or so much thereof as may be needed, is hereby authorized between the Department of Finance & Management and the Department of Development within Fund 1000 General Fund per the account codes in the attachment to this ordinance.

SECTION 2. That from the unappropriated monies 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, 2017, the sum of \$2,661,835.24 is appropriated in Fund 4300 Special Income Tax Fund in Object Class 10 Unallocated Balance per the accounting codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$2,661,835.24 in cash only or so much thereof as may be needed, is hereby authorized to Fund 1000 General Fund per the account codes in the attachment to this ordinance.

SECTION 4. That the City Auditor is hereby authorized and directed to make the following payments when initiated by the Director of Development in accordance with the Jobs Growth Incentive Program agreements as follows: \$ 4,436.00 to Arlington Contact Lens Service, Inc. dba AC Lens & National Vision, Inc.; \$9,011.99 to ComResource, Inc.; \$45,881.07 to Core Molding Technologies, Inc.; \$2,403.53 to The Crimson Cup, Inc.; \$1,404.36 to Daifuku America Corporation; \$224,952.13 to DSW Inc. & Subsidiaries dba DSW, Inc.; \$11,917.17 to Engineered Profiles LLC; \$4,238.26 to FIMM USA, Inc.; \$10,808.44 to FlightSafety International, Inc.; \$3,793.01 to Food Safety Net Services - Ohio, LLC; \$157,119.73 to Grange Mutual Casualty Company; \$1,675,054.92 to The Huntington National Bank; \$11,263.50 to International Technical Coatings, Inc.; \$18,197.57 to The Kroger Company dba Central Fill; \$72,666.44 to The Loeb Electric Company; \$1,935,047.36 to Nationwide Children's Hospital, Inc.; \$2,969,699.17 to Nationwide Mutual Insurance Company; \$3,224,171.01 to The Ohio State University Wexner Medical Center; \$15,163.33 to PRIME AE Group, Inc.; \$51,684.84 to Progressive Northern Insurance Company; \$90,676.48 to Quantum Health, Inc.; \$61,336.20 to Simonton Industries, Inc.; \$18,183.77 to Total Quality Logistics, LLC; \$9,401.94 to Ventech Solutions and \$18,828.75 to Vision Service Plan.

SECTION 5. That for the purpose stated in Section 4, the expenditure of \$10,647,340.97 or so much thereof as may be needed, is hereby authorized in Fund 1000 General Fund in Object Class 05 Other Expenditures per the accounting codes in the attachment to 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.

Legislation Number: 1742-2017

Drafting Date: 6/23/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: The Division of Police is in need of patrol boats for the Marine Park Unit. This ordinance authorizes the Director of Finance and Management to enter into a contract with SJX Jet Boats, Inc. and Kair Inc. for the purchase of three (3) Jet Boats and one (1) Zodiac boat with trailers including freight, delivery charges, and training for the Division of Police.

In early 2016, the downtown river front park opened for public boating, and as a result, the Marine Park Unit increased their patrol duties to enforce boating safety. There are several shallow areas in both of the waterways patrolled by the Marine Park Unit. These shallow waterways create the need for a boat that can travel in shallow water. There is a "Jet Boat" used by the Ohio Department of Natural Resources (O.D.N.R) that fulfills this need. The "Jet Boats" have the capability of running in six (6) inches of water. The City's fleet management observed a demonstration of the "Jet Boat" by O.D.N.R at Buckeye Lake. The Division of

Police will turn in nine (9) current police boats to Fleet for their next Fleet auction. These boats are old and date back to the late 1960's.

The boats will be shared between both the Marine Park Unit and the Dive Team in cases of recovery missions where multiple boats are required.

The purchase is necessary, as the current fleet of boats is no longer able to be maintained, nor is there any way to fix problems that may arise.

Bid Information: The formal bid for Jet Boats, RFQ005184, was opened on April 27, 2017. One bid was received from SJX Jet Boats Inc. SJX Boats Inc. submitted a bid for \$197,846.37. Division of Police personnel reviewed the bid and recommended SJX Jet Boats, Inc. be awarded the contract with the City of Columbus Division of Police as they were the lowest and most responsive bidder.

Bid Information: The formal bid for the Zodiac Boat, RFQ005812, was opened on June 22, 2017. Two bids were received from Kair Inc. and Flacon Global Supply. Kair Inc. submitted a bid for \$19,156.00 and Flacon Global Supply submitted a bid for \$32,700.00. Division of Police personnel reviewed the bid and recommended Kair Inc. be awarded the contract with the City of Columbus Division of Police as they were the lowest and most responsive bidder.

These companies are not debarred according to the System for Award Management (SAM) or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

Contract Compliance No.: CC021142 expires 4-13-2019 for SJX Jet Boats Inc. and CC021300 expires 4-27-2019 for Kair Inc.

Emergency Designation: Emergency legislation is requested so that the Division of Police may continue to police the waterways without further interruption.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$197,846.37 with SJX Jet Boats, Inc. for the purchase of three (3) Jet Boats and trailers and \$19,156.00 with Kair Inc. for the purchase of one (1) Zodiac Inflatable Boat and trailer for a total expenditure of \$217,002.37 from the Public Safety Capital Improvement Funds. This ordinance also authorizes an amendment to the 2017 Capital Improvement Budget and a transfer between Projects in Safety's Capital Budget.

To amend the Public Safety 2017 Capital Improvement Budget; to authorize a transfer of funds between projects within the Public Safety Capital Improvement Fund; to authorize and direct the Director of Finance and Management to enter into contract with SJX Jet Boats, Inc. for the purchase of Jet Boats for the Division of Police and to enter into contract with Kair, Inc. for the purchase of a Zodiac Boat for the Division of Police; to authorize the expenditure of \$217,002.37 within the Public Safety Capital Improvement Fund; and to declare an emergency. (\$217,002.37)

WHEREAS, it is necessary to amend the 2017 Public Safety Capital Improvement Budget and transfer of funds between projects within the Public Safety Capital Improvement Fund; and

WHEREAS, the Division of Police needs to purchase three (3) Jet Boats for the purpose of patrolling the waterways; and

WHEREAS, SJX Jet Boats, Inc. was the lowest and most responsive bidder; and

WHEREAS, the Division of Police needs to purchase of one (1) Zodiac Boat for the purpose of patrolling the waterways; and

WHEREAS, Kair, Inc. was the lowest and most responsive bidder; and

WHEREAS, the Jet Boats and the Zodiac Boat are an invaluable tool for law enforcement for assuring public safety on the waterways; and

WHEREAS, funds budgeted in the Public Safety Capital Improvement Fund will be used to purchase the Jet Boats and the Zodiac Boat; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Director of Finance and Management to enter into contract with SJX Jet Boats, Inc. for the purchase of three (3) Jet Boats and Kair, Inc. for the purchase of one (1) Zodiac Boat for the immediate preservation of 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 2017 Capital Improvement Budget be amended in fund 7701 as follows:

Project Name - Mobile Substation Vehicle- Voted Carryover / Project ID Number 330034-100002 / Current Authority \$71,000.00 / Revised Authority \$0 / Difference: (\$71,000)

Project Name - Police Apparatus Replacement - Voted Carryover / Project ID Number 330034-100000/ Current Authority \$0 / Revised Authority \$71,000.00 / Difference \$71,000.00

Project Name - Police Facility - Boat House Unvoted Carryover/ Project ID Number 330042-100000/ Current Authority \$323,285.00/ Revised Authority \$315,000 / Difference: (\$8,285.00)

Project Name - Substations Roof Renovations - Unvoted Carryover/ Project ID Number 330021-100000/ Current Authority \$603,344.00/ Revised Authority \$465,626.63/ Difference (\$137,717.37)

Project Name - Police Apparatus Replacement - Unvoted Carryover / Project ID Number 330034-100000/ Current Authority \$0 / Revised Authority \$146,002.37/ Difference \$146,002.37

SECTION 2. That the transfer of \$217,002.37, or so much thereof as may be needed, is hereby authorized within Fund 7701, Public Safety Capital Improvement Fund per the accounting codes in the attachment to this ordinance.

SECTION 3. That the Director of Finance and Management be and is hereby authorized and directed to enter into contract with:

(A), SJX Jet Boats, Inc. for the purchase of three (3) Jet Boats - \$197,846.37

(B) Kair, Inc. for the purchase of One (1) Zodiac Boat - \$19,156.00

SECTION 4. That the expenditure of up to \$217,002.37, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, is hereby authorized in the Public Safety Capital Improvement Fund,

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 for said project.

SECTION 8. That for reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1743-2017

Drafting Date: 6/23/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1.0 BACKGROUND: This Ordinance authorizes the Director of Public Utilities to modify and increase the General Engineering Services agreement with GPD Group, Inc., for the Division of Power, in the amount of \$150,000.00.

The Division of Power requires professional services to assist Division personnel on a myriad of issues which cannot be provided exclusively by City personnel. Services may be required in the preliminary planning stages through the design and construction stages depending upon the nature of the project.

The planning area is "N/A" since work is performed on various projects throughout Columbus.

1.1 Amount of additional funds to be expended: \$150,000.00

Original Agreement:	\$ 150,000.00	(PO054007)
Modification No. 1 (current):	<u>\$ 150,000.00</u>	
Total (Orig. + Mod. 1)	\$ 300,000.00	
Modification No. 2 (future):	<u>\$ 150,000.00</u>	
Total (Orig. + Mods 1-2):	\$ 450,000.00	

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

Modification No. 1 (current) is needed to encumber additional funding for the first year of the agreement. (The original agreement encumbered in January 2017 is nearly depleted of its funds. This modification is expected to cover projects until the modification in 2018 is requested.)

1.3. Reason other procurement processes are not used:

The original professional services agreement was bid out. An original agreement plus two annual modifications were planned.

1.4. How cost of modification was determined:

\$150,000.00 is an estimated amount expected to cover projects until the next modification is approved in 2018.

2.0 ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:

This is a contract for needed supplemental engineering for the Division of Power's various CIP projects, studies required by OSHA and PERRP i.e. Arc Flash Hazard Analysis, and possibly to reduce backlog of DOP's routine engineering that may arise from unexpected work force reduction and/or greater than normal workload volume. As such, it will not have any economic impact, but it will include community outreach if it is used for projects that typically solicit input from the community.

3.0 CONTRACT COMPLIANCE INFO: The Contract Compliance Number for GPD Group, Inc. is 34-1134715 (expires 6/29/19, Majority, DAX #6560). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

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

4.0 FUTURE MODIFICATION(S): Two modifications to the agreement are expected, however, depending on Division needs, a third may be possible. Modification No. 2 is expected to occur in 2018.

5.0 FISCAL IMPACT: A transfer of funds within the Electricity Build America Bonds (BAB's) Fund and the Electricity G.O. Bonds Fund will be necessary as well as an amendment to the 2017 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a planned modification of the Division of Power's General Engineering Services agreement with GPD Group, Inc.; to authorize transfers and expenditures up to \$150,000.00 within the Electricity Build America Bonds Fund and the Electricity General Obligations Bonds Fund; and to authorize an amendment to the 2017 Capital Improvements Budget. (\$150,000.00)

WHEREAS, Contract No. PO054007/ PO042041 was authorized by Ordinance No. 2429-2016, passed October 24, 2016, was executed December 30, 2016, and approved by the City Attorney on January 9, 2017, for the General Engineering Services Agreement, for the Division of Power; and

WHEREAS, the General Engineering Services are needed to augment existing engineering personnel within the Division of Power, on an as-authorized, as-needed basis; and

WHEREAS, original Ordinance No. 2429-2016 stated future modifications were anticipated; Modification No. 1 (current) is establishing additional funding needed for the first year of the agreement; and

WHEREAS, it is necessary for this Council to authorize the Director of Public Utilities to modify and increase the Division of Power's General Engineering Services Agreement, with GPD Group, Inc.; and

WHEREAS, it is necessary for this Council to authorize transfers and expenditures up to \$150,000.00 within the Electricity Build America Bonds Fund and the Electricity General Obligations Bonds Fund, for the Division of Power; and

WHEREAS, it is necessary to authorize an amendment to the 2017 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities,

Division of Power, to authorize the Director of Public Utilities to modify and increase the Division of Power's General Engineering Services Agreement, for the preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the Director of Public Utilities is hereby authorized and directed to modify and increase the Division of Power's General Engineering Services Agreement, with GPD Group, Inc. (FID# 34-1134715), in an amount up to \$150,000.00.

SECTION 2. That this contract modification is in compliance with Chapter 329 of Columbus City Codes.

SECTION 3. That the transfer of \$150,000.00 or so much thereof as may be needed, is hereby authorized between projects within Fund 6309 - Electricity Build America Bonds Fund and Fund 6303 - Electricity G.O. Bond Fund, per the account codes in the attachment to this ordinance.

SECTION 4. That the 2017 Capital Improvements Budget is hereby amended, as follows:

Fund 6309 - Electricity Build America Bonds Fund:

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

P559999-100000 (carryover) | Fund 559 Unalloc. Bal. | \$49 | \$0 | -\$49

P670800-100000 (carryover) | Power Utility Rate Study | \$12,094 | \$0 | -\$12,094

P670868-100000 (carryover) | Gen'l Eng. Svcs. | \$0 | \$12,143 | +\$12,143

Fund No. 6303 - Electricity G.O. Bond Fund

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

P670845-100000 (carryover) | Hall Rd. SL Imp's | \$587,840 | \$449,982 | -\$137,858

P670868-100000 (carryover) | Gen'l Eng. Svcs. | \$0 | \$137,858 | +\$137,858

SECTION 5. That the expenditure of \$150,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6309 - Electricity Build America Bonds Fund and Fund 6303 - Electricity G.O. Bond Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

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

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

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

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

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

by law.

Legislation Number: 1747-2017

Drafting Date: 6/23/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1.0 BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a planned contract modification to the 2017 - 2019 Construction Administration and Inspection Services Agreement with PRIME AE Group, Inc. Funding for this modification will be for the following Division of Power projects:

1. Southeast Lions Park Underground Street Lighting Improvements, CIP No. 440007-100008 {UIRF}
2. Livingston Avenue Underground Street Lighting Improvements, CIP 440007-100006 {UIRF}

Both of these projects are located in the “Near South - 22” community planning area.

1.1. Amount of additional funds to be expended: \$65,977.17

Original Agreement Amount:	\$ 547,217.50 (PO060735 & PO060753)
Modification 1 (current)	<u>\$ 65,977.17</u>
Total (Orig. + Mod. 1)	\$ 613,194.67

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

This is a three-year agreement for fiscal years 2017-2019 and modifications were anticipated and explained in the original legislation under Ordinance No. 0838-2017.

1.3. Reason other procurement processes are not used:

Terms in the Request for Proposal (RFP) indicated three firms to provide Construction Administration and Inspection Services for projects in 2017, 2018, and 2019. The procurement process for selecting PRIME AE Group, Inc. was explained in Ordinance No. 0838-2017.

1.4. How cost of modification was determined:

Cost proposals were provided by PRIME AE Group, Inc., reviewed by the Division of Power, and were deemed acceptable.

2.0 ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT: This work is being performed with the City of Columbus’s goal to light every street. The addition of street lighting within the project areas could provide both a sense of security and additional visibility on the roadways. This may also deter criminal activity, which would lessen the financial impact on city resources such as the Police and Fire departments.

3.0 FUTURE MODIFICATION(S): The original agreement was established for projects commencing 2017 through 2019. Future modifications are anticipated, but unknown at this time.

4.0 CONTRACT COMPLIANCE INFO: 26-0546656 | ASN | Expires 10/4/18, DAX Vendor No. 002102.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against PRIME AE Group, Inc.

5.0 FISCAL IMPACT: There is sufficient funding within the Electricity G.O. Bonds Fund for these expenditures.

To authorize the Director of Public Utilities to execute a planned modification of the 2017 - 2019 Construction Administration and Inspection Services Agreement with PRIME AE Group, Inc., for the Division of Power's Southeast Lions Park and Livingston Avenue Street Lighting Improvements Projects; and to authorize an expenditure up to \$65,977.17 within the Electricity General Obligations Bond Fund. (\$65,977.17)

WHEREAS, original contract numbers PO060735 and PO060753, for a grand total of \$547,217.50 were authorized by Ordinance No. 0838-2017, passed May 1, 2017, were executed on May 2, 2017, and was approved by the City Attorney on May 5, 2017 for the 2017 - 2019 Construction Administration and Inspection Services Agreement, for two Division of Water projects; and

WHEREAS, Modification No.1 is needed to provide Construction Administration and Inspection Services for the Division of Power's Southeast Lions Park and Livingston Avenue Street Lighting Improvements Projects; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to execute a contract modification for the Division of Power's Southeast Lions Park and Livingston Avenue Street Lighting Improvements Projects, with PRIME AE Group, Inc.; and

WHEREAS, it is necessary for this Council to authorize an expenditure funds within the Electricity G.O. Bonds Fund; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power, to authorize the Director of Public Utilities to modify and increase the 2017 - 2019 Construction Administration and Inspection Services Agreement with PRIME AE Group, Inc.; for the Division of Power's Southeast Lions Park and Livingston Avenue Street Lighting Improvements Projects, for the preservation of the public health, peace, property, safety, and welfare; **Now, therefore**

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

SECTION 1. That the Director of Public Utilities is hereby authorized to modify and increase the 2017 - 2019 Construction Administration and Inspection Services Agreement with PRIME AE Group, Inc., 8415 Pulsar Place, Suite 300, Columbus, Ohio 43240 (FID# 26-0546656); in the amount of \$22,585.90 for the Division of Power's Southeast Lions Park Street Lighting Improvements Project; in the amount of \$43,391.27 for the Division of Power's Livingston Avenue Street Lighting Improvements Project, in accordance with the terms and conditions of the contracts on file in the offices of the Division of Power.

SECTION 2. That this contract modification is in compliance with Chapter 329 of Columbus City Codes.

SECTION 3. That the expenditure of \$65,977.17 or so much thereof as may be needed, is hereby authorized in Fund 6303 - Electricity G.O. Bonds Fund in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

SECTION 4. That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

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

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

Legislation Number: 1748-2017

Drafting Date: 6/23/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Complete General Construction Co. for the Livingston Avenue Street Lighting Improvements Project; in an amount up to \$257,360.80; for the Division of Power.

This project will install 33 underground decorative post top street light poles and LED street lights in the Near South - 22 area of Columbus.

Project boundaries include Fairwood Ave. to the west and Alum Creek Drive to the east.

2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT: This work is being performed with the City of Columbus's goal to light every street. The addition of street lighting within the Livingston Avenue area could provide both a sense of security and additional visibility on the roadways. This may also deter criminal activity, which would lessen the financial impact on city resources such as the Police and Fire departments.

3. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened four bids on June 14, 2017 from:

- | | |
|----------------------------------|--------------|
| 1. Complete General Construction | \$257,360.80 |
| 2. Asplundh Construction Co. | \$275,411.43 |
| 3. U.S. Utility Contractor Co. | \$305,829.31 |
| 4. Jess Howard Electric Co. | \$363,083.92 |

4. PRE-QUALIFICATION STATUS: Complete General Construction Co. has met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329. There are no proposed subcontractors on this project.

Complete General Construction's bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$257,360.80. Their Contract Compliance Number is 31-4366382 (expires 9/14/17, Majority) and their DAX Vendor Account No. is 006056. Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Complete General Construction Co.

5. FISCAL IMPACT: There are sufficient funds within the Electricity G.O. Bonds Fund for this expenditure.

To authorize the Director of Public Utilities to execute a construction contract with Complete General Construction Co. for the Livingston Avenue Street Lighting Improvements Project; and to authorize an expenditure up to \$257,360.80 within the Electricity General Obligations Bonds Fund for the Division of Power. (\$257,360.80)

WHEREAS, four bids for the Livingston Avenue Street Lighting Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on June 14, 2017; and

WHEREAS, the lowest, best, most responsive and responsible bid was from Complete General Construction Co. in the amount of \$257,360.80; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Livingston Avenue Street Lighting Improvements Project; and

WHEREAS, it is necessary to authorize an expenditure of funds within the Electricity G.O. Bonds Fund, for the Division of Power; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract for the Livingston Avenue Street Lighting Improvements Project, for the preservation of the public health, peace, property and safety; **now, therefore**

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

SECTION 1. That the Director of Public Utilities is hereby authorized to execute a contract for the Livingston Avenue Street Lighting Improvements Project with Complete General Construction Co., 1221 E. Fifth Ave., Columbus, OH 43219 (FID# 31-4405752) in an amount up to \$257,360.80 in accordance with the terms and conditions of the contract on file in the Office of the Division of Power.

SECTION 2. That said contractor shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power.

SECTION 3. That the expenditure of \$257,360.80 or so much thereof as may be needed, is hereby authorized in Fund 6303 - Electricity G.O. Bonds Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

SECTION 4. That the funds necessary to carry out the purpose of this Ordinance are hereby deemed

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

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

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

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

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

Legislation Number: 1749-2017

Drafting Date: 6/25/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1.0 BACKGROUND: This Ordinance authorizes the Director of Public Utilities to modify and increase the professional engineering services agreement with Stantec Consulting Services, Inc. for the Hap Cremean Water Plant (HCWP) Sludge Disposal Line Improvements Project, Division of Water Contract No. 1149 - Part III..

The purpose of the project is to establish a system that will allow City staff to accurately field locate the sludge line and appurtenances; to specifically determine the location of all buried air release valves, inspect and determine the operability of said valves and perform a hydraulic study to determine which valves are necessary for proper operation of the line.

Work performed under the original contract included: field reconnaissance; records research/ right-of-way preparation; field survey; hydraulic modeling; detailed design/bid preparation; and bid assistance.

Modification No. 1 (current) is for engineering services during construction and is the last planned modification for the project.

The planning area is "N/A" because HCWP sludge line serves multiple planning areas.

1.1 Amount of additional funds to be expended: \$192,000.00

Original Contract Amount:	\$ 950,000.00	(EL014409)
Modification No. 1 (current):	<u>\$ 192,000.00</u>	
Total (Orig. + Mod. 1)	\$1,142,000.00	

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

This was an anticipated contract modification and explained in the original contract legislation Ordinance No. 0917-2013.

1.3. Reason other procurement processes are not used:

This modification was anticipated and noted under Ordinance No. 0917-2013, and was also a part of the original RFP scope for the consultant.

1.4. How cost of modification was determined:

Stantec projected hours and resources necessary to complete Modification No. 1 services based on historical information from similar projects.

2.0 ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:

Project improvements are in correlation with the Division's response to the Notice of Violation (NOV) issued by the Ohio EPA on January 16, 2013. Work performed under this project will contribute in meeting the schedule of compliance items included in the Ohio EPA NPDES Permit for the outfall at McKinley Quarry.

Hap Cremean Water Plant (HCWP) is a major water supply source for the greater Columbus area with the sludge line being a critical component of that system. Project improvements will improve operation efficiency and reduce unintended releases to the surrounding environment.

Work within the public right-of-way affecting the motoring public will be coordinated with Department of Public Services and Paving the Way for public notification.

3.0 CONTRACT COMPLIANCE INFO: 11-2167170, expires 9/10/17, Majority. DAX Vendor No. is 000462.

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

4.0 FISCAL IMPACT: A transfer of funds within the Water G.O. Bond Fund and an amendment to the 2017 Capital Improvements Budget will be necessary.

To authorize the Director of Public Utilities to enter into a planned modification of the professional engineering services agreement with Stantec Consulting Services, Inc. for the Hap Cremean Water Plant Sludge Disposal Line Improvements Project; for the Division of Water; to authorize a transfer and expenditure up to \$192,000.00 within the Water General Obligations Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$192,000.00)

WHEREAS, Contract No. EL014409 was authorized by Ordinance No. 0907-2013, passed May 6, 2013, was executed on May 14, 2013, and approved by the City Attorney on May 21, 2013, for the Hap Cremean Water Plant (HCWP) Sludge Disposal Line Improvements Project; and

WHEREAS, Contract Modification No. 1 (current) will establish funding for engineering services during construction; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with Stantec Consulting Services, for the Hap Cremean Water Plant Sludge Disposal Line Improvements Project; and

WHEREAS, it is necessary to authorize a transfer and expenditure of funds within the Water G.O. Bond Fund, for the Division of Water; and

WHEREAS, it is necessary to authorize an amendment to the 2017 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Water, to authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with Stantec Consulting Services, for the Hap Cremean Water Plant Sludge Disposal Line Improvements Project, for the preservation of the public health, peace, property, safety and welfare; **now, therefore**

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

SECTION 1. That the Director of Public Utilities is hereby authorized and directed to modify and increase the professional engineering services agreement with Stantec Consulting Services, Inc. (FID# 11-2167170), for the Hap Cremean Water Plant (HCWP) Sludge Disposal Line Improvements Project, in an amount up to \$192,000.00.

SECTION 2. That this contract modification is in compliance with Chapter 329 of the Columbus City Code.

SECTION 3. That the transfer of \$192,000.00 or so much thereof as may be needed, is hereby authorized between projects within Fund 6006 - Water G.O. Bond Fund, per the account codes in the attachment to this ordinance.

SECTION 4. That the 2017 Capital Improvements Budget is hereby amended within Fund 6006 - Water G.O. Bond Fund, per the account codes in the attachment to this ordinance.

Project ID | Project Name | Current Authority | Revised Authority | Change

P690521-100004 (carryover) | 2015 Water Main Repairs | \$430,694 | \$238,694 | -\$192,000

P690510-100002 (carryover) | HCWP Sludge Disp. Ln. | \$3,220,145 | \$3,412,145 | +\$192,000

SECTION 5. That the expenditure of \$192,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6006 - Water G.O. Bonds Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

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

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

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

SECTION 9. That the City Auditor is authorized to make any accounting changes to revise the funding source

for all contracts or contract modifications associated with this Ordinance.

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

Legislation Number: 1751-2017

Drafting Date: 6/26/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

In 1975 the City previously conveyed to Bertha M. Armstrong, real property located at 966-968 Highland Street, Columbus, Ohio 43201 {Franklin County Tax Parcel 010-008848} (“Property”) described and recorded in Deed Volume 3491, Page 473, Recorder’s Office, Franklin County, Ohio (“Deed”). Ordinance Number 1580-75 authorized the City to execute the Deed transferring the Property. Clayton Hall is the current owner of the Property, pursuant to Instrument No. 201305070075301, Recorder’s Office, Franklin County, Ohio. The Property was Disposal Parcel 62 of the Dennison Avenue Conservation Area Urban Renewal Plan R-10, pursuant to Ordinance No. 1129-63, as amended by Ordinance No. 1535-63, as further amended by Ordinance No. 478-65, as further amended by Ordinance No. 1580-69 and recorded in Miscellaneous Record Volume 141, Pages 184-194, and Miscellaneous Record Volume 150, Pages 644-656, Recorder’s Office, Franklin County, Ohio (“Plan”). The Plan required the City to transfer the Property subject to a number of land restrictions, servitudes, and reversionary interests as described in the Deed, including a requirement that the Property not be split or subdivided from the immediately adjacent property, also owned by Bertha Armstrong, being Franklin County Tax Parcel 010-093689 (“Adjacent Property”). Mr. Hall, as the current owner of the Property and the Adjacent Property, is requesting all of the City’s land restrictions, servitudes, and reversionary interests in the Deed be released in order to clean the Property’s title, so that he can split and subdivide the Property from the Adjacent Property in order to sell the Property independently of the Adjacent Property. The Department of Finance and Management and Department of Development have reviewed Mr. Hall’s request and determined releasing all of the land restrictions, servitudes, and reversionary interests in the Deed is appropriate, because the Property has been appropriately managed under the Plan.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Not Applicable

To authorize the director of the Department of Finance and Management to execute any documents, as approved by the City Attorney, necessary to release and terminate all of the City’s land restrictions, servitudes, and reversionary interests reserved in a deed described and recorded in Deed Volume 3491, Page 473, Recorder’s Office, Franklin County, Ohio, burdening real property located at 966-968 Highland Street, Columbus, Ohio 43201. (\$0.00)

WHEREAS, the City intends to release and terminate all of its land restrictions, servitudes, and reversionary interests reserved in a deed described and recorded in Deed Volume 3491, Page 473, Recorder’s Office,

Franklin County, Ohio (*i.e.* Deed), burdening real property located at 966-968 Highland Street, Columbus, Ohio 43201 {Franklin County Tax Parcel(s) 010-008848} (*i.e.* Property), because the Property has been appropriately managed pursuant to the Property’s applicable urban renewal plan (*i.e.* Plan);

WHEREAS, the City intends for the City Attorney to approve of all document(s) executed by City personnel or affecting City interests pursuant to this ordinance;

WHEREAS, an emergency exists in the Department of Finance and Management’s usual daily operations in that it is immediately necessary to release and terminate all of the City’s land restrictions, servitudes, and reversionary interests reserved in the Deed in order to clean the Property’s title, which will allow the Property to be split and subdivided from the immediately adjacent property, being Franklin County Tax Parcel 010-093689 (“Adjacent Property), which will preserve the public peace, property, health, safety, and welfare; and **now, therefore**,

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

SECTION 1. The director of the Department of Finance and Management is authorized to execute any documents necessary to forever release and terminate all of the City’s land restrictions, servitudes, and reversionary interests reserved in a deed described and recorded in Deed Volume 3491, Page 473, Recorder’s Office, Franklin County, Ohio (*i.e.* Deed), burdening real property located at 966-968 Highland Street, Columbus, Ohio 43201 {Franklin County Tax Parcel(s) 010-008848} (*i.e.* Property).

SECTION 2. The City Attorney is required to approve all documents executed by City personnel or affecting City interests pursuant to this ordinance.

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

Legislation Number: 1752-2017

Drafting Date: 6/26/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background

This ordinance will authorize the Director of Recreation and Parks to enter into various contracts to provide PASSPORT home care and assisted living services for older adults in Central Ohio for the second year of a two-year period beginning July 1, 2017 through June 30, 2018.

There are three hundred and ninety two (392) PASSPORT and assisted living agencies that provide services to older adults in accordance to the Ohio Department of Aging contracting requirements (See attachment).

PASSPORT (Pre-Admission Screening System Providing Options and Resources Today) is a Medicaid-funded program that provides home care services as an alternative to nursing home admission and currently serves 6,500 individuals.

EMERGENCY DESIGNATION:

Emergency action is requested in order to meet the conditions of the grant so that providers can be paid within 30 days of providing service, and so that services can continue beyond June 30, 2017.

This ordinance is contingent on passage of ordinance 1461-2017.

PRINCIPAL PARTIES:

See attached list of 392 providers.

FISCAL IMPACT:

\$50,000,000.00 is required from the Recreation and Parks Grant Fund to enter into contracts.

To authorize and direct the Director of Recreation and Parks to enter into various contracts for the provision of Pre-Admission Screening System Providing Options and Resources Today (PASSPORT) home care and assisted living services for older adults in Central Ohio; to authorize the expenditure of \$50,000,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$50,000,000.00)

WHEREAS, PASSPORT (Pre-Admission Screening System Providing Options and Resources Today) is a Medicaid-funded program that provides home care services as an alternative to nursing home admission and currently serves 6,500 individuals; and

WHEREAS, there are three hundred and ninety two (392) PASSPORT and assisted living agencies that provide services to older adults in accordance to the Ohio Department of Aging contracting requirements; and

WHEREAS, it is necessary to authorize the Director of Recreation and Parks to enter into various contracts to provide PASSPORT home care and assisted living services for older adults in Central Ohio for the second year of a two-year period beginning July 1, 2017 through June 30, 2018; and

WHEREAS, the funds to enter into said contracts have been made available from the Ohio Department of Aging; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into said contracts so there is no interruption of Medicaid-funded services for PASSPORT and assisted living clients, thereby preserving the public health, peace, property, safety and welfare; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks is hereby authorized and directed to enter into various contracts for the provision of PASSPORT home care and assisted living services for older adults in Central Ohio for the second year of a two-year period beginning July 1, 2017 through June 30, 2018.

SECTION 2. That the expenditure of \$50,000,000.00 or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 2286, Department No. 51, to pay the cost thereof, per the accounting codes in the attachment to this ordinance.

SECTION 3. At the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

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

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

Legislation Number: 1755-2017

Drafting Date: 6/26/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

The Ohio Department of Aging awarded a state grant in connection with the Alzheimer's Respite Program to the Central Ohio Area Agency on Aging of the Recreation and Parks Department.

This legislation will authorize the Director of Recreation and Parks to enter into eleven (11) contracts for the continued operation of these programs for the provision of adult day care, homemaker, personal care, transportation, and education services in Central Ohio for the period July 1, 2017 through June 30, 2018.

The service providers were selected from proposals submitted to the Central Ohio Area Agency on Aging in May 2015, and these contracts represent the third year of a four-year proposal period. Approximately 5,000 individuals are expected to be served.

This ordinance is contingent on the passage of appropriation Ordinance No.1754-2017.

EMERGENCY DESIGNATION:

Emergency action is requested for continuation of services to older adults beyond July 1, 2017.

PRINCIPAL PARTIES:

See attached list of 11 providers.

FISCAL IMPACT:

\$300,000.00 is required from the Recreation and Parks Grant Fund to enter into said contracts.

To authorize and direct the Director of Recreation and Parks to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite Program administered by the Central Ohio Area Agency on Aging; to authorize the expenditure of \$300,000.00 from the Recreation and Parks Grant Fund; and to declare an emergency. (\$300,000.00)

WHEREAS, the Ohio Department of Aging has awarded state grant funds to the Central Ohio Area Agency on Aging of the Recreation and Parks Department; and

WHEREAS, it is necessary to authorize the Director to enter into eleven (11) contracts for the continued operation of these programs for the provision of adult day care, homemaker, personal care, transportation, and education services in Central Ohio for the period July 1, 2017 through June 30, 2018; and

WHEREAS, the service providers were selected from proposals submitted to the Central Ohio Area Agency on Aging in May 2015, and these contracts represent the third year of a four-year proposal period. Approximately 5,000 individuals are expected to be served; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contracts so there is no interruption of services to older adults for the immediate preservation of public health, peace, property, safety and welfare; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and is hereby authorized and directed to enter into eleven (11) contracts for the provision of services to older adults in Central Ohio for the period July 1, 2017 through June 30, 2018 as follows:

Agency Name

Alzheimer's Association of Central Ohio (Area-wide)
Carol Strawn Center (Licking)
Community Action of Fayette County (Fayette County)
Heritage Day Health Centers (Delaware and Franklin Counties)
Interim Health Care (Union County)
Licking County Aging Program (Licking County)
Madison County Senior Center (Madison County)
Pickaway County Commission on Aging (Pickaway County)
Salvation Army (Fairfield County)
Ohio Living Holdings (Franklin County)
Willow Brook Christian Services (Delaware County)

SECTION 2. That the expenditure of \$300,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 2286, Department No. 51, to pay the cost thereof, per the accounting codes in the attachment to this ordinance.

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

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

Legislation Number: 1767-2017

Drafting Date: 6/26/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the Director of Public Utilities to modify the contract with Central Ohio Bio-Energy, LLC, ('COBE') majority owned by Quasar Energy Group, a Cleveland, Ohio based waste-to-energy company. COBE designs, builds and operates anaerobic digester systems that produce

renewable energy in the form of electricity. COBE and the Division of Power executed an Interconnection Agreement (Columbus Ordinance #1285-2010) pursuant to which the Generating Facility is interconnected as a "behind the meter" generation unit.

The Power Purchase Agreement was effective October 16, 2012. The Agreement was for an initial five year term expiring in 2017, with the option of additional one year renewals. At the time of execution of the agreement, a price for electricity in 2018 was beyond the initial term of the Agreement, and was not available. The pricing has recently become available and the Division of Power and COBE desire to modify Exhibit A of the Power Purchase Agreement to reflect the rates in the Electricity Price Schedule for 1/1/18-5/31/18 of \$42.25 per MWh and for 6/1/18-12/31/18 of \$38.80 per MWh and to extend the term of the agreement through October 15, 2018.

Contract Compliance Number: 26-1698590, Expires: 02/01/2018

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: There is sufficient budget authority in the Power Operating Fund to cover this service. The total amounts spent for purchase power in 2015 and 2016 were \$52,217,514.12 and \$51,240,460.10, respectively.

To authorize the Director of Public Utilities to modify the Power Purchase Agreement with Central Ohio Bio Energy, LLC by modifying Exhibit A of the Power Purchase Agreement to include the rates in the Electricity Price Schedule for 2018 and extending the term of the contract through October 15, 2018. (\$0.00)

WHEREAS, the Power Purchase Agreement (the "Agreement") was effective October 16, 2012; and

WHEREAS, the Agreement was amended on February 3, 2017 to provide pricing information for COBE for that portion of the Term occurring during 2017; and

WHEREAS, the Agreement provides for an initial five year term that may be extended at Columbus's option for additional one year renewal terms; and

WHEREAS, the Department of Public Utilities, Division of Power now desires to exercise the option to renew the term of the Agreement for an additional one year renewal term; and

WHEREAS, it is necessary to modify Exhibit A of the existing Power Purchase Agreement to reflect the rates in the Electricity Price Schedule for 1/1/18-5/31/18 of \$42.25 per MWh and for 6/1/18-12/31/18 of \$38.80 per MWh ; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power, to modify the Power Purchase Agreement with COBE, for the purchase of excess energy 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 is hereby authorized to modify Exhibit A of the Power Purchase Agreement with Central Ohio Bio Energy, LLC ("COBE"), to reflect the rate in the Electricity Price Schedule for 1/1/18-5/31/18 of \$42.25 per MWh and for 6/1/18-12/31/18 of \$38.80 per MWh, and to extend the term of the contract through October 15, 2018 .

SECTION 2. That this modification is in accordance with Chapter 329 of the Columbus City Codes.

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

Legislation Number: 1774-2017

Drafting Date: 6/27/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract with Nickolas M Savko & Sons for the construction of the Arena West Nationwide Boulevard project and to provide payment for construction, construction administration and inspection services.

The aforementioned effort is a Public-Private Partnership (3P) between the Department of Public Service and NRI Equity Land Investments, LLC (NRI) for the construction and reimbursement of public infrastructure improvements that support private development activities in and around the Arena West area of Columbus.

The Arena West Nationwide Boulevard project consists of reconstructing 1,332 feet of Nationwide Boulevard from the Olentangy River to a point approximately 205 feet west of Fletcher Road. Nationwide Boulevard will be resurfaced from this point to Fletcher Street. This project will also reconstruct 495 feet of Hocking Street from W. Spring Street to Nationwide Boulevard. Drainage, traffic control, street lighting, and landscaping improvements are also proposed, as well as other such work as may be necessary to complete the contract.

The project was let by the Office of Support Services through Bid Express. Five bids were received on December 20, 2016, (five majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Nickolas M Savko & Sons	\$4,206,141.39	Columbus, OH	Majority
Shelly & Sands, Inc.	\$4,314,511.68	Columbus, OH	Majority
George J. Igel & Co., Inc.	\$4,553,651.80	Columbus, OH	Majority
Danbert, Inc	\$4,743,987.99	Plain City, OH	Majority
Trucco Construction Co., Inc.	\$5,578,406.43	Delaware, OH	Majority

Award is to be made to Nickolas M Savko & Sons as the lowest, responsive, responsible and best bidder for their bid of \$4,206,141.39. The amount of construction administration and inspection services will be \$420,614.14. The total legislated amount is \$4,626,755.53, with the Department of Public Service and NRI appropriating monies to advance the Arena West Nationwide Boulevard project.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Nickolas M Savko & Sons.

PRE-QUALIFICATION STATUS

Nickolas M Savko & Sons and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

2. CONTRACT COMPLIANCE

The contract compliance number for Nickolas M Savko & Sons is CC7362-12015, Vendor Number 004453, and expired 6/30/17. Savko will need to update their contract compliance information before the contract is executed.

3. FISCAL IMPACT

Funding for this project will be derived from multiple sources as follows:

\$1,980,704.78	Department of Public Service Bond Funds
<u>\$2,646,050.75</u>	NRI Equity Land Investments, LLC
\$4,626,755.53	Total Project Cost

4. EMERGENCY DESIGNATION

Emergency action is requested in order to provide requisite funding for this project so as to allow necessary infrastructure improvements to commence as soon as possible, thereby preventing additional delays in the completion thereof and ensuring the safety of the traveling public.

To amend the 2017 Capital Improvements Budget; to appropriate funds within the Streets & Highway Improvements (Non-Bond) Fund; to authorize the City Auditor to transfer funds and appropriation within the Streets and Highways Bond Fund; to authorize the City Auditor to transfer funds and appropriation within the Streets & Highway Improvements (Non-Bond) Fund; to authorize the Director of Public Service to enter into contract with Nickolas M Savko & Sons and to provide for the payment of construction, construction administration, and inspection services in connection with the Arena West Nationwide Boulevard project; to authorize expenditures up to \$4,626,755.53 relative to this project; and to declare an emergency. (\$4,626,755.53)

WHEREAS, the Department of Public Service and NRI Equity Land Investments, LLC are engaged in the Arena West Nationwide Boulevard project; and

WHEREAS, work on this project consists of: reconstructing 1332 feet of Nationwide Boulevard from the Olentangy River to a point approximately 205 feet west of Fletcher Road and Nationwide Boulevard from this point to Fletcher Street, and reconstructing 495 feet of Hocking Street from W. Spring Street to Nationwide Boulevard; and

WHEREAS, Nickolas M. Savko & Sons will be awarded the contract for the Arena West Nationwide Boulevard project; and

WHEREAS, it is necessary to enter into contract with Nickolas M. Savko & Sons; and

WHEREAS, it is necessary to provide funds for construction, construction administration, and inspection services, the estimated cost of which is \$4,626,755.53; and

WHEREAS, the Department of Public Service has entered into multiple agreements with public and private entities to fund those costs; and

WHEREAS, under the terms of the Guaranteed Maximum Reimbursement and Construction Contribution Agreement, NRI has agreed to deposit \$2,646,050.75 with the City Treasurer toward construction and inspection costs, with the understanding that NRI is eligible to seek reimbursement of eligible costs from the

legislated TIF as proceeds become available; 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 contract with Nickolas M Savko & Sons for the Arena West Nationwide Boulevard project, for 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7766 / P530161-100172 / West Nationwide (Carryover) / \$0.00 / \$2,646,051.00 / \$2,646,051.00 (to match Developer contribution)

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

7704 / P590416-100001 / Poindexter Village Roadways (Unvoted Carryover) / \$1,574,252.00 / (\$880,705.00) / \$693,547.00

7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (59-12) (Unvoted Carryover) / \$2,328,811.00 / (\$1,100,000.00) / \$1,228,811.00

7766 / P530161-100172 / West Nationwide (Carryover) / \$2,646,051.00 / (\$2,646,051.00) / \$0.00

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

7704 / P590415-100015 / Nationwide Blvd & Hocking St-Arena West (Unvoted Carryover) / \$0.00 / \$1,980,705.00 / \$1,980,705.00

7766 / P590415-100015 / Nationwide Blvd & Hocking St-Arena West (Carryover) / \$0.00 / \$2,646,051.00 / \$2,646,051.00

SECTION 2. That from the unappropriated monies and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ended December 31, 2017, the sum of \$2,646,050.75 is appropriated in Fund 7766 Street & Highway Imp. (Non-Bond) Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

SECTION 3. That the transfer of \$1,980,704.78, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways G.O. Bond Fund per the account codes in the attachment to this Ordinance.

SECTION 4. That the transfer of \$2,646,050.75, or so much thereof as may be needed, is hereby authorized between projects within Fund 7766 Streets & Highway Improvements (Non-Bond) Fund per the account codes in the attachment to this Ordinance.

SECTION 5. That the Director of Public Service be and is hereby authorized to enter into contract with Nickolas M. Savko & Sons, 4636 Shuster Road, Columbus, Ohio 43214, for the construction of the Arena West Nationwide Boulevard project in the amount of \$4,206,141.39, or so much thereof as may be needed 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 \$420,614.14.

SECTION 6. That the expenditure of \$1,980,704.78, or so much as may be needed, is hereby authorized in Fund 7704 Streets and Highways G.O. Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

SECTION 7. That the expenditure of \$2,646,050.75, or so much thereof as may be needed, is hereby authorized in Fund 7766 Streets & Highway Improvements (Non-Bond) Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

SECTION 8. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 10. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1786-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$18,225,000.00 for public safety and health-related projects (\$18,225,000.00).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$18,225,000.00 for public safety and health-related projects (\$18,225,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Unlimited Tax Pub. Safety Health Ordinance

Legislation Number: 1787-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$15,230,000 for recreation and park-related projects (\$15,230,000).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$15,230,000.00 for recreation and

park-related projects (\$15,230,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Unlimited Tax Rec. Parks Ordinance

Legislation Number: 1788-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$120,680,000 for transportation and refuse projects (\$120,680,000).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$120,680,000.00 for transportation and refuse projects (\$120,680,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Unlimited Public Service Ordinance

Legislation Number: 1789-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$68,865,000 for sanitary sewer-related projects (\$68,865,000).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$68,865,000.00 for sanitary sewer-related projects (\$68,865,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Unlimited Tax Sanitary Sewer Ordinance

Legislation Number: 1790-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$62,820,000 for water, storm and power projects (\$62,820,000).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$62,820,000.00 for water, storm and power projects (\$62,820,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Unlimited Tax Public Utilities Ordinance (3)

Legislation Number: 1791-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$15,505,000 for economic and community development projects (\$15,505,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$15,505,000.00 for economic and community development projects (\$15,505,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Limited Tax Econ. and Community Ordinance

Legislation Number: 1792-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$5,900,000 for construction management projects (\$5,900,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$5,900,000.00 for construction management projects (\$5,900,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Limited Tax Construction Management Ordinance

Legislation Number: 1793-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$1,500,000 for fleet management projects (\$1,500,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$1,500,000.00 for fleet management projects (\$1,500,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Limited Tax Fleet Management Ordinance

Legislation Number: 1794-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$4,645,000 for information services projects (\$4,645,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$4,645,000.00 for information services projects (\$4,645,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Limited Tax Information Services Ordinance

Legislation Number: 1795-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$750,000 for recreation and park-related projects (\$750,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$750,000.00 for recreation and park-related projects (\$750,000.00).

Section 44-1(b) of the City Charter.

See attached file: City of Columbus - 2017 Bonds - Limited Tax Rec. Parks Ordinance

Legislation Number: 1797-2017

Drafting Date: 6/27/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Emergency Solutions Grant (ESG) is being awarded to the City of Columbus by the Department of Housing & Urban Development (HUD). ESG provides funding for the purpose of preventing homelessness and providing emergency shelter and can include and encourage initiatives of rapid re-housing and stabilization for individuals and families experiencing homelessness. Additionally, the grant can also be used to support the community's Homeless Management Information System to guarantee that the community's plan to end homelessness is based on the most applicable and current homeless data available.

The City of Columbus has been awarded \$585,303.00 from HUD. This legislation authorizes the Director of the Department of Development to appropriate Emergency Solutions Grant (ESG) funds in the amount of \$585,303.00 for the provision of homeless services and to enter into an agreement with the Community Shelter Board, Inc. (CSB) for the administration of the City's Emergency Solutions Grant monies. Funds will be used

to meet the housing needs identified in the Consolidated Plan submitted to HUD.

The agreement will provide \$585,303.00 from the Emergency Solutions Grant for the purpose of effectively and efficiently enabling our community to help individuals and families who are homeless resolve their housing crisis. The CSB has been selected because of their history with the city and the homeless service community in the funding and coordination of services to homeless individuals and families, as well as, their established administrative procedures to effectively and efficiently implement such services.

Emergency legislation is in order to continue housing crisis response initiatives without an interruption.

FISCAL IMPACT: Funding for this agreement in the amount of \$585,303.00 is provided by an Emergency Solutions Grant awarded to the City of Columbus by the U.S. Department of Housing & Urban Development.

To authorize the Director of the Department of Development to enter into an agreement with the Community Shelter Board for the administration of the Emergency Solutions Grant for the provision of support services to homeless individuals; to authorize the appropriation and expenditure of \$585,303.00 from the General Government Grant Fund; and to declare an emergency. (\$585,303.00)

WHEREAS, the City has been awarded \$585,303.00 in Emergency Solutions Grant funds from HUD under the Emergency Solutions Grant Program for the provision of support services to homeless individuals; and

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

WHEREAS, these programs have effectively and efficiently enabled our community to help individuals and families who are homeless resolve their housing crisis; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with Community Shelter Board so that necessary services will not be interrupted, all for the preservation of the public health, peace, property, safety and welfare; and **NOW THEREFORE,**

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

SECTION 1. That from the unappropriated monies 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, 2017, the sum of \$585,303.00 is appropriated in Fund 2220 (General Government Grant Fund) in Object Class 03 Contractual Services per the accounting codes in the attachment to this ordinance.

SECTION 2. That the Director of the Department of Development is hereby authorized to contract with the Community Shelter Board for the purpose of effectively and efficiently enabling our community to help individuals and families who are homeless resolve their housing crisis through the Emergency Solutions Grant Program.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$585,303.00 or so much thereof as may be necessary is hereby authorized in Fund 2220 (General Government Grant Fund) in Object Class 03 Contractual Services per the accounting codes in the attachment to this ordinance.

SECTION 4. That this contract is awarded pursuant to the relevant provisions of Chapter 329 of City Code relating to the process for awarding not-for-profit service contracts.

SECTION 5. 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 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 appropriation is contingent upon receipt of an executed agreement or Notice of Award from the Department of Housing & Urban Development (HUD)>

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

Legislation Number: 1798-2017

Drafting Date: 6/27/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance is to modify an existing city-wide contract for the option to purchase Waste Disposal Services (Hazardous and Non-Hazardous) for various City agencies. The current contract does not have the provision to add additional needed services and associated costs to the contract that were unanticipated when the solicitation was originally done and the contract established. The contract was established in accordance with Ordinance 2297-2015 that passed on September 30, 2015. The current contract FL006370 with Chemtron Corp Inc. will expire 9/30/2017 with the option of extending for one additional year, which the Purchasing Office hopes to extend. To authorize the Finance and Management Director to modify the UTC contract for the option to purchase Waste Removal Services (Hazardous and Non-Hazardous) with Chemtron Corp Inc., Contract Compliance #CC25284-105153.

1. Amount of additional funds: No additional funding is required to modify this contract. City agencies must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The additional needs were unknown at the time the solicitation was done and contract established.
3. Reason other procurement processes not used: For administrative reasons it is more effective to modify this contract.
4. How cost was determined: Pricing will be provided by the contractor and submitted for approval.

FISCAL IMPACT: No funding is required to modify the option contract. Each city agency must set aside their own funding for their estimated expenditures.

To authorize the Finance and Management Director to modify the Universal Term Contract for the option to purchase Waste Removal Services (Hazardous and Non-Hazardous) with Chemtron Corp Inc. to permit the addition of services and associated costs to the current contract that were originally unanticipated.

WHEREAS, the Purchasing Office entered into a UTC type contract based on the results of a formal

competitive bid process (SA005903) for the purchase of Waste Removal Services (Hazardous and Non-Hazardous); and,

WHEREAS, FL006370 was established with Chemtron Corp Inc. as per Ordinance 2297-2015 passed September 30, 2015 for the purchase of Waste Disposal Services (Hazardous and Non-Hazardous), and it is in the best interest of the City to modify this contract to allow for the addition of services and associated costs not originally included, and

WHEREAS, it has become necessary in the usual daily operation of the Finance and Management Department to authorize the Director to enter into this modification of FL006370 for the option to purchase Waste Disposal Services (Hazardous and Non-Hazardous) for the proper disposal of hazardous and non-hazardous materials and to be in compliance with applicable laws and regulations 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 modify FL006370 with Chemtron Corp Inc.

SECTION 2. The modification will permit addition services and associated costs to be added to the Waste Disposal Services (Hazardous and Non-Hazardous) UTC (FL006370) as needed.

SECTION 3. That this modification is in accordance with applicable provisions of Chapter 329 of the Columbus City Codes.

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

Legislation Number: 1802-2017

Drafting Date: 6/28/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a professional engineering services agreement with CH2M Hill Engineers, Inc. for the Laboratory Upgrades Project, in an amount up to \$668,000.00, for Division of Water Contract No. 2135.

Project Description / Description of Work:

The current laboratory spaces at the 910 Water Quality Assurance Lab (WQAL), the Dublin Road Water Plant (DRWP), and the Parsons Avenue Water Plant (PAWP) are more than 20 years old and are in need of upgrades to meet current laboratory, ergonomic, and architectural guidelines and standards. This legislation will provide funding for the evaluation of lab renovations including: new countertops and casework; sinks and fixtures; lighting; and laboratory systems such as fume hoods, refrigeration and DI water systems.

Construction of the renovations will be funded and conducted under separate project numbers (690291-100006, 690515, and 690523).

Project Timeline and Modifications:

A notice to proceed is expected in August / September 2017 for the Evaluation Phase.

Modification No. 1, for preliminary and detailed design services is expected 1st Quarter 2018.

Modification No. 2, for engineering services during construction, is expected 3rd Quarter 2018.

*Note: Engineering services during construction may be legislated as 3 separate modifications; one for each facility.

Entire estimated cost for this project:

Original legislation (Evaluation)	\$ 668,000.00
Mod #1 (Preliminary & Detailed Design)	\$1,200,000.00
Mod #2 (Engineering services during construction)	<u>\$1,500,000.00</u>
	\$3,368,000.00

The Community Planning Area for this project is N/A-99 since the 3 labs serve multiple communities.

2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:

This project is necessary to bring the facilities up to current code compliance standards for the 3 aforementioned labs. These facilities are all essential and integral components in the Columbus area water supply and treatment infrastructure. Adequate safe supply of water is essential to economic growth and development. Public informational meetings are not anticipated for this project, all proposed work is within the secure boundaries of the water quality assurance lab or the water treatment facilities.

3. BID INFORMATION: The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329, "Awarding professional service contracts through requests for proposals." The evaluation criteria for this contract included: 1. Understanding of the Project, 2. Environmentally Preferable, 3. Past Performance, 4. Local Workforce, 5. Project Manager, and 6. Project Staff.

On March 30, 2017, the Department received two (2) proposals from: CH2M Hill Engineers and Arcadis U.S., Inc.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. The Department of Public Utilities recommends that the contract be awarded to CH2M Hill Engineers, Inc.

The Contract Compliance Number for CH2M Hill Engineers, Inc. is 32-0100027 (expires 11/10/18, MAJ, DAX #006247).

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against CH2M Hill Engineers, Inc.

4. FISCAL IMPACT: There are sufficient funds in the Water G.O. Bonds Fund for this expenditure.

To authorize the Director of Public Utilities to enter into an agreement with CH2M Hill Engineers, Inc., for

professional engineering services for the Laboratory Upgrades Project for the Division of Water; and to authorize an expenditure up to \$668,000.00 within the Water General Obligations Bonds Fund. (\$668,000.00)

WHEREAS, two (2) technical proposals for professional engineering services for the Laboratory Upgrades Project were received on March 30, 2017; and

WHEREAS, the Department of Public Utilities recommends that the agreement be awarded to CH2M Hill Engineers, Inc.; and

WHEREAS, it is necessary to authorize an expenditure of funds within the Water G.O. Bonds Fund, for the Division of Water; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a professional engineering services agreement with CH2M Hill Engineers, Inc. for the Laboratory Upgrades Project; for the preservation of the public health, peace, property and safety; now, therefore

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

SECTION 1. That the Director of Public Utilities is hereby authorized to enter into a professional engineering services agreement for the Laboratory Upgrades Project with CH2M Hill Engineers, Inc. (FID# 32-0100027), 2 Easton Oval, Ste. 500, Columbus, OH 43219; for an expenditure up to \$668,000.00 in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

SECTION 2. That an expenditure of \$668,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6006 - Water G.O. Bonds Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

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

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

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

Legislation Number: 1808-2017

Drafting Date: 6/28/2017

Current Status: Passed

Background: This legislation authorizes the Director of Finance and Management to enter into a lease agreement for office space at 1410 Cleveland Avenue to house offices and operations of the Department of Neighborhoods and to authorize the expenditure of up to \$64,000.00 from the Real Estate Management Office 2017 General Fund budget for payment of the rental cost for the initial term of the lease.

Fiscal Impact: This ordinance authorizes the expenditure of up to \$64,000.00 from the General Fund with 1410 Cleveland Avenue, LLC for payment of office space rental costs associated with the initial lease term for the period September 1, 2017 through August 31, 2018. The Real Estate Management Office budgeted \$65,000 for the expenditures.

To authorize the Director of Finance and Management to execute those documents necessary to enter into a Lease Agreement with 1410 Cleveland Avenue, LLC for the lease of office space located at 1410 Cleveland Avenue, and to authorize the expenditure of \$64,000.00 from the General Fund. (\$64,000.00)

WHEREAS, the City and 1410 Cleveland Avenue, LLC desire to enter into a Lease Agreement for an initial term of one year with the option for six automatic renewals, each one-year in length, subject to the annual authorization of rental funds by City Council and certification of funds availability by the City Auditor for office space at 1410 Cleveland Avenue; and

WHEREAS, funding is provided for and available in the Finance and Management, Real Estate Management Office 2017 General Fund budget for the payment of rent for the initial term of the Lease Agreement; and

WHEREAS, it is necessary to authorize the expenditure of \$64,000.00 from the 2017 General Fund budget for the payment of rent for the initial lease term that begins on September 1, 2017; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Finance and Management be, and hereby is authorized to execute those documents as prepared and approved by the Department of Law, Real Estate Division, necessary to enter into a Lease Agreement with 1410 Cleveland Avenue, LLC for office space located at 1410 Cleveland Avenue.

SECTION 2. That the expenditure of \$64,000.00 or so much thereof as may be needed, to pay the cost of the initial lease term that begins September 1, 2017 is hereby authorized from the General Fund 1000 in Object Class 03 - Contractual Services per the accounting codes in the attachment to this ordinance.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this expenditure is properly accounted for and recorded accurately on the City's financial records.

SECTION 4. That the funds necessary to carry out the purposes of this ordinance are hereby appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

One (1) encroachment into the public rights-of-way was requested by the owner of the property located at the Southwest corner of South Grant Avenue and East State Street. The owner of the property is Grant/Riverside Methodist Hospitals Corp. This site is proposing a new Intensive Care Unit on the 4th floor of the existing Grant Hospital MBX building. The encroachment will consist of an above ground curtain wall along the south right-of-way line of East State Street. The following legislation authorizes the Director of the Department of Public Service to execute documents necessary to grant this easement for the proposed building curtain wall into the public rights-of-way. A value of \$500.00 was established for this encroachment easement.

2. FISCAL IMPACT

An expenditure by the City is not required. The City will receive a total of \$500.00 to be deposited in Fund 7748, project P537650, for granting the requested encroachment easements.

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement to Grant/Riverside Methodist Hospitals for a curtain wall that will project into the public rights-of-way; and to accept payment for the encroachment easement. (\$0.00)

WHEREAS, an encroachment into the public rights-of-way was requested by the owner, Grant/Riverside Methodist Hospital, of the property located at the Southwest corner of South Grant Avenue and East State Street; and

WHEREAS, the encroachment will consist of an above ground curtain wall along the south right-of-way line of East State Street; and

WHEREAS, a value of \$500.00 was established for this encroachment;

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Service to authorize the Director to execute those documents necessary for the City to grant the encroachment easement; **now therefore**

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

SECTION 1. That the Director of the Department of Public Service be and is hereby authorized to execute those documents necessary to grant the following described easements and attached correlating exhibits; to-wit:

**3 DIMENSIONAL 0.006 ACRE ENCROACHMENT EASEMENT
From 12.67 Feet above Sidewalk to 53.00 feet above sidewalk**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Section 16, Township 5, Range 22, Refugee Lands being on, over and across the right of way of State Street, as dedicated in Deed Book 19, Page 464 (all references are to the records of the Recorder’s Office, Franklin County, Ohio) and more particularly bounded and described as follows:

BEGINNING at the northeasterly corner of Lot 1 of the subdivision entitled “Mitchell & Watsons Sub”, of record in Plat Book 2, Page 134, at the intersection of the southerly right-of-way line of said State Street and

the westerly right-of-way line of Grant Avenue;

Thence South 81° 49' 27" West, with said southerly right-of-way line, a distance of 139.72 feet to a point;
Thence crossing the right of way of said State Street the following courses and distances:
North 08° 10' 33" West, a distance of 2.00 feet to a point;
North 81° 49' 27" East, a distance of 139.72 feet to a point; and
South 08° 05' 20" East, a distance of 2.00 feet to the POINT OF BEGINNING, containing 0.006 acre of land, more or less.

The vertical limits of this easement are as follows:

BEGINNING at a point 12.67 feet above the top of existing sidewalk and extending upward to a point 53.00 feet above the top of existing sidewalk.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

SECTION 2. A value of \$500.00 was established for this encroachment to be paid to the City and deposited within Fund 7748, project P537650.

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

Legislation Number: 1815-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: The Columbus Department of Development is proposing to enter into a dual-rate Jobs Growth Incentive Agreement with FacilitySource, LLC in an amount equal to (i) twenty-five percent (25%) of the City of Columbus income tax withheld on the Columbus payroll of new employees and (ii) thirty percent (30%) of the City of Columbus income tax withheld on the Columbus payroll of new employees, who are also City of Columbus residents at the end of each calendar year, both for a term of up to four (4) consecutive years.

FacilitySource, LLC (“FacilitySource”) is a national facilities management company and partner for facility management software, maintenance and support. Many of the world’s leading brands rely on the company to find innovative ways to streamline maintenance processes, automate workflows, and reduce their overall maintenance spending. Each year, FacilitySource answers over 2 million service calls, processes 3.6 million work orders, and manages \$2.7 billion dollars in facilities spend across multiple business sectors, but primarily large retail chains.

FacilitySource, LLC is proposing to expand their operations at 200 East Campus View Blvd., Suite 301 Columbus, Ohio 43235 (“Project Site”), a commercial office building in which the company already has existing operations which occupies approximately 33,000 square feet, in support of its facility management business. As part of this expansion, FacilitySource is expected to enter into a 6-year lease agreement for an additional 13,562 square feet on multiple floors within the building.

Improvements to FacilitySource’s existing offices and the build out of the newly-leased office space will be a sizeable investment for the company to accommodate the expected headcount growth. The project involves a total investment of approximately \$1,538,000 related to building improvements and the acquisition of

machinery and equipment, furniture/fixtures, and computers. FacilitySource, LLC anticipates retaining 317 existing full-time permanent positions with an associated annual payroll of approximately \$15,929,473 and creating 272 new full-time permanent positions with an associated new annual payroll of approximately \$13,549,952.

FISCAL IMPACT: No funding is required for this legislation

To authorize the Director of Development to enter into a dual-rate Jobs Growth Incentive with FacilitySource, LLC for a term of up to four (4) consecutive years in consideration of investing an estimated \$1,538,000.00, retaining 317 full-time permanent positions, and creating 272 new full-time permanent positions.

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

WHEREAS, the Department of Development received a completed Jobs Growth Incentive Application from FacilitySource, LLC; and

WHEREAS, FacilitySource, LLC will expand operations at an existing office site located at 200 East Campus View Blvd., Suite 301 Columbus, Ohio 43235 by leasing an additional 13,562 square feet on multiple floors within the building; and

WHEREAS, FacilitySource, LLC will invest approximately \$1,538,000 related to building improvements and the acquisition of machinery and equipment, furniture/fixtures, and computers, retain 317 full-time permanent positions with an associated annual payroll of approximately \$15,929,473, create 272 new full-time permanent positions with an associated annual payroll of approximately \$13,549,952; and

WHEREAS, FacilitySource, LLC has indicated that a Jobs Growth Incentive is crucial to its decision to expand operations in the City of Columbus; and

WHEREAS, the City of Columbus desires to facilitate the future growth of FacilitySource, LLC at the project site by providing a Jobs Growth Incentive; **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 dual-rate Jobs Growth Incentive Agreement with FacilitySource, LLC equal to (i) twenty-five percent (25%) of the City of Columbus income tax withheld on the Columbus payroll of new employees and (ii) thirty percent (30%) of the City of Columbus income tax withheld on the Columbus payroll of new employees, who are also City of Columbus residents at the end of each calendar year, both for a term of up to four (4) consecutive years.

SECTION 2. If FacilitySource, LLC is not able to sufficiently document residency for an employee associated with this project during a calendar year of the term of the agreement, the default rate of the Jobs Growth Incentive to be applied that calendar year for that new employee shall be twenty-five percent (25%).

SECTION 3. Each year of the term of the agreement with FacilitySource, LLC, the City's obligation to pay the incentive is expressly contingent upon the passage of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

SECTION 4. That the City of Columbus Jobs Growth Incentive Agreement is signed by FacilitySource, LLC within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

SECTION 5. The City Council hereby extends authority to the Director of Development to amend the FacilitySource, LLC and City of Columbus Jobs Growth Incentive Agreement for certain modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to this incentive. All other requested amendments must be approved by City Council.

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

Legislation Number: 1816-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

To authorize the Finance and Management Director to enter into a Universal Term Contract for the option to purchase Flocculator Tank/Sedimentation Basin Shaft Bearings with Applied Industrial Technologies and to authorize the expenditure of one dollar to establish a contract from the General Fund. (\$1.00).

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 18, 2017 for Flocculator Tank/Sedimentation Basin Shaft Bearings; and

WHEREAS, the Division of Sewers and Drainage recommends an award the lowest responsive and responsible and best bidder, Applied Industrial Technologies for Items 1-16, 18-20; and

WHEREAS, the Focculator Tank/Sedimentation Basin Shaft Bearings will be used by the Department of Public Utilities to maintain and repair existing equipment; 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 an effective option contract for the Department of Public Utilities to efficiently maintain their supply chain and service to the public; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities to authorize the Finance and Management Director to enter into a contract with Applied Industrial Technologies for the option to purchase Flocculator Tank/Sedimentation Basin Shaft Bearings; 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 Flocculator Tank/Sedimentation Basin Shaft Bearings for the maintenance and repair of equipment owned by the City of Columbus for the term ending August 31, 2020 with the option to extend for one additional one year period in accordance with RFQ005291 as follows:

Applied Industrial Technologies Items 1-16, and 18-20: Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the in Fund 1000 in Object Class 02 Materials and Supplies per the account codes in the attachment to this ordinance.

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

Legislation Number: 1818-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Columbus Public Health has been awarded a grant from Gilead Sciences, Inc. This ordinance is needed to accept and appropriate a total of \$323,058.00 in grant money to fund the FOCUS Hep C grant program, for the period of July 1, 2017 through June 30, 2018.

The FOCUS Hep C grant program will allow Columbus Public Health (CPH) to seek to reduce morbidity and mortality associated with Hepatitis C. Additional Hepatitis C screening will be made available through the Sexual Health and Alcohol and Other Drug programs. Persons who screen positive for Hepatitis C through these programs will be referred to a Linkage to Care Specialist. The client will be assessed for current health insurance status and enrolled in any available programs, including Medicare and Medicaid. The client will be assessed for readiness to be linked to care. Persons ready will be referred to available infectious disease specialists.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The FOCUS Hep C grant program is entirely funded by Gilead Sciences, Inc.

To authorize and direct the Board of Health to accept a grant from Gilead Sciences, Inc.; to authorize the appropriation of \$323,058.00 from the unappropriated balance of the City Private Grants Fund; and to declare an emergency. (\$323,058.00)

WHEREAS, \$323,058.00 in grant funds have been made available through Gilead Sciences, Inc. for the FOCUS Hep C Grant Program for the period of July 1, 2017 through June 30, 2018; and

WHEREAS, it is necessary to accept and appropriate these funds from Gilead Sciences, Inc. for the support of the FOCUS Hep C Grant Program; and

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from Gilead Sciences, Inc. and to appropriate these funds to the Health Department to ensure the immediate delivery of 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 the Board of Health is hereby authorized and directed to accept a grant award of \$323,058.00 from Gilead Sciences, Inc. for the FOCUS Hep C Grant Program, for the period July 1, 2017 through June 30, 2018.

SECTION 2. That from the unappropriated monies in the City Private Grants Fund, Fund No. 2291, and from all monies estimated to come into said fund from any and all sources during the twelve months ending June 30, 2018, the sum of \$323,058.00 and any eligible interest earned during the grant period is hereby appropriated to the Health Department, Division No. 50, as follows:

<u>Object Class</u>	<u>Main Account</u>	<u>Program</u>	<u>Project</u>	<u>Section 3</u>	<u>Section 4</u>	<u>Amount</u>
01 61100	HE004	G501732	500111	HE22		\$250,000.00
02 62000	HE004	G501732	500111	HE22		\$ 40,058.00
03 63000	HE004	G501732	500111	HE22		\$ 33,000.00

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

SECTION 4. That 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, and the City Auditor shall establish such accounting codes as necessary.

SECTION 6. That all related fee revenue income is hereby deemed appropriated.

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

Legislation Number: 1819-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation is for the option to establish a Universal Term Contract (UTC) for Refuse Collection Containers. The Division of Refuse is the sole user. Refuse Collection Containers are used for residential trash services throughout the City. The term of the proposed option contract would be approximately three years, expiring June 30, 2020, with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on April 20, 2017.

The Purchasing Office advertised and solicited competitive bids in accordance with the relevant provisions of

Chapter 329 relating to competitive bidding (Request for Quotation No. RFQ004845). Four (4) bids were received but one bidder offered a leasing program, the lowest bidder did not meet sizing specifications on the stamped serial number, and two bidders exceeded weight limits on the 65 gallon containers. The Division of Refuse has asked that the Purchasing Office award those items to the 2nd lowest, most responsive bidder. It is recommended that the City waive the competitive bidding procedure to allow for award to Rehrig Pacific Company for items # 1, 1B, 2, 2B and 4.

The Purchasing Office is recommending award to the overall lowest, responsible and best bidder as follows:

Rehrig Pacific Company, CC# CC010971 expires 4/18/2019, items #1, 1B, 2, 2B and 4, \$1.00
Total Estimated Annual Expenditure: \$375,000, Division of Refuse, the sole user. No bids were received on items# 3, 5 and 6. These items are being considered a sole source as they are replacement parts for specific manufacturer's containers already on hand and will be purchased accordingly on a new contract.

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: Funding to establish this option contract is from the General Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into a contract for the option to purchase Refuse Collection Containers with Rehrig Pacific Company; to waive the competitive bidding provisions of the Columbus City Code; and to authorize the expenditure of \$1.00 to establish the contract from the General Fund. (\$1.00).

WHEREAS, the Refuse Collection Containers UTC will provide for the purchase of residential trash containers needed throughout the City; and,

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 20, 2017 and selected the overall lowest, responsible and best bidder; and

WHEREAS, it is recommended that the City waive the competitive bidding procedure to allow for award to Rehrig Pacific Company for items # 1, 1B, 2, 2B and 4; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Refuse to authorize the Finance and Management Director to enter into contract with Rehrig Pacific Company for the option to purchase Refuse Collection Containers, 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 Refuse Collection Containers in accordance with Request for Quotation RFQ004845 for a term of approximately three years, expiring June 30, 2020, with the option to

renew for one (1) additional year, as follows:

Rehrig Pacific Company, Items #1, 1B, 2, 2B and 4, \$1.00

SECTION 2. That this Council finds it is in the best interest of the City of Columbus to waive the relevant provisions of Columbus City Codes Chapter 329 to permit the aforementioned purchase.

SECTION 3. That the expenditure of \$1.00 is hereby authorized in Fund 1000 General Fund in Object Class 02 Materials and Supplies per the account codes in the attachment of this ordinance to pay the cost thereof.

SECTION 4. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1822-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: The Columbus Department of Development is proposing to enter into a dual-rate Jobs Growth Incentive Agreement with King Memory, LLC in an amount equal to (i) twenty-five percent (25%) of the City of Columbus income tax withheld on the Columbus payroll of new employees and (ii) thirty percent (30%) of the City of Columbus income tax withheld on the Columbus payroll of new employees, who are also City of Columbus residents at the end of each calendar year, for a term of up to five (5) consecutive years.

King Memory, LLC is a computer hardware company that sells, recycles and manufactures computer hardware, specializing in computer random access memory (RAM), e-Commerce and in-house software development. The company was founded 2009 by Chad Crnkovich and Darryl Tanner, formal college roommates, but formalized their partnership and made a serious sales push beginning in 2012. King Memory, LLC also offers custom IT systems, including advanced logistics, fulfillment processing, customer service, shipping, security, product listing and inventory management. One of the fastest growing companies in Columbus, King Memory, LLC is on Delotte's Technology Fast 500 list.

King Memory, LLC is proposing to invest approximately \$100,000, which includes \$50,000 in computer equipment and \$50,000 in furniture and fixtures, to expand its corporate headquarters and operation facility. With this expansion, the company plans to globalize its memory business and expand its supply chain as well as hire additional support staff to accommodate the company's strategic growth plan. King Memory, LLC will renew its current lease agreement of their existing office warehouse space consisting of approximately 18,000 sq. ft. +/- at 380 Morrison Road, Suite A Columbus, Ohio 43213, retain 26 full-time jobs with an annual payroll of approximately \$1.10 million and create 40 new full-time permanent positions with an annual payroll of approximately \$2.0 million.

King Memory, LLC is requesting a Jobs Growth Incentive from the City of Columbus to assist in the expansion of this project. This legislation is presented as 30 day legislation.

FISCAL IMPACT: No funding is required for this legislation

To authorize the Director of Department of Development to enter into a dual-rate Jobs Growth Incentive

Agreement with King Memory, LLC for a term of up to five (5) consecutive years in consideration of the company's proposed investment of \$100,000.00 and the creation of 40 new full-time permanent positions.

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

WHEREAS, the Department of Development received a completed Jobs Growth Incentive Application from King Memory, LLC; and

WHEREAS, King Memory, LLC proposes to expand its corporate headquarters and operation facility consisting of approximately 18,000 sq. ft. +/- at 380 Morrison Road, Suite A Columbus, Ohio 43213

WHEREAS, King Memory, LLC is proposing to invest a total project cost of approximately \$100,000 related to the acquisition of computer equipment, furniture and fixtures, and create 40 new full-time permanent positions in support of this project with an associated new annual payroll of approximately \$2.0 million; and

WHEREAS, King Memory, LLC has indicated that a Jobs Growth Incentive is crucial to its decisions to expand its corporate headquarters and operation facility within the City of Columbus; and

WHEREAS, the City of Columbus desires to facilitate the future growth of King Memory, LLC at the project site by providing a Jobs Growth Incentive; and **NOW THEREFORE**,

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

SECTION 1. That the Director of the Department of Development is hereby authorized to enter into a dual-rate Jobs Growth Incentive Agreement with King Memory, LLC equal to (i) twenty-five percent (25%) of the City of Columbus income tax withheld on the Columbus payroll of new employees and (ii) thirty percent (30%) of the City of Columbus income tax withheld on the Columbus payroll of new employees, who are also City of Columbus residents at the end of each calendar year, for a term of up to five (5) consecutive years.

SECTION 2. Should King Memory, LLC not be able to sufficiently document residency for an employee associated with this project during a calendar year of the term of the agreement, the default rate of the Jobs Growth Incentive to be applied that calendar year for that new employee shall be twenty-five percent (25%).

SECTION 3. Each year of the term of the agreement with King Memory, LLC the City's obligation to pay the incentive is expressly contingent upon the passage of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

SECTION 4. That the City of Columbus Jobs Growth Incentive Agreement is signed by King Memory, LLC within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

SECTION 5. The City Council hereby extends authority to the Director of the Department of Development to amend the King Memory, LLC's City of Columbus Jobs Growth Incentive Agreement for certain modifications to the agreement requested in writing by the company and or the City and deemed appropriate by the Director of Development with these modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to

this incentive. All other requested amendments must be approved by City Council.

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

Legislation Number: 1826-2017

Drafting Date: 6/29/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This legislation will authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities (DPU), to establish a contract with Schneider Electrical Systems USA, Inc. for ArcFM software maintenance and support. ArcFM software is used by DPU to track the City's electric assets using geographic information system (GIS) technology. The original agreement (ED044943) was entered into on October 26, 2011 between Telvent Miner & Miner, Inc. and DPU. That agreement was most recently authorized by ordinance 1657-2016, passed July 11, 2016, through purchase order PO022917. This contract will provide software maintenance and support services for the period August 6, 2017 through August 5, 2018 at a cost of \$14,371.00.

This ordinance will also authorize the Director of the Department of Technology (DoT) to establish a contract with Schneider Electrical Systems USA, Inc. for ArcFM software maintenance and support currently used by DoT's GIS office for tracking the City's fiber assets using GIS Technology. The original agreement (EL014753) was authorized by ordinance 1365-2013, passed July 15, 2013. That agreement was most recently authorized by ordinance 1657-2016, passed July 11, 2016, through purchase order PO022943. This contract will provide software maintenance and support services for the period August 6, 2017 through August 5, 2018 at a cost of \$12,605.47. The total cost associated with this ordinance is \$26,976.47.

This ordinance is being submitted in accordance with the provisions of sole source procurement through chapter 329.06 of Columbus City Code. Schneider Electrical Systems USA, Inc. is the sole source of licensing, maintenance and support, and training services for ArcFM software solutions, and does not utilize re-sellers for this purpose.

EMERGENCY:

Emergency action is requested to expedite authorization of this contract in order to initiate services from the supplier at the prices proposed.

FISCAL IMPACT:

For years 2015 and 2016, \$18,782.33 and \$66,712.00 respectively was legislated for ArcFM maintenance and support (with additional ArcFM software solutions in 2016). Total cost of this year's (2017) contract is \$26,976.47. Funds are budgeted and available in the Department of Technology, Information Services Division, Information Services Operating Fund.

CONTRACT COMPLIANCE:

Vendor Name: Schneider Electrical Systems USA, Inc. C.C. #/F.I.D.: 04-1339430 Expiration Date: 06/17/2018

Dax Vendor Account #: 009049

To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to establish a contract with Schneider Electrical Systems USA, Inc. for ArcFM software maintenance and support in accordance with sole source procurement provisions of the Columbus City Code; to authorize the

expenditure of \$26,976.47 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$26,976.47)

WHEREAS, it is necessary to authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to establish a contract with Schneider Electrical Systems USA, Inc. for ArcFM software maintenance and support for the period August 6, 2017 through August 5, 2018, at a cost of \$26,976.47 which entails the amount of \$12,605.47 for DoT's maintenance and support for tracking the city's fiber assets using GIS technology, and \$14,371.00 for DPU's maintenance and support to track the City's water, sewer, and electric assets using GIS technology, and

WHEREAS, the services provided by Schneider Electrical Systems USA, Inc. are in accordance with sole source procurement provisions of Chapter 329 of the Columbus City Code and it has been determined that Schneider Electrical Systems USA, Inc. is the sole source of licensing, maintenance and support, and training services for ArcFM software solutions, and does not utilize re-sellers for this purpose; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Technology in that it is immediately necessary to authorize the Director to enter into a contract with Schneider Electrical Systems USA, Inc. for ArcFM software maintenance and support on behalf of the Department of Public Utilities and also to contract with the same for licenses, maintenance, and support for the Department of Technology, 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, on behalf of the Department of Public Utilities (DPU), be and is hereby authorized to establish a contract with Schneider Electrical Systems USA, Inc. for software maintenance and support of the ArcFM software solutions for the term period August 6, 2017 through August 5, 2018 at a total cost of \$26,976.47, which includes the cost of \$12,605.47 allocated to DoT's maintenance and support, and \$14,371.00 for DPU's portion.

SECTION 2: That the total cost associated with this legislation is \$26,976.47 and so the expenditure of that amount, or so much thereof as may be necessary, is hereby authorized to be expended from **(Please see attachment 1826-2017 EXP):**

Dept.: 47 | Div.: 47-02 | Obj Class: 03 | Main Account: 63946 | Fund: 5100 | Sub-fund: 510001 | Program: IT005 | Section 3: N/A | Section 4: N/A | Section 5: N/A | Amount: \$12,605.47 | {DoT}

Dept.: 47 | Div.: 47-01 | Obj Class: 03 | Main Account: 63946 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1308 | Amount: \$876.63 | {DPU -Electricity}

Dept.: 47 | Div.: 47-01 | Obj Class: 03 | Main Account: 63946 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1309 | Amount: \$5,575.95 | {DPU -Water}

Dept.: 47 | Div.: 47-01 | Obj Class: 03 | Main Account: 63946 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1310 | Amount: \$6,251.38 | {DPU-Sewer & Drains}

Dept.: 47 | Div.: 47-01 | Obj Class: 03 | Main Account: 63946 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1311 | Amount: \$1,667.04 | {DPU-Storm water}

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 these contracts are being entered into pursuant to the sole source provisions of the Columbus City Code Chapter 329.

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

Legislation Number: 1828-2017

Drafting Date: 6/30/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the Finance & Management Director to issue a purchase order for the Division of Police in the amount of \$22,860.00 with Standard Fusee Corporation DBA Orion Safety Products for road flares. The Division of Police needs to purchase (500) five-hundred boxes of thirty-six (36) Spikeless Automotive Highway Emergency 30 minute road flares from an existing State of Ohio Term Contract with Orion Safety Products. Road flares are used to warn drivers of impending hazards along City streets and highways. This purchase by the City of Columbus from a State of Ohio contract is authorized by Ordinance 582-87 that allows for the cooperative purchasing between the State of Ohio Department of Administrative Services Cooperative Contracts and other governmental entities.

Bid Information: A State of Ohio Term Contract #RS900711 exists for this purchase.

Contract Compliance: Standard Fusee Corporation DBA Orion Safety Products CC40151-101618. Vendor is aware that the business is not contract compliant and will have it updated by the time the ordinance is passed.

Emergency Designation: This legislation is to be considered an emergency measure to allow for the immediate funding needed for purchase of road flares for the Division of Police.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$22,860.00 from the General Fund for the purchase of road flares. The Division of Police budgeted \$43,550.00 from the 2017 General Fund operating budget for this purpose. Funding exists in the Division of Police's General Fund Budget for these services. The Division of Police has already spent \$19,979.64 in 2017 for road flares.

To authorize the Finance and Management Director to issue a purchase order for road flares for the Division of Police 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 Standard Fusee Corporation, DBA Orion Safety Products; to authorize the expenditure of \$22,860.00 from the General Fund; and to declare an

emergency. (\$22,860.00).

WHEREAS, the Division of Police needs to purchase road flares from an existing State of Ohio Term Contract with Standard Fusee Corporation, DBA Orion Safety Products; and

WHEREAS, the flares are needed to protect the City's Safety Forces and the public by alerting drivers to hazards in public roadways; and

WHEREAS, Ordinance 582-87 authorized a 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 Public Safety, Division of Police, in that it is immediately necessary to authorize the Director of Finance and Management to issue a purchase order for road flares for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order for road flares for the Division of Police in accordance with the existing state of Ohio Term Contract established by the State of Ohio Purchasing Office with Standard Fusee Corporation, DBA Orion Safety Products, the purchase from which is authorized by Ord. 582-87.

SECTION 2. That the expenditure of \$22,860.00, or so much thereof as may be necessary, be and is hereby authorized as follows in Fund 1000 General Funds in object class 02 Supplies and Materials per the accounting codes in the spreadsheet attached to this ordinance.

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, the City Auditor shall establish such account 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.

Legislation Number: 1830-2017

Drafting Date: 6/30/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the assignment of all past, present, and future business done by the City of Columbus with Xerox State & Local Solutions Inc. to Conduent State & Local Solutions Inc. This change will reflect a company name change for all contracts and purchase orders established with Xerox State & Local Solutions Inc.

2. CONTRACT COMPLIANCE INFO:

Former Company Name: Xerox State & Local Solutions Inc. / FID Number 13-1996647

Current Company Name: Conduent State & Local Solutions Inc. / FID Number 13-1996647

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.

3. EMERGENCY DESIGNATION

Emergency designation is requested in order to cancel and re-establish current contracts to continue making payments without any delays.

4. FISCAL IMPACT

No financial impact is anticipated. Current contracts will be cancelled and re-established with identical funding.

To authorize and direct the Director of Public Service to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with Xerox State & Local Solutions, Inc. to Conduent State & Local Solutions, Inc.; and to declare an emergency.

WHEREAS, the Department of Public Service has established a contract with Xerox State & Local Solutions, Inc. for parking ticket services; and

WHEREAS, Xerox State & Local Solutions, Inc. was spun off from the original parent company into its own company, Conduent State & Local Solutions Inc., and, in addition to notifying the City of the spinoff, Conduent State & Local Solutions, Inc. has agreed to honor past, present and future purchase orders established from contract number PO059228; 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 modify the contract with Xerox, contract number PO059228, in order to cancel and re-establish current contracts to continue making payments without any delays; thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Director of Public Service be and is hereby authorized and directed to modify contract PO059228 and all past, present and future purchase orders pursuant to that contract to reflect the change of the company name from Xerox State & Local Solutions Inc., FID 13-1996647 to Conduent State & Local Solutions Inc. under FID 13-1996647.

SECTION 2. That this modification is in accordance with Chapter 329 of the Columbus City Codes.

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

Legislation Number: 1834-2017

Drafting Date: 6/30/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Decker Construction Company for the Police Station Midwatch and Fire Station No. 25 Parking Lot Expansion at 743 West 3rd Avenue.

The project will expand the existing parking lot of the Police Station Midwatch and Fire Station No. 25 at 743 West 3rd Avenue. The additional parking spaces created by this project will help alleviate the shortage of parking, especially during shift changes. The scope of work includes excavation, stone sub-base, asphalt paving, striping and sidewalk.

Formal bids were solicited and the City received one bid on June 19, 2017 as follows (0 FBE, 0 MBE):

Decker Construction Company \$107,076.59

The Office of Construction Management recommends the bid award be made to the sole responsive bidder, Decker Construction Company.

Emergency action is requested in order to expedite asphalt pavement work prior to the asphalt plants closing for the winter season.

Decker Construction Company Contract Compliance No. 31-0983557, expiration date October 13, 2017.

Fiscal Impact: The ordinance authorizes the expenditure of \$107,076.59 from the Safety Voted Bond Fund with Decker Construction Company for the Police Station Midwatch and Fire Station No. 25 Parking Lot Expansion at 743 West 3rd Avenue. The Department of Public Safety budgeted \$110,000.00 in the capital fund for this construction project.

To authorize the Director of Finance and Management to enter into a contract, on behalf of the Office of Construction Management, with Decker Construction Company for the Police Station Midwatch and Fire Station No. 25 Parking Lot Expansion at 743 West 3rd Avenue; to authorize the expenditure of \$107,076.59 from the Safety Voted Bond Fund; and to declare an emergency. (\$107,076.59)

WHEREAS, the City of Columbus desires to expand the parking lot at 743 West 3rd Avenue to meet the operational needs of the Police Station Midwatch and Fire Station No. 25; and

WHEREAS, the Office of Construction Management solicited formal competitive bids for the Police Station Midwatch and Fire Station No. 25 Parking Lot Expansion at 743 West 3rd Avenue; and

WHEREAS, the Office of Construction Management recommends acceptance of the sole responsive bid submitted by Decker Construction Company for the parking lot expansion; and

WHEREAS, emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Director to enter into a contract with Decker Construction Company for the Division of Police Parking Lot Expansion at 743 West 3rd Avenue, thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into a contract, on behalf of the Office of Construction Management, with Decker Construction Company for the Parking Lot Expansion at Police Station Midwatch and Fire Station No. 25 located at 743 West 3rd Avenue.

SECTION 2. That the expenditure of \$107,076.59, or so much thereof that may be necessary in regards to the action authorized in SECTION 1, is hereby authorized in the 7701 Fund, Object Class 06 Capital Outlay, per the accounting codes in the attachment to this ordinance.

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

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

Legislation Number: 1837-2017

Drafting Date: 6/30/2017

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 provisions of Columbus City Code relating to award of contracts through the request for proposal process; to authorize the expenditure of \$1.00 from the Electricity Operating Fund; and to declare an emergency. (\$1.00)

WHEREAS, it is necessary to enter into a contract for purchase power for estimated power needs prior to the expiration of current contracts which are secured through December 31, 2022; 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 December 31, 2025; and

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

WHEREAS, an emergency exists in the usual daily operation of the Division of Power, of the Department of Public Utilities, in that it 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 the best interest of the City and its customers is served by waiving, and does hereby waive, the relevant Sections of Chapter 329 of the Columbus City Codes concerning awarding contracts through the request for proposal process.

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

SECTION 3. That this ordinance does not require the Director of Public Utilities to execute a contract if the RFP process does not produce pricing/terms and conditions that serve in the best interest of the City.

SECTION 4. That the expenditure of \$1.00, or so much thereof as may be needed, is hereby authorized in Fund 6300 Electricity Operating Fund, in object class 02 Supplies & Materials per the accounting codes in the attachment to this ordinance.

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

Legislation Number: 1839-2017

Drafting Date: 6/30/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Columbus Asphalt Paving, Inc. for the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project and to provide payment for construction, construction administration and inspection services.

This contract includes roadway, pedestrian, and storm improvements on Fairwood Avenue from Wayland Drive to Watkins Road. A sidewalk will be installed on the east side of Fairwood Avenue from Wayland Drive to Watkins Road. Resurfacing will encompass the full width of the roadway on Fairwood Avenue from just north of Augmont Avenue to the intersection of Wayland Drive and Quaker Road. There will be storm upgrades within the limits of the resurfacing work to address drainage issues, and 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 August 17, 2017. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on June 1, 2017, (both majority) and tabulated on June 7, 2017, as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Columbus Asphalt Paving, Inc.	\$786,742.75	Gahanna, OH	Majority
Shelly and Sands, Inc.	\$826,346.68	Columbus, OH	Majority

Award is to be made to Columbus Asphalt Paving, Inc. as the lowest responsive and responsible and best bidder for their bid of \$786,742.75. The amount of construction administration and inspection services will be \$78,674.28. The total legislated amount is \$865,417.03.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Columbus Asphalt Paving, Inc.

2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Columbus Asphalt Paving, Inc. is CC57095-113743 and expires 11/12/17.

3. PRE-QUALIFICATION STATUS

Columbus Asphalt Paving, Inc. and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

4. FISCAL IMPACT

The Department of Public Service and Department of Public Utilities will be funding this project. Including Inspection, Public Service share is \$539,666.88 and Public Utilities share is \$325,750.15. Funds in the amount of \$539,666.88 are available for this project in Fund 7704, the Streets and Highways Bond Fund. This legislation authorizes the Director to transfer within and expend up to \$325,750.15 from Fund 6204, the Storm Sewer Bonds Fund. An amendment to the 2017 Capital Improvement Budget is required to establish sufficient budget authority for the project.

To authorize an amendment to the 2017 Capital Improvement Budget; to authorize the transfer of funds between projects within the Streets and Highways Bond Fund; to authorize the transfer of funds between projects within the Storm Sewer Bonds Fund; to authorize the Director of Public Service to enter into contract with Columbus Asphalt Paving, Inc. in connection with the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project; to authorize the expenditure of up to \$539,666.88 for the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project; to authorize the expenditure of up to \$325,750.15 from the Storm Sewer Bonds Fund for the Fairwood Avenue Sidewalk from Wayland to Watkins Storm Sewer Improvements Project; and to declare an emergency. (\$865,417.03)

WHEREAS, the Department of Public Service is engaged in the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project; and

WHEREAS, the work for this project consists of roadway, pedestrian, and storm improvements on Fairwood Avenue from Wayland Drive to Watkins Road. A sidewalk will be installed on the east side of Fairwood Avenue from Wayland Drive to Watkins Road. Resurfacing will encompass the full width of the roadway on Fairwood Avenue from just north of Augmont Avenue to the intersection of Wayland Drive and Quaker Road. There will be storm upgrades within the limits of the resurfacing work to address drainage issues; and other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents; and

WHEREAS, Columbus Asphalt Paving, Inc. will be awarded the contract for the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project; and

WHEREAS, the Department of Public Service requires funding to be available for the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project for construction expense along with construction administration and inspection services; and

WHEREAS, it is necessary to authorize an amendment to the 2017 Capital Improvement Budget; and

WHEREAS, it is necessary to authorize a transfer of funds within Fund 7704, the Streets and Highways Bond Fund, to establish sufficient cash to pay for the project; and

WHEREAS, it is necessary to authorize a transfer of funds within and from Fund 6204, the Storm Sewer Bond

Fund, to establish sufficient cash to pay for 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 the Director to enter into contract with Columbus Asphalt Paving, Inc. 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 2017 Capital Improvements Budget authorized by ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7704 / P590105-100000 / Pedestrian Safety Improvements (Voted Carryover) / \$389,610.00 / \$117,706.00 / \$507,316.00 (to match cash)

7704 / P590105-100000 / Pedestrian Safety Improvements (Voted Carryover) / \$507,316.00 / (\$507,316.00) / \$0.00

7704 / P590105-100083 / Pedestrian Safety Improvements - Wilson Road Shared Use Path - Broad Street to Sullivant Avenue (Voted Carryover) / \$65,000.00 / (\$32,351.00) / \$32,649.00

6204 / P610805-100000 / Rathbone Ave. Stormwater Improvements (Voted Carryover) / \$1,200,000.00 / (\$325,751.00) / \$874,249.00

7704 / P590105-100111 / Pedestrian Safety Improvements - Fairwood Avenue - Wayland to Watkins (Voted Carryover) / \$0.00 / \$539,667.00 / \$539,667.00

6204 / P611042-100000 / Fairwood Ave Sidewalk/Wayland to Watkins Storm Sewer Improvements (Voted Carryover) / \$0.00 / \$325,751.00 / \$325,751.00

SECTION 2. That the transfer of \$539,666.88, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$325,750.15, or so much thereof as may be needed, is hereby authorized between projects within Fund 6204 Storm Sewer Bond Fund per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of Public Service be and is hereby authorized to enter into contract with Columbus Asphalt Paving, Inc., 1196 Technology Drive, Gahanna, Ohio 43230, for the construction of the Pedestrian Safety Improvements - Fairwood Avenue - Wayland To Watkins project in the amount of \$786,742.75 or so much thereof as may be needed 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 \$78,674.28.

SECTION 5. That the expenditure of \$539,666.88, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

SECTION 6. That the expenditure of \$325,750.15, or so much thereof as may be needed, is hereby authorized in Fund 6204 Storm Sewer Bond Fund in object class 06 Capital Outlay per the accounting codes in the

attachment to this ordinance.

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 make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 9. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

Legislation Number: 1841-2017

Drafting Date: 7/3/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background: The City Department of Development is proposing the establishment of a tax increment financing (TIF) area pursuant to Section 5709.41 of the Ohio Revised Code in the area of the White Castle headquarters at 555 Goodale Street TIF. The attached Ordinance establishes that TIF and provides for a 100% exemption from real property taxation on all nonresidential development on the TIF parcels for a period of not more than thirty (30) years. The Columbus City School District will receive, in the same manner as usual, all amounts that it would have received in real property taxes had the tax exemption not been granted. Annual service payments in lieu of taxes will be made with respect to new private nonresidential development on the TIF parcels. The applicable portion of those service payments will be distributed directly to the Columbus City School District, with the remaining non-school portion of those service payments paid to the City for deposit into the TIF fund established in the Ordinance to be used to fund public improvements benefiting the TIF parcels.

Fiscal Impact: No funding is required for this legislation. The City is foregoing real property tax revenue that it would have received with respect to development on the TIF parcels. Instead, the non-school portion of that revenue will be diverted to the specified TIF fund to be used for public infrastructure improvements benefiting the TIF parcels.

Emergency action is requested in order to allow the developer to promptly begin constructing certain improvements during favorable construction conditions.

To create a tax increment financing area on certain parcels of real property in the area of the White Castle headquarters; to declare improvements to those parcels to be a public purpose and exempt from real property taxation; and to declare an emergency.

WHEREAS, Sections 5709.40, 5709.41, 5709.42 and 5709.43 of the Ohio Revised Code (collectively, the “TIF Statutes”) authorize the legislative authority of a municipal corporation, by ordinance, to declare the improvement to certain parcels of real property located within the municipal corporation to be a public purpose and exempt from taxation, require the owner of each parcel to make service payments in lieu of taxes, provide

for the distribution of the applicable portion of such service payments to the city, local or exempted village school district, establish a municipal public improvement tax increment equivalent fund for the deposit of the remainder of such service payments 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, certain parcels of real property located in the City of Columbus, Ohio (the “City”), as identified and depicted in Exhibit A (Parcel List & Map) attached hereto (with each current or future parcel of such real property referred to herein individually as a “Parcel” and collectively as the “Parcels”); and

WHEREAS, Section 5709.41 of the Ohio Revised Code requires the City to have held title to the Parcels prior to the passage of an ordinance declaring the improvements to those parcels to be a public purpose, and the City has held title to the Parcels prior to the passage of this Ordinance; and

WHEREAS, this Council has determined that it is necessary and appropriate and in the best interest of the City to exempt from taxation one hundred percent (100%) of the Improvement to each Parcel as permitted and provided in Section 5709.41 of the Ohio Revised Code for up to thirty (30) years (the “TIF Exemption”) and to simultaneously direct and require the current and future owner(s) of each Parcel (each such owner individually, an “Owner,” and collectively, the “Owners”) to make annual Service Payments (as defined in Section 2 of this Ordinance) in lieu of real property tax payments, in the same amount as they would have made real property tax payments except for the exemption provided by this Ordinance; provided that the TIF Exemption and the obligation to make Service Payments are subject and subordinate to any tax exemption applicable to the Improvement pursuant to Section 140.08 or Sections 5709.12 and 5709.121 or under Sections 3735.65 through 3735.70 or 5709.61 through 5709.69 of the Ohio Revised Code; and

WHEREAS, the City has determined that a portion of the Service Payments shall be paid directly to the Columbus City School District (the “School District”) in an amount equal to the real property taxes that School District would have been paid if the Improvement to each Parcel located within that School District had not been exempt from taxation pursuant to this Ordinance; and

WHEREAS, pursuant to Section 5709.43(A) of the Ohio Revised Code, this Council has determined to establish a municipal public improvement tax increment equivalent fund in which there shall be deposited the remaining Service Payments distributed to the City as provided herein; and

WHEREAS, this Council has determined to provide for the construction of the public infrastructure improvements described in Exhibit B attached hereto (the “Public Infrastructure Improvements”), which Public Infrastructure Improvements, once made, will directly benefit the Parcels; 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 periods prescribed in Sections 5709.40 and 5709.83 of the Ohio Revised Code; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that the TIF exemption must be enacted promptly in order to permit the developer to construct certain improvements during favorable construction conditions and create jobs and employment opportunities for the residents of the City; **NOW, THEREFORE,**

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

Section 1. Authorization of Tax Exemption. Pursuant to and in accordance with the provisions of Section 5709.41 of the Ohio Revised Code, this Council hereby finds and determines that one hundred percent (100%) of the increase in assessed value of each Parcel subsequent to the effective

date of this Ordinance (which increase in assessed value is hereinafter referred to as the “Improvement,” as defined in Section 5709.40(A) of the Ohio Revised Code) is hereby declared to be a public purpose and shall be exempt from taxation for a period commencing with the first tax year that begins after the effective date of this Ordinance and in which an Improvement first appears on the tax list and duplicate of real and public utility property and ending on the earlier of (a) thirty (30) years after such commencement or (b) the date on which the City can no longer require service payments in lieu of taxes, all in accordance with the requirements of the TIF Statutes.

The TIF Exemption granted pursuant to this Section 1 and the payment obligations established pursuant to Section 2 of this Ordinance are subject and subordinate to any tax exemption applicable to the Improvement pursuant to Section 140.08 or Sections 5709.12 and 5709.121 or under Sections 3735.65 through 3735.70 or 5709.61 through 5709.69 of the Ohio Revised Code.

Section 2. Service Payments and Property Tax Rollback Payments. Subject to any tax exemption applicable to the Improvement pursuant to Section 5709.12 or under Sections 3735.65 through 3735.70 or 5709.61 through 5709.69 of the Ohio Revised Code, and pursuant to Section 5709.42 of the Ohio Revised Code, this Council hereby directs and requires the Owner of each Parcel it owns to make annual Service Payments (as defined herein) in lieu of taxes with respect to the Improvement allocable thereto to the Franklin County Treasurer (the “County Treasurer”) on or before the final dates for payment of real property taxes. Each service payment in lieu of taxes, including any penalties and interest at the then current rate established under Sections 323.121(B)(1) and 5703.47 of the Ohio Revised Code (collectively, the “Service Payments”), shall be charged and collected in the same manner and in the same amount as the real property taxes that would have been charged and payable against the Improvement if it were not exempt from taxation pursuant to Section 1 of this Ordinance. The Service Payments, and any other payments with respect to each Improvement that are received by the County Treasurer in connection with the reduction required by Sections 319.302, 321.24, 323.152 and 323.156 of the Ohio Revised Code, as the same may be amended from time to time, or any successor provisions thereto as the same may be amended from time to time (the “Property Tax Rollback Payments”), shall be allocated and distributed in accordance with Section 4 of this Ordinance. This Council further hereby authorizes and directs appropriate officers of the City to make such arrangements as are necessary and proper for collection of the Service Payments from the Owners, including the preparation and filing of any necessary exemption applications.

Section 3. Tax Increment Equivalent Fund. This Council hereby establishes, pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, the West Goodale Public Improvement Tax Increment Equivalent Fund (the “TIF Fund”), into which the County Treasurer shall deposit the Service Payments collected from the Parcels not required to be distributed to the School District pursuant to Section 4 of this Ordinance. That TIF Fund shall be maintained in the custody of the City and shall receive the distributions to be made to the City pursuant to Section 4 of this Ordinance. Those Service Payments and Property Tax Rollback Payments received by the City with respect to the Improvement of each Parcel and so deposited pursuant to Sections 5709.42 and 5709.43 of the Ohio Revised Code shall be used solely for the purposes authorized in the TIF Statutes and this Ordinance. The TIF Fund shall remain in existence so long as such Service Payments and Property Tax Rollback Payments are collected and used for the aforesaid purposes, after which time the TIF Fund shall be dissolved and any surplus funds remaining therein transferred to the City’s General Fund, all

in accordance with Section 5709.43 of the Ohio Revised Code.

Section 4. Distribution of Funds. Pursuant to the TIF Statutes, the County Treasurer is requested to distribute the Service Payments and the Property Tax Rollback Payments as follows:

(i) to the School District, an amount equal to the amount that School District would otherwise have received as real property tax payments (including the applicable portion of any Property Tax Rollback Payments) derived from the Improvement to the Parcels located within that School District if the Improvement had not been exempt from taxation pursuant to this Ordinance; and

(ii) to the City, all remaining amounts for further deposit into the TIF Fund for payment of costs of the Public Infrastructure Improvements by reimbursing such party as may be authorized by a TIF Agreement, for those costs.

All distributions required under this Section 4 are requested to be made at the same time and in the same manner as real property tax distributions.

Section 5. Public Infrastructure Improvements. This Council hereby designates the Public Infrastructure Improvements described in Exhibit B attached hereto, and any other public infrastructure improvements hereafter designated by ordinance as public infrastructure improvements, as public infrastructure improvements made, to be made or in the process of being made by the City that directly benefit, or that once made will directly benefit, the Parcels.

Section 6. Further Authorizations. This Council ratifies the delivery of the notice of this Ordinance to the School District and hereby authorizes and directs the Director, the City Clerk or other appropriate officers of the City to make such arrangements as are necessary and proper for collection from the Owners of the Service Payments. This Council further authorizes that the Director or other appropriate officers of the City are authorized to execute such other agreements and instruments and to take all actions necessary to implement this Ordinance and the transactions contemplated by the TIF Agreement.

Section 7. Filings with Ohio Development Services Agency. Pursuant to Section 5709.40(I) of the Ohio Revised Code, the Department of Development is hereby directed to deliver a copy of this Ordinance to the Director of the Ohio Development Services Agency within fifteen (15) days after its effective date. Further, on or before March 31 of each year the exemption set forth in Section 1 of this Ordinance remains in effect, the Department of Development shall prepare and submit to the Ohio Development Services Agency the status report required under Section 5709.40(I) of the Ohio Revised Code.

Section 8. Tax Incentive Review Council. The City's Tax Incentive Review Council shall review annually all exemptions from taxation resulting from the declarations set forth in this Ordinance and any other matters as may properly come before that Council, all in accordance with Section 5709.85 of the Ohio Revised Code.

Section 9. Effective Date. 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 the passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1842-2017

Drafting Date: 7/3/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Council Variance Application: CV16-054

APPLICANT: Eric Clifffel c/o Dave Perry, Agent; David Perry Company, Inc.; 411 East Town Street, 1st Floor; Columbus, OH 43215; and Donald Plank, Atty.; Plank Law Firm; 411 East Town Street, 2nd Floor; Columbus, OH 43215.

PROPOSED USE: A carriage house on a lot developed with a single-unit dwelling.

FIFTH BY NORTHWEST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is zoned R-4, Residential District, and is developed with a single-unit dwelling. The requested Council variance will permit the construction of a single-unit dwelling above a detached garage (a carriage house) on the rear of the lot, while conforming the lot width and side yard of the existing single-unit dwelling. A Council variance is necessary because the R-4, Residential District permits a maximum of four dwelling units in one building, but does not permit two residential buildings on the same lot. Variances for reduced lot width, area district requirements, fronting, minimum side yard, and rear yard are also included in the request. The site is located within the planning area of the *Fifth by Northwest Neighborhood Plan* (2009) which recommends medium-density mixed residential land uses at this location. Staff finds that the proposal is consistent with the Plan's land use recommendation and will not add incompatible uses to the area. This request is consistent with the recent development pattern occurring in the Fifth by Northwest neighborhood.

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.05(A)(4), Area district lot width requirements; 3332.15, R-4 Area district requirements; 3332.19, Fronting; 3332.26(C)(2), Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City codes; for the property located at **1607 ELMWOOD AVENUE (43212)**, to permit a single-unit dwelling above a garage (a carriage house) on the rear of a lot developed with a single-unit dwelling, with reduced development standards in the R-4, Residential District (Council Variance # CV16-054).

WHEREAS, by application # CV16-054, the owner of property at **1607 ELMWOOD AVENUE (43212)**, is requesting a Council variance to permit a single-unit dwelling above a garage (a carriage house) on the rear of a lot developed with a single-unit dwelling, with reduced development standards in the R-4, Residential District; and

WHEREAS, Section 3332.039, R-4, Residential District, permits a maximum of four units in one building, but does not permit two separate dwellings on one lot, while the applicant proposes to construct a rear single-unit dwelling above a detached garage (a carriage house) on a lot developed with a single-unit dwelling; and

WHEREAS, Section 3332.05(A)(4), Area district lot width requirements, requires a lot no less than 50 feet wide, while the applicant proposes to maintain the existing 45-foot wide lot; and

WHEREAS, Section 3332.15, R-4 Area district requirements, requires a lot of 5,000 square feet for a

single-unit dwelling, while the applicant proposes to maintain an existing single-unit dwelling and construct a second single-unit dwelling (a carriage house) on a lot that is approximately 6,390 square feet (3,195 square feet per dwelling); and

WHEREAS, Section 3332.19, Fronting, requires a dwelling unit to have frontage on a public street, while the applicant proposes a carriage house fronting on a rear public alley; and

WHEREAS, Section 3332.26(C)(2), Minimum side yard permitted, requires a minimum side yard of 5 feet on a lot width of 40 feet or more, while the applicant proposes to maintain a northern side yard of 4 feet for the existing dwelling, and a reduced north and south side yard of 4.5 feet for the new carriage house dwelling; and

WHEREAS, Section 3332.27, Rear yard, requires a rear yard totaling no less than 25 percent of the total lot area for each dwelling, while the applicant proposes no rear yard for the carriage house dwelling; and

WHEREAS, the Fifth by Northwest Area Commission recommends approval; and

WHEREAS, the City Departments recommend approval of the requested variances because the proposal is consistent with *Fifth by Northwest Neighborhood Plan*'s recommendation for medium-density mixed residential land uses, will not add incompatible uses to the area, and is consistent with the recent development pattern in the Fifth by Northwest neighborhood; 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 **1607 ELMWOOD AVENUE (43212)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.05(A) (4), Area district lot width requirements; 3332.15, R-4 Area district requirements; 3332.19, Fronting; 3332.26(C)(2), Minimum side yard permitted; 3332.27, and Rear yard, of the Columbus City codes, is hereby granted for the property located at **1607 ELMWOOD AVENUE (43212)**, insofar as said sections prohibit two single-unit dwellings on one lot in the R-4, Residential District; with a reduced lot width from 50 to 45 feet; a reduced lot area from 5,000 square feet per dwelling unit to 3,195 square feet; no frontage on a public street for the carriage house; a reduced side yard from 5 feet to 4 feet on the north side of the existing dwelling, and from 5 feet to 4.5 on the north and south sides of the rear carriage house dwelling; and a reduced rear yard from 25 percent to 0 percent for the rear carriage dwelling; said property being more particularly described as follows:

1607 ELMWOOD AVENUE (43212), being 0.15± acres located on the west side of Elmwood Avenue, 190±

feet north of West Fifth Avenue, and being more particularly described as follows:

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

Being the North half of Lot Number One Hundred thirty-one (N1/2 of Lot No. 131) and all of Lot Number One Hundred Thirty-Two (132) in Ricketts and Millers' Summit Plain addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 344, Recorder's Office, Franklin County, Ohio and being 45 feet front by 142 feet length.

Parcel No: 010-062106

Property Address: 1607 Elmwood Avenue, Columbus, Ohio 43212

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a single-unit dwelling with a rear single-unit carriage house, or those uses permitted in the R-4, Residential District.

SECTION 3. That this ordinance is further conditioned on substantial compliance with the site plan and elevation drawings titled, "**1607 ELMWOOD AVE SHEETS A0-1 & A2-1**," signed by David B. Perry, Agent for the Applicant, and Donald Plank, Attorney for the Applicant, and dated June 19, 2017. The plans may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustment to the 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 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.

Legislation Number: 1843-2017

Drafting Date: 7/3/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND

This ordinance seeks authorization for the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. (the "Developer") and to separately encumber funds required for the City to perform construction administration and inspection services for the NCR Weinland Park (7th to 9th) project.

The City is undertaking the NCR Weinland Park (7th to 9th) capital improvement project, which will make streetscape improvements to North High Street from 7th Avenue to 9th Avenue (the "CIP Project"). The CIP Project is anticipated to start utility relocation in 2017 and construction in 2018.

Within the limits of the CIP Project, the Developer is completing a private development project with frontage along the east side of North High Street from 7th Avenue to Euclid Avenue that is anticipated to be completed in spring 2018. In an effort to have the portion of the CIP Project located immediately adjacent to the Developer's project completed by September 2017, it is necessary for the Developer to undertake construction of that portion of 7th Avenue (the "Project"). The estimated cost for construction and inspection of the Project

is \$1,364,451.45.

2. FISCAL IMPACT

Funding in the amount of \$1,364,451.45 is available for this project in the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2017 Capital Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

3. EMERGENCY JUSTIFICATION

Emergency action is requested so as to allow for immediate execution of the Construction Guaranteed Maximum Reimbursement Agreement and to encumber funds to pay for the City to perform construction administration and inspection services, which are necessary to facilitate the construction of public infrastructure project in order to maintain the project schedule and to coincide with the established development timeline.

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber funds to pay for the City to perform construction administration and inspection services for a combined total amount of up to \$1,364,451.45 for the NCR Weinland Park (7th to 9th) project; to authorize the expenditure of \$1,364,451.45 from the Streets and Highways Bond Fund; and to declare an emergency. (\$1,364,451.45).

WHEREAS, the City is undertaking the NCR Weinland Park (7th to 9th) capital improvement project, which will make streetscape improvements to North High Street from 7th Avenue to 9th Avenue (the “CIP Project”), and anticipates starting utility relocation in 2017 and construction in 2018; and

WHEREAS, the Developer is completing a private development project with frontage along the east side of North High Street from 7th Avenue to Euclid Avenue that is slated for completion in spring 2018; and

WHEREAS, in an effort to have the portion of the CIP Project located immediately adjacent to the Developer’s project completed by September 2017, it is necessary for the Developer to undertake construction of that portion of 7th Avenue (the “Project”); and

WHEREAS, this ordinance authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber funds for the City to perform construction administration and inspection services in a total amount up to \$1,364,451.45 relative to the construction of the Project; and

WHEREAS, it is necessary to authorize an amendment to the 2017 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 to authorize the Director to enter into said Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber and expend funds for construction administration and inspection services in order to maintain the project schedule and to meet community commitments, 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 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

7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (Unvoted Carryover) / \$4,130,272.00 / (\$1,364,452.00) / \$2,765,820.00

7704 / P530058-100002 / NCR Weinland Park 7th to 9th (Unvoted Carryover) / \$0.00 / \$1,364,452.00 / \$1,364,452.00

SECTION 2. That the transfer of \$1,364,451.45, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

SECTION 3. That the Director of Public Service be and is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc., located at 1220 Dublin Road, Columbus, Ohio 43215, and to encumber funds for the City to perform construction administration and inspection services relative to the construction of public infrastructure improvements in connection with the NCR Weinland Park (7th to 9th) project.

SECTION 4. That the expenditure of \$1,364,451.45, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in Object Class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

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.

Legislation Number: 1847-2017

Drafting Date: 7/3/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance seeks authorization for the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association doing business as Capital Crossroads Special Improvement District (the “Developer”) for construction work associated with the Alley Rehabilitation - Downtown SID Improvements project.

The City is currently in the process of completing the construction work along Lynn and Pearl alleys. The scope of the project is required to be revised in order to accommodate additional construction items needed to complete the project and ensure appropriate safety measures are implemented within the public right-of-way. The Developer will initially pay for the costs of these items in order to complete the project and the City will reimburse the Developer for the items. The estimated cost for the construction of the additional items is \$143,165.31.

2. FISCAL IMPACT

Funding in the amount of \$143,165.31 is available for this project in the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2017 Capital Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

3. EMERGENCY JUSTIFICATION

Emergency legislation is required to allow for immediate execution of the Construction Guaranteed Maximum Reimbursement Agreement, which is necessary to facilitate the construction of the public infrastructure project to maintain the project schedule and to coincide with the established development timeline.

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer cash and

appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, for an amount of up to \$143,165.31 for the Downtown SID Improvement project; to authorize the expenditure of \$143,165.31 from the Streets and Highways Bond Fund; and to declare an emergency. (\$143,165.31).

WHEREAS, the City is currently in the process of completing the construction project along Lynn and Pearl alleys; and

WHEREAS, the scope of the project is required to be revised in order to accommodate additional items needed to complete the project and ensure appropriate safety measures are implemented within the public right-of-way; and

WHEREAS, the Developer will initially pay for the costs of the additional construction items in order to complete the project in a timely fashion; and

WHEREAS, this ordinance authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, for construction costs in a total amount up to \$143,165.31 relative to the construction of the Lynn and Pearl Alley project; and

WHEREAS, it is necessary to authorize an amendment to the 2017 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 to authorize the Director to enter into said Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba Capital Crossroads Special Improvement District, in order to maintain the project schedule and to meet community commitments, 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 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

7704 / P440104-100002 / Miscellaneous Economic Development - Columbus Coated Fabrics (Voted Carryover) / \$388,492.00 / (\$143,166.00) / \$245,326.00

7704 / P530104-100003 / Alley Rehabilitation - Downtown SID Improvements (Voted Carryover) / \$19,473.00 / \$143,166.00 / \$162,639.00

SECTION 2. That the transfer of \$143,165.31, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

SECTION 3. That the Director of Public Service be and is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, located at 23 North High Street, Columbus, Ohio 43215, relative to the construction of public infrastructure improvements in connection with the Lynn and Pearl Alley project.

SECTION 4. That the expenditure of \$143,165.31, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in Object Class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

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.

Legislation Number: 1848-2017

Drafting Date: 7/3/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This ordinance will authorize the Director of the Department of Technology to renew a contract for fiber network and broadband access and related services with OARnet /OSU, a local non-profit educational institute (servicing grades K-12, colleges, and universities). The original contract was authorized by ordinance 0789-2007, passed June 4, 2007, through purchase order EL007115. The contract was most recently renewed and modified by authority of ordinance 1745-2016, passed July 18 2016, through purchase order PO020767. This renewal will provide the City with high speed (400 Mbps) internet service for the period July 25, 2017 through July 24, 2018, at a cost of \$45,120.00

FISCAL IMPACT:

During fiscal years 2015 and 2016, funds in the amount of \$25,200.00 and \$45,120.00, respectively, were legislated with OARnet/OSU for fiber network and broadband access related services (which included adding the 200 mbps internet access wireless project in 2016). The cost for 2017 service is 45,120.00 with the funding being budgeted and available within the Department of Technology, Information Services Division, Information Services Operating Fund. The aggregate contract total, including this request is \$346,160.00.

EMERGENCY DESIGNATION:

Emergency action is requested to initiate service from the contractor and avoid any delay in services provided.

CONTRACT COMPLIANCE:

Vendor: OARnet/OSU CC#/F.I.D#: 31-6025986 - 105 (Non-Profit Organization) Expiration: NPO
DAX Vendor Acct. #: 005303

To authorize the Director of the Department of Technology to renew a contract for fiber Internet access services with OARnet/OSU; to authorize the expenditure of \$45,120.00 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$45,120.00)

WHEREAS, this ordinance will authorize the Director of the Department of Technology to renew a contract for fiber Internet services with OARnet/OSU, a local non-profit educational institute (servicing grades K-12, colleges, and universities); and

WHEREAS, this contract renewal will provide the City with high speed internet service for the period July 25, 2017 through July 24, 2018, at a cost of \$45,120.00; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of the Department of Technology to renew a contract for fiber Internet services with OARnet/OSU to avoid any delay in services, all for the further preservation of the public health, peace, property, safety, and welfare, now, therefore:

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to renew a contract for fiber Internet services with OARnet/OSU, a local non-profit educational institute (servicing grades K-12, colleges, and universities). This renewal will provide the City with high speed internet service, for the period July 25, 2017 through July 24, 2018, at a cost of \$45,120.00

SECTION 2: That the expenditure of \$45,120.00 or so much thereof as may be necessary is hereby authorized to be expended from: (see attachment 1848-2017 EXP)

Department: 47 | Division: 47-02 | Object Class: 03 | Main Account: 63952 | Fund: 5100 | Subfund: 510001 | Program: IT010 | Section 3: 470201 | Section 4: IT01 | Section 5: IT0101 | Amount: \$45,120.00

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

SECTION 4: That 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 and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1850-2017

Drafting Date: 7/3/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This ordinance authorizes the Director of the Department of Technology, on behalf of the Department of Public Utilities (DPU), to establish a contract with Canadian Time Systems (dba Key Tracer Systems Inc.) for maintenance and support services on an electronic key management system. The term of this maintenance and support agreement is for the period August 16, 2017 to August 15, 2018 at a cost of \$30,960.00.

DPU requires a key management system to automate management of vehicle assignments through its automated vehicle location (AVL) system. Benefits of the system include: increased security and control over vehicles, preventing unauthorized key access, increased productivity, reduced liability, and reduction in the number of lost or misplaced keys. The system was originally procured by solicitation SA005016 and authorized by Ordinance 2422-2013, passed by Columbus City Council on December 16, 2013 under (EL015195).

This ordinance is being submitted in accordance with sole source procurement provisions of Chapter 329 of the Columbus City Code to continue services provided by Canadian Time Systems (dba Key Tracer Systems Inc.) as it has been determined that Key Tracer Systems Inc. is the sole distributor of the Key Tracer System, and does not utilize distributors or re-sellers for warranty services (hardware or software support) of its product.

FISCAL IMPACT:

In 2016, \$22,480.00 was authorized to be expended for maintenance and support of the Key Tracer System under ordinance 1749-2016. This ordinance will authorize the expenditure of \$30,960.00. Funds have been identified and are available within the Department of Technology, Information Services Operating Fund.

EMERGENCY:

Emergency action is requested to expedite authorization of this contract in order to initiate services from the supplier at the prices proposed.

CONTRACT COMPLIANCE:

Vendor Name: Canadian Time Systems (dba Key Tracer Systems Inc.) CC. #: 98-0620985 DAX
Vendor Acct. #: 011017 Expiration Date: 5/24/2019

To authorize the Director of the Department of Technology to establish a contract with Canadian Time Systems (dba Key Tracer Systems Inc.) for maintenance and support services in accordance with sole source procurement provisions of Chapter 329 of the Columbus City Code; to authorize the expenditure of \$30,960.00 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$30,960.00)

WHEREAS, it is necessary to authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to establish a contract with Canadian Time Systems (dba Key Tracer Systems Inc.) for maintenance and support services on an electronic key management system; the term of this maintenance and support agreement is for the period August 16, 2017 to August 15, 2018 at a cost of \$30,960.00; and

WHEREAS, this contract is being established in accordance with the sole source provisions of the Columbus City Code, Chapter 329; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to authorize the Director, on behalf of the Department of Public Utilities, to establish a contract with Canadian Time Systems (dba Key Tracer Systems, Inc.) for maintenance and support services on an electronic key management system, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Technology, on behalf of the Department of Public Utilities, be, and is hereby, authorized and directed to establish a contract with Canadian Time Systems (dba Key Tracer Systems Inc.) for maintenance and support services on an electronic key management system at a total cost of \$30,960.00. The term of this agreement is for the period August 16, 2017 to August 15, 2018.

SECTION 2. That the expenditure of \$30,960.00 or so much thereof as may be necessary is hereby authorized to be expended from: **Please see attachment 1850-2017 EXP)**

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 |
Program: CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1308 {Electricity} | **Amount:** \$1,888.56

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 |
Program:CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1309 {Water} | **Amount:** \$12,012.48

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 |
Program:CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1310 {Sanitary Sewer} | **Amount:**
\$13,467.60

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:**
CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1311 {Storm Sewer} | **Amount:** \$3,591.36

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 changes to revise the funding source for any contract or contract modifications associated with this ordinance.

SECTION 5: That this agreement is being established in accordance with the sole source provisions of the Columbus City Code, Chapter 329.

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

Legislation Number: 1851-2017

Drafting Date: 7/5/2017

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 a contract with Tyco SimplexGrinnell LP for the Maintenance and Support of the Neighborhood Safety Camera program.

As part of a comprehensive approach to preventing and fighting crime in Columbus neighborhoods, the City of Columbus entered into contract with SimplexGrinnell in 2011 to design and install safety cameras in five original neighborhoods. The program has since been expanded to include a total of 300 cameras in 100 locations in Columbus neighborhoods that includes the Hilltop, Livingston Avenue, Mt. Vernon, Weinland Park, Linden and most recently Franklinton, the Far East and Far North areas of Columbus. All warranties on all the cameras installed prior to this year have expired and this legislation is seeking authorization to enter into contract with Tyco SimplexGrinnell to perform full-service preventative maintenance and repairs on approximately 300 cameras as well as any new systems that may be installed during the life of this contract. The original contract was bid in 2013. This is the third year of a 3 year extension (EL014679).

Contract Compliance:Contract Compliance No. is 58-2608861, with an expiration date of 8/17/18.

Emergency Designation: Emergency legislation is requested to ensure that the Neighborhood Safety Cameras continue to operate properly without interruption.

Fiscal Impact: This legislation authorizes the expenditure of \$160,000.00 from the Division of Support Service's General Fund operating budget for the maintenance and support of the Neighborhood Safety

Cameras. Approximately \$180,000.00 were budgeted in the 2017 General Fund operating budget for this contract; however \$20,000.00 were encumbered earlier in the year.

..Title

To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into contract with Tyco SimplexGrinnell for maintenance services for the Neighborhood Safety Cameras; to authorize the expenditure of \$160,000.00 from the General Fund and to declare an emergency; (\$160,000.00)

To authorize and direct the Director of Public Safety, on behalf of the Division of Support Services, to enter into contract with Tyco SimplexGrinnell for maintenance services for the Neighborhood Safety Cameras; to authorize the expenditure of \$160,000.00 from the General Fund and to declare an emergency; (\$160,000.00)

WHEREAS, there is a need for the Director of Public Safety to extend the current service agreement with SimplexGrinnell, on behalf of the Division of Support Services, for the maintenance of the Neighborhood Safety Camera program; and

WHEREAS, the original contract provided for three, one year extension options to be exercised by the parties, and

WHEREAS, this ordinance is a request to exercise year three of the three extensions; and

WHEREAS, this contract was originally bid in 2013, SA004907, and approved by Council in July 2013; and

WHEREAS, an emergency exist in the usual daily operation of the Division of Support Services, Department of Public Safety, in that it is immediately necessary to authorize the Safety Director to to enter into contract with Tyco SimplexGrinnell for maintenance and service of the neighborhood safety cameras to ensure continued operation, thereby preserving the public health, peace, property, safety, and welfare, now, therefore

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

SECTION 1. That the Director of Public Safety be and is hereby authorized and directed to enter into the third year of the Service Maintenance Agreement with Tyco SimplexGrinnell for the support of the Neighborhood Safety Cameras for the period of August 1, 2017 through July 31, 2018.

SECTION 2. That for the purpose stated in Section 1 hereof, the expenditure of \$160,000.00, or so much thereof as may be needed, is hereby authorized from Fund 1000 General Fund, Subfund 100010 in object class Contractual Services 03, per the accounting codes in the attachment in this ordinance.

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 nor vetoes the same.

Legislation Number: 1852-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the encumbrance of funds for inspection services provided by the Department of Public Service for the Roadway Improvements -- Cannon Drive Relocation project. Ohio State University (OSU) shall advertise for and own the construction contract for this project. The Department of Public Service will provide inspection services where the project ties into City infrastructure, with all other inspection services to be the responsibility of OSU.

This project is in the Near North/University Community Planning Area (CPA 13). The scope of improvements of the project include the relocation of Cannon Drive to the west which will improve the north-south transportation corridor between King Avenue and Lane Avenue, provide better access to the University including critical care facilities within the Medical Campus, and open up approximately 12 acres for development.

2. EMERGENCY DESIGNATION

The Department of Public Service is requesting this ordinance to be considered an emergency measure in order to maintain OSU's project schedule.

3. FISCAL IMPACT

The estimated project cost for inspection by Public Service is \$300,000.00. Funds in the amount of \$136,424.00 are currently available in the Streets and Highways Bond Fund, Fund 7704. Additional funds will be legislated after the 2017 capital improvement budget bond sale proceeds are available.

To amend the 2017 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the expenditure of up to \$136,424.00 within the Streets and Highways Bond Fund to pay for construction inspection for the Roadway Improvements -- Cannon Drive Relocation project; and to declare an emergency. (\$136,424.00)

Legislation Number: 1853-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Strawser Paving Company for the Resurfacing - 2017 Project 3 project and to provide payment for construction, construction administration and inspection services.

This contract consists of repairing and resurfacing 42 City streets and constructing 415 ADA curb ramps along those streets. The work consists of milling the existing pavement, overlaying with new asphalt concrete, minor curb replacement, and replacing curb and sidewalk associated with installing ADA wheelchair ramps. Where warranted, the plans also call for areas of full depth pavement repair, and 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 August 14, 2017. The project was let by the Office of Support Services through Vendor Services and Bid Express. Four bids were received on June 22, 2017, (all majority) and tabulated on June 23, 2017, as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Strawser Paving Company	\$7,176,641.49	Columbus, OH	Majority
Kokosing Construction Co., Inc.	\$7,418,588.24	Columbus, OH	Majority
Decker Construction Company	\$7,445,558.62	Columbus, OH	Majority
Shelly and Sands, Inc.	\$7,631,414.81	Columbus, OH	Majority

Award is to be made to Strawser Paving Company as the lowest responsive and responsible and best bidder for their bid of \$7,176,641.49. The amount of construction administration and inspection services will be \$645,897.74. The total legislated amount is \$7,822,539.23.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Strawser Paving Company.

PRE-QUALIFICATION STATUS

Strawser Paving Company and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Strawser Paving Company is CC006114 and expires 1/30/19.

3. FISCAL IMPACTS

The Public Service funding for this project is budgeted within the 2017 Capital Improvements Budget, which has been approved by Council under Ordinance 1124-2017. The funds will not be available to Public Service until the bond sale is held later this year. Therefore, it is necessary to certify funds in the amount of \$7,822,539.23 against the Special Income Tax Fund.

4. EMERGENCY DESIGNATION

Emergency action is requested in order to provide requisite funding for this project so as to allow the UIRF - Woodland Park project to commence as soon as possible, thereby preventing delays in the completion thereof and ensuring the safety of the traveling public.

To authorize the Director of Public Service to enter into contract with Strawser Paving Co. in connection with the Resurfacing Program; to authorize and direct the City Auditor to appropriate and transfer funds from the Special Income Tax Fund to the Streets and Highways Bonds Fund; to appropriate funds within the Streets and Highways Bond Fund; to authorize the expenditure of \$7,822,539.23 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$7,822,539.23)

WHEREAS, the Department of Public Service is engaged in the Resurfacing - 2017 Project 3; and

WHEREAS, the work for this project consists of repairing and resurfacing 42 City streets and constructing 415 ADA curb ramps along those streets and other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents; and

WHEREAS, the Department of Public Service requires funding to be available for Resurfacing - 2017 Project 3 for construction expense along with construction administration and inspection services; and

WHEREAS, Strawser Paving Company will be awarded the contract for Resurfacing - 2017 Project 3; and

WHEREAS, it is necessary to enter into contract with Strawser Paving Co.; and

WHEREAS, this ordinance authorizes funding in the amount of \$7,822,539.23 for that purpose; 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, the City will reimburse the Special Income Tax Fund; and

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

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$7,822,539.23; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in 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 the Director to enter into contract with Strawser Paving Company 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 is hereby authorized to enter into contract with Strawser Paving Company, 1595 Frank Road, Columbus, Ohio 43223, for the construction of Resurfacing - 2017 Project 3 in the amount of up to \$7,176,641.49 or so much thereof as may be needed 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 \$645,897.74.

SECTION 2. That from the unappropriated monies and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ended December 31, 2017, the sum of \$7,822,539.23 is appropriated in Fund 4430 Special Income Tax in Object Class 10 Transfer Out Operating and in Fund 7704 Streets and Highways Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$7,822,539.23, or so much thereof as may be needed, is hereby authorized between Fund 4430 Special Income Tax Fund and Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

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

SECTION 5. That 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 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$7,822,539.23 (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 8. That the expenditure of \$7,822,539.23, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in object class 06 Capital Outlay per the account codes in the attachment to this ordinance.

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 hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1855-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract with Newcomer Concrete Services, Inc. for the construction of the UIRF - Woodland Park project and to provide payment for construction, construction administration and inspection services.

The UIRF - Woodland Park project consists of: constructing new sidewalks along Maryland Avenue between Taylor and Woodland Avenue, Monypenny from Broad to Long Street and Clifton Avenue at Woodland Avenue, as well as other such work as may be necessary to complete the contract, in accordance with the plans and specifications set forth in the Invitation For Bid (IFB).

The project was let by the Office of Support Services through Bid Express. Four bids were received on June 6, 2017, (four majority) with one bidder withdrawing their bid. The remaining bids were tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Newcomer Concrete Services, Inc.	\$430,007.35	Norwalk, Ohio	Majority
Shelly & Sands, Inc.	\$503,526.10	Columbus, Ohio	Majority
Columbus Asphalt Paving Inc.	\$736,374.43	Gahanna, Ohio	Majority

Award is to be made to Newcomer Concrete Services, Inc., as the lowest, responsive, responsible and best bidder for their bid of \$430,007.35. The amount of construction administration and inspection services is \$43,000.73. The total legislated amount is \$473,008.08.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Newcomer Concrete Services, Inc.

PRE-QUALIFICATION STATUS

Newcomer Concrete Services, Inc. and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

2. CONTRACT COMPLIANCE

The contract compliance number for Newcomer Concrete Services, Inc. is CC006605, Vendor Number 006605, and expires 4/15/18.

3. FISCAL IMPACT

Funding for this is available in the Department of Public Service 2017 Capital Improvements Budget, Fund 7704.

4. EMERGENCY DESIGNATION

Emergency action is requested in order to provide requisite funding for this project so as to allow the UIRF - Woodland Park project to commence as soon as possible, thereby preventing delays in the completion thereof and ensuring the safety of the traveling public.

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Newcomer Concrete Services, Inc., and to provide for the payment of construction, construction administration, and inspection services in connection with the UIRF - Woodland Park project; to authorize expenditures up to \$473,008.08 relative to this project; and to declare an emergency. (\$473,008.08)

WHEREAS, the Department of Public Service is engaged in the UIRF - Woodland Park project; and

WHEREAS, work on this project consists of: constructing new sidewalks along Maryland Avenue between Taylor and Woodland Avenue, Monypenny from Broad to Long Street and Clifton Avenue at Woodland Avenue.; and

WHEREAS, Newcomer Concrete Services, Inc., will be awarded the contract for the UIRF - Woodland Park project; and

WHEREAS, it is necessary to enter into contract with Newcomer Concrete Services, Inc.; and

WHEREAS, it is necessary to provide funds for construction, construction administration, and inspection services, the estimated cost of which is \$473,008.08; 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 of Public Service to enter into contract with Newcomer Concrete Services, Inc. for the UIRF - Woodland Park project so work can proceed immediately for 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (59-12) (Unvoted Carryover) / \$2,765,820.00 / (\$473,009.00) / \$2,328,811.00

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

7704 / P440005-100045 / UIRF - Woodland Park (Unvoted Carryover) / \$0.00 / \$473,009.00 / \$473,009.00

SECTION 2. That the transfer of \$473,008.08, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways G.O. Bond Fund per the account codes in the attachment to this Ordinance.

SECTION 3. That the Director of Public Service be and is hereby authorized to enter into contract with Newcomer Concrete Services, Inc., 646 Townline Road 151, Norwalk, Ohio 44857, for the construction of the UIRF - Woodland Park project in the amount of \$430,007.35, or so much thereof as may be needed 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 \$43,000.73.

SECTION 4. That the expenditure of \$473,008.08, or so much as may be needed, is hereby authorized in Fund 7704 Streets and Highways G.O. Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

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

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

SECTION 7. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1856-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to modify and increase (Mod #2) an existing professional engineering agreement with Arcadis, U.S. for the Southerly Wastewater Treatment Plant Chemically Enhanced Primary Treatment - Clarification, (SWWTP CEPT - Clarification) Project. This project is one of three projects to provide the Chemically Enhanced Primary Treatment (CEPT) at the Southerly Wastewater Treatment Plant (SWWTP), as approved by the Ohio EPA. The Southerly Waste Water Treatment Plant CEPT facilities provide additional plant capacity to treat wet weather flows in excess of 330 MGD. It will focus on upgrades and modifications to provide a new clarifiers, sludge handling facilities and chemical feed facilities.

This is a contract for professional engineering design services and services during construction (Design Professional, or “DP” services). This phase of this contract will consist of Detail Design Services for the SWWTP CEPT - Clarification. Preliminary Design has been completed.

2. PROJECT MODIFICATION: Amount of additional funds to be expended: \$3,380,518.00

This contract modification is proposed to be entered into for an amount of \$3,380,518.00 that is estimated to be sufficient to complete the work included in the scope of services. Following is an estimate of costs for the contract:

Original Contract	\$ 1,857,000.00
Modification No. 1	\$ 3,118,000.00
<u>Modification No. 2</u>	<u>(current) \$ 3,380,518.00</u>
TOTAL	\$ 8,355,518.00

2.2 Reasons additional goods/services could not be foreseen:

The Contract modification was planned and anticipated.

2.3 Reason other procurement processes are not used:

Given the highly technical nature of the project and the specialized knowledge of the project area required to complete the services, it would be more costly to solicit proposals for completions of the services by other parties.

2.4 How cost of modification was determined:

Estimates were provided by the consultant for the number of hours needed to complete the portions of the work assigned.

3. PROJECT TIMELINE: The Design Professional will begin after the notice to proceed is given. It is estimated that the construction and therefore the need for these Engineering Services during Construction will begin in August of 2017.

The overall contract duration, from initiation of Preliminary Design services, through this Detailed Design Phase, to completion of Services during Construction, is estimated to be 72 months. Arcadis’ services will continue beyond completion of construction to provide “as-built” record drawings of the

constructed facilities.

4. This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings for Recovery Database.
5. **CONTRACT COMPLIANCE NO.:** 57-0373224 | DAX # 009409 | MAJ | Exp. 05/18/2019
6. **Emergency Designation:** Emergency designation is requested at this time in order to meet construction timelines and deliverable schedules.
7. **ECONOMIC IMPACT:** This project will capture and treat wet weather flows in excess of the current plant capacity. Without this improvement, these wastewater flows would be conveyed, untreated, to the river. The addition of this treatment will remove solids from and disinfect the wastewater, which will provide protection of and benefit to the receiving waters.

Public informational meetings are not anticipated for this project, all proposed work should be within the boundaries of the wastewater treatment facility. Regulatory agencies will be notified of the proposed work as appropriate.

8. **FISCAL IMPACT:** This ordinance authorizes the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation (G.O.) Bond Fund and authorizes the expenditure of \$3,380,518.00 from the G.O. Bond Fund. Sufficient budget authority already exists for this ordinance. Monies for this contract from the Sanitary Sewer Reserve Fund will be provided from a future bond sale via the transfer detailed in this ordinance.

To authorize the Director of Public Utilities to modify and increase an existing professional engineering agreement with Arcadis, U.S. for the Southerly Waste Water Treatment Plant Chemically Enhanced Primary Treatment - Clarification; to authorize the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation Bond Fund and to authorize the expenditure of \$3,380,518.00 from the Sanitary Sewer General Obligation Bond Fund; and to declare an emergency. (\$3,380,518.00)

WHEREAS, Contract No. EL015879 was authorized by Ordinance No. 0967-2014, passed by the Columbus City Council on June 09, 2014; and

WHEREAS, Contract No. EL017524 was authorized by Ordinance No. 1791-2015, passed by the Columbus City Council on July 27, 2015; and

WHEREAS, it is necessary to modify and increase this contract in order to fund Services during Construction for the SWWTP CEPT - Clarification Project; and

WHEREAS, it is necessary to authorize the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund 6102 to the Sanitary Sewer General Obligation Bond Fund 6109; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Sanitary Sewer System General Obligation Bond Fund 6109; and

WHEREAS, it is necessary to transfer funds from the Sanitary Sewer Reserve Fund in the amount \$3,380,518.00 for this project; and

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

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Sanitary Reserve Fund; and

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$3,380,518.00; and

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

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Director to modify and increase an existing professional engineering agreement with Arcadis, U.S. for the SWWTP CEPT - Clarification Project in order to meet project timelines for the preservation of the public health, peace, property, safety and welfare; **now, therefore**

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

SECTION 1. That the Director of Public Utilities is hereby authorized to modify and increase (Mod #2) an existing engineering agreement with Arcadis, U.S., 100 E. Campus View Blvd., Columbus, Ohio 43235 for the SWWTP CEPT -Clarification project in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

SECTION 2. That from the unappropriated monies in the Sanitary Sewer Reserve Fund No. 6102, 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, 2017, the sum of \$3,380,518.00 is hereby appropriated to the Division of Sewerage and Drainage per the attachment to this ordinance.

SECTION 3. That the City Auditor is hereby authorized to transfer and appropriate a total \$3,380,518.00 from the Sanitary Sewer Reserve Fund 6102 to the Sanitary Sewer Bond Fund 6109 for the SWWTP CEPT - Clarification project, 650367-100003, at such time as deemed necessary by the Auditor, or so much thereof as may be necessary as detailed in the attachment to this ordinance.

SECTION 4. That the Director of Public Utilities is hereby authorized to expend up to \$3,380,518.00 for the SWWTP CEPT - Clarification Project per the accounting codes detailed in the attachment to this ordinance.

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

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

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

SECTION 10. That upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sanitary Sewer Reserve Fund 6102 the amount transferred above (Section 3), and said funds are hereby deemed appropriated for such purposes.

SECTION 11. That the City intends that this Ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$3,380,518.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse Sanitary Sewer Reserve Fund 6102, which is the fund from which the advance for costs of the Project will be made.

SECTION 12. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1858-2017

Drafting Date: 7/5/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

Rezoning Application: Z17-002

APPLICANT: Moody Engineering Inc.; c/o Mark Larrimer; 300 Spruce Street, Suite 200; Columbus OH, 43215.

PROPOSED USE: Public library and parking lots.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (3-0-1) on June 8, 2017.

NEAR EAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is partially developed with a parking

lot in the P-2, Parking District, and partially undeveloped in the R-2F, Residential District. The requested CPD, Commercial Planned Development District will allow a public library and supporting parking lots. The CPD text commits to a site plan and provides commitments for building and parking setbacks, and buffering and screening. The permitted uses in the CPD text include only those uses in the C-2, Commercial District, I, Institutional District, and parking lots for the proposed uses. Variances to reduce the C-2, Commercial District setback lines, interior landscaping and parking lot screening, parking setback lines, and minimum number of required parking spaces are included in this request. The site is located within the boundaries of the *Near East Area Plan* (2005), which recommends “Lower and Medium Density Residential” land uses for the parcels along Taylor Avenue. Deviation from the Plan’s recommendations is justified because the Plan did not anticipate the relocation of the library branch and the institutional use is appropriate for the Long Street mixed-use corridor. Additionally, the development will be adequately screened and buffered from the adjacent residential uses, and includes development standards that ensure compatibility with surrounding residential developments.

To rezone **69 TAYLOR AVENUE (43205)**, being 1.3± acres located at the southwest corner of Taylor Avenue and East Long Street, **From:** P-2, Parking and R-2F, Residential districts, **To:** CPD, Commercial Planned Development District (Rezoning # Z17-002).

WHEREAS, application # Z17-002 is on file with the Department of Building and Zoning Services, requesting rezoning of 1.3± acres from P-2, Parking and R-2F, Residential districts, to CPD, Commercial Planned Development District; and

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

WHEREAS, the Near East Area Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District will allow a library and supporting parking lots, which are appropriate for a mixed-use corridor. While the request deviates from recommendations of the *Near East Area Plan* (2005), the proposed institutional use is appropriate for the Long Street corridor, will be adequately screened and buffered from the adjacent residential uses, and includes development standards that ensure compatibility with surrounding residential developments; 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:

TAYLOR AVENUE (43205), being 1.3± acres located at the southwest corner of Taylor Avenue and East Long, and being more particularly described as follows:

0.278 ACRE TRACT

Situated in the State of Ohio, County of Franklin, City of Columbus, being all of Lot 28 and part of Lot 29 of the Eastwood Heights Addition Plat Book 4, Page 109 as conveyed to The Ohio State University by deed of record in Instrument No. 199904090088853 as recorded in the Franklin County Recorder’s Office and being further described as follows:

Beginning at a mag nail set in the northerly line of Lot 29 at the intersection of the extension of the southerly existing right of way line of Eastwood Avenue (50' Wide) and the westerly line of a 0.016 acre tract located in Lot 29 and conveyed as right of way to the City of Columbus in Official Record 7778, Page C07;

Thence South 03°52'26" West, a distance of 139.95 feet leaving said southerly existing right of way line and passing through said Lot 29 to a ¾" iron pipe found in the southerly line of Lot 29 at the intersection of the extension of the northerly existing right of way line of Elmwood Alley (20' Wide);

Thence North 87°37'31" West, a distance of 86.67 feet in the southerly line of Lots 29 and 28 along said northerly existing right of way line to a ¾" iron pipe found at the southeasterly corner of Lot 27 and a parcel of land conveyed to Surreal Estate, LLC by deed of record in Instrument No. 201510090143918;

Thence North 03°52'26" East, a distance of 139.95 feet leaving said northerly existing right of way line and along the easterly line of Lot 27 and said Surreal Estate parcel to a ¾" iron pipe found on the southerly existing right of way line of Eastwood Avenue and being the northeasterly corner of Lot 27 and said Surreal Estate parcel;

Thence South 87°37'31" East, a distance of 86.67 feet in the northerly line of Lots 28 and 29 along the southerly existing right of way line of Eastwood Avenue to the TRUE POINT OF BEGINNING and containing 0.278 acres, more or less, of which 0.016 acres as conveyed to the City of Columbus in Official Record 7778, Page B19 are within the present road occupied.

Of the above described tract, 0.147 acres, more or less, are located within Auditor's Parcel No. 010-051904 and 0.131 acres (PRO 0.016 acres), more or less, are located within Auditor's Parcel No. 010-018902.

The basis of bearing of South 85°58'02" East on the southerly existing right of way line of Long Street is referenced to the State Plane Coordinate System South Zone NAD 83 (NSRS 2011).

This description was prepared by Tony W. Meacham, Ohio Professional Surveyor No. 7799 from an actual field survey performed in 2016 by Korda/Nemeth Engineering, Inc.

Iron pins set are 5/8" x 30" rebar topped by an orange cap stamped "KNE PS NO. 7799."

0.299 ACRE TRACT

Situated in the State of Ohio, County of Franklin, City of Columbus, being all of Lots 30-31 of the Eastwood Heights Addition Plat Book 4, Page 109 as conveyed to The Ohio State University by deed of record in Instrument No. 199904090088853 as recorded in the Franklin County Recorder's Office and being further described as follows:

Beginning at a mag nail set at the intersection of the northerly existing right of way line of Eastwood Avenue (50' Wide) and the westerly existing right of way line of Taylor Avenue (Width Varies), said intersection also being the southeasterly corner of Lot 30 of the Eastwood Heights Addition;

Thence North 87°37'31" West, a distance of 89.37 feet along said northerly existing right of way line to a ¾" iron pipe found at the southeasterly corner of Lot 32 and a parcel of land conveyed to Kenneth A. Fischer by deed of record in Instrument No. 199903290076857;

Thence North 03°52'26" East, a distance of 146.85 feet leaving said northerly existing right of way line and

along the easterly line of Lot 32 and said Fischer parcel to an iron pin set on the southerly existing right of way line of Maplewood Alley (20' Wide) and being the northeasterly corner of Lot 32 and said Fischer parcel;

Thence South 85°58'02" East, a distance of 89.34 feet leaving the easterly line of Lot 32 and said Fischer parcel along said southerly existing right of way line to a mag nail set at the intersection of said southerly existing right of way line and the westerly existing right of way line of Taylor Avenue (Width Varies);

Thence South 03°52'26" West, a distance of 144.26 feet leaving said southerly existing right of way line and along said westerly existing right of way line to the TRUE POINT OF BEGINNING and containing 0.299 acres, more or less, of which 0.000 acres are within the present road occupied.

Of the above described tract, 0.149 acres, more or less, are located within Auditor's Parcel No. 010-009288, and 0.150 acres, more or less, are located within Auditor's Parcel No. 010-034261.

The basis of bearing of South 85°58'02" East on the southerly existing right of way line of Long Street is referenced to the State Plane Coordinate System South Zone NAD 83 (NSRS 2011).

This description was prepared by Tony W. Meacham, Ohio Professional Surveyor No. 7799 from an actual field survey performed in 2016 by Korda/Nemeth Engineering, Inc.

Iron pins set are 5/8" x 30" rebar topped by an orange cap stamped "KNE PS NO. 7799."

0.723 ACRE TRACT

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Lot 71 and all of Lots 72-75 of the Eastwood Heights Addition Plat Book 4, Page 109 as conveyed to The Ohio State University by deed of record in Instrument No. 199904090088853 as recorded in the Franklin County Recorder's Office and being further described as follows:

Beginning at a mag nail set at the intersection of the southerly existing right of way line of Long Street (70' Wide) and the westerly existing right of way line of Taylor Avenue (Width Varies), said intersection also being the northeasterly corner of Lot 75 of the Eastwood Heights Addition;

Thence South 03°52'26" West, a distance of 149.59 feet along said westerly existing right of way line and the easterly line of Lot 75 to a mag nail set at the intersection of said westerly existing right of way line and the northerly existing right of way line of Maplewood Alley (20' Wide);

Thence North 85°58'02" West, a distance of 210.42 feet leaving said westerly existing right of way line and the southeasterly corner of Lot 75, in the southerly line of Lots 75 through 71 and along said northerly existing right of way line to an iron pin set at the southeasterly corner of a parcel of land conveyed to Daniel E. Laprade by deed of record in Instrument No. 199903290076857;

Thence North 03°52'26" East, a distance of 149.59 feet along the easterly line of said Daniel E. Laprade parcel and through Lot 71 of the Eastwood Heights Addition to a 3/4" iron pipe found at the southerly existing right of way line of Long Street;

Thence South 85°58'02" East, a distance of 210.42 feet leaving the easterly line of said Daniel E. Laprade parcel and in the northerly line of Lots 71 through 75 and along said southerly existing right of way line to the TRUE POINT OF BEGINNING and containing 0.723 acres, more or less, of which 0.000 acres are within the present road occupied.

Of the above described tract, 0.109 acres, more or less, are located within Auditor's Parcel No. 010-008037, 0.153 acres, more or less, are located within Auditor's Parcel No. 010-018858, 0.077 acres, more or less, are located within Auditor's Parcel No. 010-015832, 0.077 acres, more or less, are located within Auditor's Parcel No. 010-003205, 0.077 acres, more or less, are located within Auditor's Parcel No. 010-023435 and 0.230 acres, more or less, are located within Auditor's Parcel No. 010-028592.

The basis of bearing of South 85°58'02" East on the southerly existing right of way line of Long Street is referenced to the State Plane Coordinate System South Zone NAD 83 (NSRS 2011).

This description was prepared by Tony W. Meacham, Ohio Professional Surveyor No. 7799 from an actual field survey performed in 2016 by Korda/Nemeth Engineering, Inc.

Iron pins set are 5/8" x 30" rebar topped by an orange cap stamped "KNE PS NO. 7799."

To Rezone From: P-2, Parking District and R-2F, Residential District

To: CPD, Commercial Planned Development District

SECTION 2. That a Height District of thirty-five (35) 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, "**MLK BRANCH LIBRARY,**" dated June 30, 2017, and text titled, "**COMMERCIAL PLANNED DEVELOPMENT TEXT,**" dated June 8, 2017, both signed by Mark Larrimer, Professional Engineer, and the text reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICTS: CPD, Commercial Planned Development

PROPERTY ADDRESS: 69 Taylor Ave.

OWNER: Columbus Metropolitan Library

APPLICANT: Moody Engineering Inc.

DATE OF TEXT: 6-8-2017

APPLICATION: Z17-002

1. INTRODUCTION: The properties to be developed have been purchased by the library with the intent of construction of a new MLK Branch Library to replace the existing branch at 1600 E. Long Street. The MLK Branch replacement is one of a series of branch replacements and renovations throughout the Columbus Metropolitan Library system.

2. PERMITTED USES: The current intended use for the subject site shall be a library and supporting parking lot. In the event the subject building is no longer used as a library, other permitted uses shall include those identified in Chapter 3353 C-2, Office Commercial District, and Chapter 3349 I, Institutional Use District.

3. DEVELOPMENT STANDARDS: Unless otherwise indicated in this text the applicable development standards are contained in Chapter 3353 C-2, Office Commercial District of the Columbus City Code.

A. Density, Height, Lot and/or Setback Requirements:

1. Building setbacks along E. Long Street shall be a minimum of 0 feet and along Taylor Avenue shall be a minimum of 6 feet.
2. Parking setbacks along Taylor Ave. shall be a minimum of 6 feet.
3. The rear yard and side yard setbacks shall be as shown on the plan.

B. Building Design and/or Interior-Exterior Treatment Commitments:

N/A

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

Landscaped screening will be provided along the west side of the parking lots and book drops to buffer the parking from the adjacent residential lots. The landscaping shall be a minimum of 4 feet high and provide a minimum opacity of 75 percent.

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

N/A

E. Graphics and/or Signage Commitments:

All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the C-2, Office Commercial District and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

F. Miscellaneous:

1. Variances.
 - a) Section 3353.09 C-2 district setback lines: to reduce the building setback along East Long Street to 0 feet and along Taylor Avenue to 6 feet.
 - b) Section 3312.21(A;D)Interior Landscaping and Parking Lot Screening: to remove the requirement for interior landscaping at the rate of 1 shade tree per 10 parking spaces and remove the requirement for landscaped islands or peninsulas and instead provide trees as shown on the site plan.
 - c) Section 3312.27 Parking Setback Line: To reduce the parking lot setback line along Taylor from 10 feet to 6 feet.
 - d) Section 3312.49 Parking Spaces Required: To reduce the minimum spaces required from 47 to 44.

2. Site Plan

The subject site shall be 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 that development and engineering plans are

completed. Any slight 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.

Legislation Number: 1862-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the Department of Public Service to submit information to the Franklin County Auditor or other county auditors as appropriate for property tax assessments. These assessments are for repairs made to sidewalks, driveway approaches, and drive approach curbs within the public right-of-way at various locations within the corporation limits of the City of Columbus under the Sidewalk NOV program.

The Columbus Service Center (311) receives complaints about the condition of sidewalks, driveway approaches, and drive approach curbs within the public right-of-way. Public Service sends an inspector to investigate the complaints to determine if a violation of City Code exists. In 2016, under Columbus City Code 905, the department sent notices of violation to 190 property owners. The department also advertised the notices of the violations. Of the 190 property owners that received a notice of violation, 46 property owners corrected the violation on their own.

Ordinance 1681-2016 authorized the Pedestrian Safety Improvements - Sidewalk Program NOV 2016 contract. Public Service used the contract to make repairs for the 144 properties that did not make the repairs on their own and has invoiced these property owners for the repairs. Property owners have the option of paying the invoice or having the amount of the repair assessed against their property taxes. Also for 2016 certain property owners could apply for the Sidewalk Grant Program and receive \$1,500.00 towards the repair of the property found to be in violation of City Code. Repair amounts over the \$1,500.00 are incumbent on the property owner to resolve.

The list of parcels to assess and the dollar amount of the assessment is attached to this legislation. Property owners that make full or partial payment before the information is submitted for assessment in early September will be removed from the list or have the assessment amount adjusted accordingly.

2. FISCAL IMPACT

Public Service has expended funds to make the repairs and additional funds are not required. This legislation is necessary to reimburse Public Service for the funds already expended.

3. EMERGENCY DESIGNATION

The department is requesting emergency designation in order to allow sufficient time to prepare and submit the documentation by the appropriate county auditor deadline for 2017 assessment.

To authorize the Director of the Department of Public Service to submit information to county auditors for assessment of properties under the Sidewalk NOV program; to allow adjustments to the assessment list to reflect additional payments or errors; to authorize funds received for these assessments to be returned to the Department of Public Service; and to declare an emergency. (\$0.00)

WHEREAS, the City of Columbus, Department of Public Service, is engaged in the Pedestrian Safety

Improvements - Sidewalk Program NOV project; and

WHEREAS, 190 property owners received a notice of violation in 2016 concerning the condition of sidewalks, driveway approaches, and drive approach curbs within the public right-of-way at various locations within the corporation limits of the City of Columbus, with 144 not making the repairs; and

WHEREAS, Ordinance 1681-2016 authorized a contract to make repairs for these violations if the property owner did not make the repairs; and

WHEREAS, the Department of Public Service made the repairs using the city contract for these 144 properties; and

WHEREAS, some of these property owners may make full or partial payment prior to the list being presented for assessment, and this list may be adjusted to reflect these payments, errors, or omissions; and

WHEREAS, a property tax assessment must be established with the Franklin County Auditor or other appropriate county auditors for the Department of Public Service to recover these funds if the property owner does not pay for them; and

WHEREAS, this ordinance authorizes the Department of Public Service to submit information to the Franklin County Auditor or other appropriate county auditor to establish the property tax assessments to recover the funds; 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 submit documentation to the appropriate county auditors in order to assess the properties by the appropriate county auditor deadline, thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

SECTION 1. That the Director of the Department of Public Service is authorized to submit information to the appropriate county auditors for assessment of properties listed in the attachment hereto under the Department of Public Service's Sidewalk NOV program and pursuant to City Code.

SECTION 2. That the Director of the Department of Public Service is authorized to make adjustments to this list to reflect additional payments received or to correct errors or omissions.

SECTION 4. That the funds the city receives which were collected for these assessments are to be returned to the Department of Public Service.

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

Legislation Number: 1865-2017

Drafting Date: 7/5/2017

Current Status: Passed

1. BACKGROUND:

This legislation authorizes a bidding waiver for the Director of Public Service to enter into construction services contracts with G & G Cement Contractors and Petruzzi Concrete Design in connection with the Pedestrian Safety Improvements - Sidewalk Program 2016 and to provide payment for construction administration and inspection services.

The Pedestrian Safety Improvements - Sidewalk Program 2016 project is also known as the Notice of Violation program. In response to 311 tickets, an inspector visits a property and determines if the sidewalk/driveway apron/shared use path/curb in the public right-of-way is in need of repair and in violation of City Code. Per City Code, the property owner is responsible for making these repairs. If repairs are needed, a Notice of Violation is sent to the property owner. The property owner can either make the repair or the City will make the repair for them and the property owner will be invoiced for the repairs. A contract was bid and established in 2016 for a contractor to make these repairs on an as-needed basis on behalf of the City. This contract was bid as a potential three-year contract and a request to approve funding for year two of the contract was submitted for Council approval as Ordinance 1765-2017.

Council implemented the Sidewalk Rescue Program to assist low-income property owners to pay for these repairs through a grant from the City. Council requested that small businesses located within the City of Columbus be used to make the repairs to properties that received a grant through the Sidewalk Rescue Program. The Department of Public Service used the United States Small Business Administration definition of a small business to identify potential businesses for this contract, which is annual gross income of \$15,000,000 or less for concrete contractors. The State's EDGE (Encouraging Diversity, Growth, and Equity) website was used to locate potential small businesses within the City for this work, and the City's Office of Diversity and Inclusion was also consulted to locate potential businesses. Ten companies were found within the City of Columbus that met the definition of a small business for concrete contractors. All ten companies were contacted and expressed interest. G & G Cement Contractors and Petruzzi Concrete Design were the only two companies that responded to requests for pricing. City Code does not allow a bid to be done to exclude all but small businesses located within the City of Columbus, so a bidding waiver is requested to allow the Department of Public Service to enter contract with these companies.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against G & G Cement Contractors and Petruzzi Concrete Design.

2. WAIVER OF COMPETITIVE BIDDING

The Department is seeking approval under Columbus City Code Section 329.15 to waive competitive bidding for the selection of construction services for the Sidewalk Rescue Program and enter into contract directly with G & G Cement Contractors and Petruzzi Concrete Design.

3. CONTRACT COMPLIANCE

The contract compliance number for G & G Cement Contractors is CC24129-15414, Vendor Number 004468, and expires 5/6/18. The contract compliance number for Petruzzi Concrete Design is CC003771, Vendor Number 003771, and expires 11/15/18.

4. FISCAL IMPACT

Funding for this project is available within the Department of Public Service's Street and Highway Improvement Non-Bond Fund, Fund 7766. Amendment to the 2017 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project.

5. 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 pedestrian safety.

To amend the 2017 Capital Improvement Budget; to appropriate funds within the Street and Highway Improvement Non-Bond Fund; to authorize the City Auditor to transfer funds and appropriation within the Street and Highway Improvement Non-Bond Fund; to waive the competitive bidding requirements of Columbus City Code; to authorize the Director of Public Service to enter into contract with G & G Cement Contractors and Petruzzi Concrete Design; to provide for the payment of construction administration and inspection services in connection with the Sidewalk Rescue Program; to authorize the expenditure of up to \$73,000.00 from the Street and Highway Improvement Non-Bond Fund; and to declare an emergency. (\$73,000.00)

WHEREAS, the City of Columbus, Department of Public Service is engaged in the Sidewalk Rescue Program; and

WHEREAS, this project consists of the removal and installation of various types of sidewalk, driveway approach, and drive approach curb at various private residence locations within the corporation limits of the City of Columbus on an as needed basis; and

WHEREAS, it is necessary to authorize an amendment to the 2017 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, G & G Cement Contractors and Petruzzi Concrete Design will each be awarded a contract for the Sidewalk Rescue Program; and.

WHEREAS, it is necessary to provide for payment of the contract and construction administration and inspection services; and

WHEREAS, this ordinance authorizes the Director of Public Service to waive competitive bidding requirements of Chapter 329 of City Code to enter into a construction contract with G & G Cement Contractors and Petruzzi Concrete Design, in an amount up to \$66,364.00, for the construction of public infrastructure improvements in connection with the Sidewalk Rescue Program; 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 of Public Service to enter into contract with G & G Cement Contractors and Petruzzi Concrete Design in connection with the Sidewalk Rescue Program so that repairs can be made to potential pedestrian safety hazards 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 2017 Capital Improvements Budget authorized by ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change / Amended
7766 / P766999-100000 / Unallocated Balance Fund 766 (Street & Highway Imp Carryover) / \$1,370,398.00 /

(\$73,000.00) / \$1,293,398.00

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

7766 / P539001-100000 / Pedestrian Safety Improvements - Sidewalk NOV (Street & Highway Imp Carryover)
/ \$0.00 / \$73,000.00 / \$73,000.00

SECTION 2. That from the unappropriated monies 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 ended December 31, 2017, the sum of \$73,000.00 is appropriated in Fund 7766 Street and Highway Improvement Non-Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$73,000.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7766 Street and Highway Improvement Non-Bond Fund per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of Public Service be and is hereby authorized to enter into contract with G & G Cement, 2849 Switzer Avenue, Columbus, Ohio 43219, and Petruzzi Concrete Design, P.O. Box 20293, Columbus, Ohio 43220, for construction related to the Sidewalk Rescue Program in the amount of \$66,364.00, or so much thereof as may be needed, 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 \$6,636.00.

SECTION 5. That the expenditure of \$73,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7766 Street and Highway Improvements Non-Bond Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

SECTION 6. That, in accordance with Section 329.15 of the Columbus City Code, City Council has determined that it is in the best interest of the City of Columbus to waive the competitive bidding provisions of City Code.

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 make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 9. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

Legislation Number: 1867-2017

Drafting Date: 7/5/2017

Current Status: Passed

1. Background

The City of Columbus, Department of Public Service, received a request from Bass Studio Architects on behalf of the property owner asking that the City allow for an awning to project into the public right-of-way. This encroachment is part of a remodeling project located at 246 West Fifth Avenue. The property is owned by 246 W 5th - 1281 Forsythe LLC. The encroachment will protrude into the public right-of-way approximately three feet. The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary for the City to grant this encroachment to legally allow the awning to extend into the public rights-of-way as described below and depicted on the attached exhibit. Installation of this building element will enhance the building and fit into the architectural desire. A value of \$500.00 for the encroachment easement was established.

2. Fiscal Impact

The City will receive a total of \$500.00, to be deposited in Fund 7748, Project P537650, for granting the requested encroachment.

To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement at 246 West Fifth Avenue. (\$0.00)

WHEREAS, the City of Columbus, Department of Public Service, received a request from Bass Studio Architects on behalf of the property owner asking that the City allow for an awning to project into the public right-of-way; and

WHEREAS, this encroachment is part of a remodeling project located at 246 West Fifth Avenue. The property is owned by 246 W 5th - 1281 Forsythe LLC. The encroachment will protrude into the public right-of-way approximately three feet; and

WHEREAS, a value of \$500.00 for the encroachment easement was established; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Service to authorize the Director to execute those documents necessary for the City to grant this encroachment to legally allow the awning to extend into the public rights-of-way as described below and depicted on the attached exhibit. Installation of this building element will enhance the building and fit into the architectural desire; **now, therefore:**

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

SECTION 1. That the Director of the Department of Public Service be and is hereby authorized to execute those documents necessary to grant the encroachment to legally allow the awning to extend into the public rights-of-way as described below and depicted on the attached exhibit; to-wit:

3 DIMENSIONAL 0.0020 ACRE ENCROACHMENT EASEMENT

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Section 3, Township-1, Range-18, United States Military Lands and part of West 5th Avenue (60') and Forsythe Avenue (60') as dedicated by Dennison Place Addition as recorded in Plat Book 3, Page 13 in said Franklin County, Ohio and more fully described as follows:

Beginning at the southeast corner of Lot 313 of said Dennison Place Addition also being the intersection of the

west right of way of Forsythe Avenue and the north right of way of West 5th Avenue being the Point of Beginning;

Thence North 3°57'06" East a distance of 18.37 feet, along the easterly line of said Lot 313 and the westerly right of way of said Forsythe Avenue, to a point;

Thence South 85°56'55" East a distance of 3.44 feet to a point;

Thence South 3°57'06" West a distance of 18.69 feet to a point;

Thence North 86°54'01" West a distance of 65.43 feet to a point;

Thence North 3°05'59" East a distance of 0.28 feet to a point in the southerly line of said Lot 313 and the northerly right of way of said West 5th Avenue;

Thence South 86°59'41" East a distance of 62.00 feet, along the southerly line of said Lot 313 and the northerly right of way of said West 5th Avenue, to the Point of Beginning containing 85 square feet or 0.0020

acres more or less according to an actual field survey made by Hockaden and Associates, Inc. in June of 2017

The easement described herein only applies from proposed ground elevation if 751.55 feet to 765.55 feet.

Bearings are based on Ohio State Plane Grid North, NAD 83 Ohio South Zone.

Elevations are referenced to the Franklin County Engineers Benchmark 82, located in the southwest quadrant, having an elevation of 748.542 NAVD 88.

SECTION 2. That the City will receive a total of \$500.00 for granting this easement to be deposited in Fund 7748, Project 537650.

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

Legislation Number: 1869-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with the Healthcare Collaborative of Greater Columbus, fiscal sponsor for the Prevent Family Homelessness Collaborative, to support a Landlord/Property Manager Partnership Pilot for vulnerable residents of Columbus for a twelve-month period for a total amount of \$25,000.00.

Family homelessness in Columbus and Franklin County has increased dramatically, more than doubling in the last five years. As a demand-response system, the family crisis response system has performed as designed, but is struggling to manage the increasing demand for sheltering these families. While we have a well-coordinated emergency shelter system, we do not have a coordinated homeless prevention system. The emergency shelter system is designed to operate as an "emergency room" for critical needs and is not equipped to support families before they become homeless. Any continued growth in demand for shelter services threatens our community's ability to meet the needs of vulnerable and homeless families.

The Prevent Family Homelessness Collaborative emerged from the efforts of public and private sector leadership to prevent homelessness by stabilizing vulnerable children and their families through implementation of a plan that aligns resources to support self-sufficiency. The Collaborative's goal is to reduce family homelessness by 50% by the end of 2021.

A key intervention in the Collaborative's action plan is to reduce evictions by piloting a partnership model with landlords and their property managers. Participating landlords/property managers will:

- Help identify at-risk families and connect families with support

services.

- Fulfill legally defined duties as landlord.
- Use forbearance agreements and mediation services to resolve conflicts.
- Help connect at-risk families with short-term financial assistance programs.

The primary measures of success are a reduced number of evictions filed from zip codes included in the pilot.

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

FISCAL IMPACT: Funding for this expenditure is allocated from the general fund (\$25,000.00).

To approve the funding request of Prevent Family Homelessness Collaborative seeking financial assistance to address an emergency human service need pursuant to Columbus City Code; to authorize the Director of Development to execute a grant agreement with the Healthcare Collaborative of Greater Columbus to support a Landlord/Property Manager Partnership Pilot; to authorize the expenditure of \$25,000.00 from the general fund; and to declare an emergency. (\$25,000.00)

WHEREAS, the Prevent Family Homelessness Collaborative has submitted a funding request seeking financial assistance to support a Landlord/Property Manager Partnership Pilot; and

WHEREAS, the Healthcare Collaborative of Greater Columbus will act as a fiscal sponsor for the Prevent Family Homelessness Collaborative,

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

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with the Healthcare Collaborative of Greater Columbus to support a Landlord/Property Manager Partnership Pilot; and

WHEREAS, the grant will be funded with general funds; and

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

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

SECTION 1. That the grant application of the agency identified in Section 2 seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, is hereby approved.

SECTION 2. That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with the Healthcare Collaborative of Greater Columbus to support the Landlord/Property Manager Partnership Pilot of the Prevent Family Homelessness Collaborative.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$25,000.00 or so much thereof as may be necessary is hereby authorized in fund 1000 general fund, in Object Class 03 Contractual Services per the accounting codes in the attachment to this ordinance.

SECTION 4. That the expenditures authorized herein are in accordance with Section 371.02 (c) 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.

Legislation Number: 1871-2017

Drafting Date: 7/5/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Columbus Urban League to fortify the New Beginnings Work Readiness Initiative and offer a wider range of opportunities for \$70,000.00.

Columbus Urban League initiatives foster self-sufficiency, family and community stabilization. Participants in New Beginnings will be granted access to a menu of services, credentialing and certification through the Urban Tech Jobs Program and The American Hotel and Lodging Educational Institute. In addition, the program staff will assist in accessing additional services.

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

FISCAL IMPACT: Funding for this expenditure is allocated from the emergency human services fund (\$70,000.00).

To approve the funding request of Columbus Urban League seeking financial assistance to address an emergency human service need pursuant to Columbus City Code; to authorize the Director of Development to execute a grant agreement with Columbus Urban League to fortify the New Beginnings Work Readiness Initiative; to authorize the expenditure of \$70,000.00 from the emergency human services fund; and to declare an emergency. (\$70,000.00)

WHEREAS, Columbus Urban League has submitted a funding request seeking financial assistance to address an emergency human service need; and

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Columbus Urban League to fortify the New Beginnings Work Readiness Initiative; and

WHEREAS, the grant will be funded from the general fund; and

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

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

SECTION 1. That the grant application of Columbus Urban League seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Code is hereby approved.

SECTION 2. That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with Columbus Urban League to fortify the New Beginnings Work Readiness Initiative.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$70,000.00 or so much thereof as may be necessary is hereby authorized in Fund 2231, emergency human services fund in Object Class 03 Contractual Services per the accounting codes in the attachment to this ordinance.

SECTION 4. That the expenditures authorized herein are in accordance with Section 371.02 (c) 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.

Legislation Number: 1873-2017

Drafting Date: 7/5/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance will establish an Auditor's Certificate and authorize expenditures for the purchase of maintenance equipment for the Recreation and Parks Department Sports Section.

Background: These purchases will be made through the City of Columbus Purchasing Office. All bids will be obtained and contracts awarded using City Code 329 or using State Term contracts pursuant to ordinance number 582-87; however, this legislation will set up all of the funding required to enter into contracts with the vendors on an as-needed basis. All equipment will be bid through the City of Columbus Purchasing System and all contracts will be approved by the Director of Finance and Management. Competitive bids will be solicited and opened by the Purchasing Office, obtained through any current universal term contract, or state term contract.

The equipment list below outlines the purchases expected to be made as soon as possible, as a result of this ordinance using voted bond and permanent improvement funding totaling \$66,000.00:

- Wiedenmann Terra Slit Aerator or equal- Estimated expenditure \$8,000.00
- Woodbay FDS-9200 or equal- Estimated expenditure \$7,000.00
- Redexim Verti-Groom 2000 or equal - Estimated expenditure \$6,000.00
- John Deere Gator TS or equal - Estimated expenditure \$7,000.00
- Turfco TriWave 45 Overseeder or Equal- Estimated expenditure \$17,000.00
- Turfco Cross Conveyor for CR-7 or equal- Estimated expenditure \$5,000.00

Fund 7702 - \$50,000.00

-Turfco CR-7 Topdresser with Cross Conveyor or equal- Estimated expenditure \$16,000.00

Fund 7747 - \$16,000.00

Emergency Justification: An emergency is being requested in order to have equipment bid and in place for and available for the 2018 park maintenance season; some equipment needs to be ordered in fall 2017 for 2018 delivery. Equipment will be ordered immediately following bids being received; funding being established by this ordinance is required for bidding.

Fiscal Impact: \$66,000.00 is required and budgeted in the Voted Parks and Recreation Bond Fund 7702 and Permanent Improvement Fund 7747 to meet the financial obligations of these expenditures.

To authorize the Director of Finance and Management to enter into various contracts for the purchase of maintenance equipment for the Recreation and Parks Department Sports Section; to authorize the appropriation of \$16,000.00 within the Recreation and Parks Permanent Improvement fund; to authorize the expenditure of \$50,000.00 from the Recreation and Parks Voted Bond Fund and \$16,000.00 from the Recreation and Parks Permanent Improvement Fund; to establish an Auditor's certificate in the amount of \$66,000.00; to amend the 2017 CIB and transfer funding within the Voted Parks and Recreation Bond Fund and Permanent Improvement Fund; and to declare an emergency. (\$66,000.00)

WHEREAS, the Purchasing Office will solicit competitive bids to acquire various maintenance equipment for the Recreation and Parks Department in accordance with City Code Chapter 329 or use State Term contracts authorized per ordinance number 582-87; and

WHEREAS, the Recreation and Parks Department has received a donation of (1) Toro 5000 EFI propane zero turn mower for the Sports Section and brass tag for equipment and expansion of fleet will be submitted to the Division of Fleet Management; and

WHEREAS, brass tags for equipment to be replaced will be submitted to the Division of Fleet Management, and all specifications for equipment to be purchased and brass tagged will be approved by the Division of Fleet Management prior to acquisition;

WHEREAS, it is necessary to authorize the expenditure of \$66,000.00 from the Recreation and Parks Voted Bond Fund and Permanent Improvement Fund; and

WHEREAS, it is necessary to establish an Auditor's certificate in the amount of \$66,000.00; and

WHEREAS, it is necessary to appropriate \$16,000.00 within the Recreation and Parks Permanent Improvement Fund; and

WHEREAS, it is necessary to authorize the City Auditor to transfer \$50,000.00 within the Recreation and Parks Voted Bond Fund and \$16,000.00 within the Recreation and Parks Permanent Improvement Fund; and

WHEREAS, it is necessary to amend the 2017 Capital Improvement Budget; and

WHEREAS, funding is available for these purchases from unallocated balances within the Voted Recreation and Parks Bond Fund 7702 and Recreation and Parks Permanent Improvement Fund 7747; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Recreation and Parks in that it is immediately necessary to authorize the Director of Finance and Management to enter into contracts to have equipment available for the 2017 park maintenance season; **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 contracts for the purchase of maintenance equipment on behalf of the Recreation and Parks Department in accordance with City Code Chapter 329 or using state term contracts per ordinance number 582-87.

SECTION 2. That the Director of Finance and Management Fleet Department is hereby authorized to expand and add to its fleet due to a donation of (1) Toro 5000 EFI propane zero turn mower on behalf of the Recreation and Parks Department.

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 2017 Capital Improvements Budget Ordinance 1124-2017 is hereby amended as follows in order to provide sufficient budget authority for this legislation and future projects.

CURRENT:

Fund 7702; P510040-100006; Maintenance Equipment - Sports; \$0 (Voted Carryover)

Fund 7702; P510112-100117; Park Acquisition; \$122,046 (Voted Carryover)

Fund 7747; P510040-100000; Equipment; \$1,774 (Carryover)

Fund 7747; P747999-100000; Unallocated Balance \$126,771 (Carryover)

AMENDED TO:

Fund 7702; P510040-100006; Maintenance Equipment - Sports; \$50,000 (Voted Carryover)

Fund 7702; P510112-100117; Park Acquisition; \$72,046 (Voted Carryover)

Fund 7747; P510040-100000; Equipment; \$17,774 (Carryover)

Fund 7747; P747999-100000; Unallocated Balance \$110,771 (Carryover)

SECTION 6. That the City Auditor is hereby authorized to appropriate \$16,000.00 within the Recreation and Parks Permanent Improvement Fund 7747 per the account codes in the attachment to this ordinance.

SECTION 7. That the transfer of \$66,000.00 or so much thereof as may be needed is hereby authorized between projects within the Recreation and Parks Bond Fund 7702 and Recreation and Parks Permanent Improvement Fund 7747 per the account codes in the attachment to 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. For the purpose stated in Section 1, and to establish an Auditor's certificate in the amount of

\$66,000.00, the expenditure of \$66,000.00.00, or so much thereof as may be necessary to pay the cost thereof is hereby authorized from the Recreation and Parks Voted Bond Fund 7702 and Recreation and Parks Permanent Improvement Fund 7747 per the accounting codes in the attachment.

SECTION 10. That this Council hereby recognizes that this ordinance does not identify specific contractors or vendors for the expenditure purposes authorized herein and hereby delegates sole and final contracting decisions relative to the determination of lowest, responsive, responsible and best bidder(s) to the Director of Finance and Management as per the terms of Columbus City Code Chapter 329 or per ordinance number 582-87.

SECTION 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1874-2017

Drafting Date: 7/6/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Columbus City Council (“COUNCIL”), by Ordinance No. 1277-2016, passed June 6, 2016, authorized the City of Columbus (“CITY”) to enter into an Enterprise Zone Agreement (the AGREEMENT) with Lightning Propco I, LLC (property owner) and Micro Electronics, Inc. (tenant) (hereinafter collectively known as the “ENTERPRISE”) for an exemption of fifty percent (50%) on real property improvements for a term of eight (8) taxable years in consideration of the project's proposed investment of approximately \$2.97 million, including \$2.67 million for building construction, the retention of 104 full-time permanent positions with an associated annual payroll of approximately \$3,005,612, and the creation of 5 new full-time permanent positions with an associated new annual payroll of approximately \$130,000 at 2701 Charter Street Columbus, Ohio 43228 (the “PROJECT SITE”). The AGREEMENT was made and entered into to be effective October 11, 2016 by and between the CITY and the ENTERPRISE with the term to commence no later than 2017 and to extend no later than 2024.

In a letter from the parent company of Lightning Propco I, LLC, Evergreen Industrial Properties, dated June 21, 2017, the property owner informed the CITY that since the AGREEMENT was executed in 2016 they positioned the warehouse at the PROJECT SITE occupied by Micro Electronics, Inc. for sale to GPT Charter Street Owner LLC, an affiliate of Gramercy Property Trust, a global investor and asset manager of commercial real estate. The letter went on to state that the sale of the PROJECT SITE was expected to be finalized on June 22, 2017 and that it was the desire of both Lightning Propco I, LLC and Micro Electronics, Inc., as well as the prospective buyer, that the property tax abatement as described in the Enterprise Zone Agreement be assumed by GPT Charter Street Owner LLC.

A subsequent letter dated June 23, 2017 from Gramercy Property Trust following the purchase of the PROJECT SITE reaffirmed this desire to remove Lightning Propco I, LLC as ENTERPRISE and party to the AGREEMENT and name GPT Charter Street Owner LLC as ENTERPRISE and party to the AGREEMENT. As requested by the CITY, this subsequent letter was accompanied by an updated Economic Development Incentive Application so that the CITY could undertake the necessary due diligence before recommending the AGREEMENT be amended.

Both letters related to the sale of the PROJECT SITE insisted that the sale is not expected to disrupt the operations of Micro Electronics, Inc. Micro Electronics, Inc. will continue to occupy the PROJECT SITE as part of their amended lease arrangement and is expected to remain as a tenant through at least August 31, 2026 per their current Lease Agreement.

This legislation is to authorize the Director of Development to amend the AGREEMENT for the first time to remove Lightning Propco I, LLC as ENTERPRISE and party to the AGREEMENT to be replaced with GPT Charter Street Owner LLC as ENTERPRISE and party to the AGREEMENT.

This legislation is presented as an emergency measure in order for this amendment to be legislated in as expedient a manner as possible so that this amendment to the Agreement might be fully executed without unnecessary delay.

FISCAL IMPACT: No funding is required for this legislation.

To authorize the Director of Development to amend the Enterprise Zone Agreement for the first time to replace Lightning Propco I, LLC with GPT Charter Street Owner LLC as the enterprise and party to the Agreement; and to declare an emergency.

WHEREAS, the Columbus City Council approved the Enterprise Zone Agreement with Lightning Propco I, LLC (property owner) and Micro Electronics, Inc. (tenant) (hereinafter collectively known as the “ENTERPRISE”) on June 6, 2016 by Ordinance No. 1277-2016. The AGREEMENT was entered into effective October 11, 2016 by and between the CITY, Lightning Propco I, LLC (property owner) and Micro Electronics, Inc. (tenant); and

WHEREAS, the AGREEMENT grants the ENTERPRISE an exemption of fifty percent (50%) on real property improvements for a term of eight (8) taxable years; and

WHEREAS, the incentive was granted in consideration of the project's proposed investment of approximately \$2.97 million, including \$2.67 million for building construction, the retention of 104 full-time permanent positions at the PROJECT SITE with an associated annual payroll of approximately \$3,005,612, and the creation of 5 new full-time permanent positions with an associated new annual payroll of approximately \$130,000 at the PROJECT SITE; and

WHEREAS, in a letter from the parent company of Lightning Propco I, LLC, Evergreen Industrial Properties, dated June 21, 2017, the property owner informed the CITY that since the AGREEMENT was executed in 2016 they positioned the warehouse occupied by Micro Electronics, Inc. located at 2701 Charter Street Columbus, Ohio 43228 (the “PROJECT SITE”) for sale to GPT Charter Street Owner LLC; and

WHEREAS, a subsequent letter dated June 23, 2017 from Gramercy Property Trust following the purchase of the PROJECT SITE requested that Lightning Propco I, LLC be removed as ENTERPRISE and party to the AGREEMENT and that GPT Charter Street Owner LLC be named as ENTERPRISE and party to the AGREEMENT; and

WHEREAS, due diligence has been undertaken by the City in that GPT Charter Street Owner LLC has submitted an updated Economic Development Incentive Application and that this application and all other pertinent information has been reviewed and vetted; and

WHEREAS, an amendment is needed to remove Lightning Propco I, LLC as ENTERPRISE and party to the AGREEMENT and be replaced with GPT Charter Street Owner LLC as ENTERPRISE and party to the AGREEMENT; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to take action on this AGREEMENT in order for this amendment to be legislated in as expedient manner as possible so that this amendment to the AGREEMENT can be executed without unnecessary delay, thereby preserving the public health, peace, property, safety and welfare;

NOW, THEREFORE

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

Section 1. That the Director of Development is hereby authorized to amend the AGREEMENT with Lightning Propco I, LLC and Micro Electronics, Inc. to remove Lightning Propco I, LLC as ENTERPRISE and party to the AGREEMENT and name GPT Charter Street Owner LLC as ENTERPRISE and party to the AGREEMENT

Section 2. That all other terms of the Enterprise Zone Agreement are not modified by this amendment.

Section 3. That the amendment to the City of Columbus Enterprise Zone Agreement be signed by both GPT Charter Street Owner LLC and Micro Electronics, Inc. within 90 days of passage of this ordinance, or this ordinance and the tax incentive authorized herein shall be null and void.

Section 4. 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 same.

Legislation Number: 1875-2017

Drafting Date: 7/6/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 618-620 Seymour Ave. (010-051873) to Richard & LuAnn Justman, who will rehabilitate the existing multi-family structure and maintain it for homeownership. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

FISCAL IMPACT: The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency Legislation is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (618-620 Seymour Ave.) held in the Land Bank pursuant to the Land Reutilization Program and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale

pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, this property was forfeited to the State of Ohio after a tax foreclosure; and

WHEREAS, by Ordinance 0277-2013, Council authorized an agreement with the Central Ohio Community Improvement Corporation to allow the transfer of properties forfeited to the State of Ohio into the Land Reutilization Program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to the agreement with the Central Ohio Community Improvement Corporation meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

SECTION 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Richard & LuAnn Justman:

PARCEL NUMBER: 010-051873
ADDRESS: 618-620 Seymour Ave., Columbus, Ohio 43205
PRICE: \$3,500.00, plus a \$150.00 processing fee
USE: Multi family unit

SECTION 2. For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with land bank program rules and the submitted application and to release such restriction or mortgage upon compliance.

SECTION 3. That for good cause shown, the provisions of City Code Chapter 329 relating to the sale of city-owned realty are hereby waived.

SECTION 4. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force

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

Legislation Number: 1880-2017

Drafting Date: 7/6/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

This legislation authorizes the Director of the Department of Technology (DoT) to enter into a contract with Gudenkauf Corporation for the installation of fiber optic cabling at the Lumpkin Pride Center, 1410 Cleveland Ave. This installation will provide a diverse fiber optic network connection from our fiber network into the Lumpkin Pride Center and redundant fiber access in support of the 311 Call Center and Neighborhoods relocation staff.

The Department of Technology (DoT) exercised due diligence by completing the competitive bid process in compliance with Columbus City Code Chapter 329. Formal bid solicitation 470046-100000 was prepared and posted on the City's solicitation web site; while the bid was posted, the Department held a pre-bid walk-through which provided the contractors an opportunity to examine the fiber route. On Friday, June 9th at 5:00 p.m., the Department of Technology received and opened three (3) bids associated with Bid Express solicitation number 470046-100000. Results were as follows:

470046-100000: DOT/Network/Lumpkin Pride Center Fiber Bid:

- | | |
|----------------------------------------|--------------|
| 1. Gudenkauf Corp.: | \$192,369.08 |
| 2. The Fishel Company: | \$269,030.24 |
| 3. Harris and Havener Excavations Inc: | \$341,616.00 |

Gudenkauf Corp was the lowest, responsive, responsible bidder and is awarded this bid. This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of States database for Findings for Recovery.

Additionally, this ordinance authorizes the appropriation and subsequent transfer of \$192,369.08 from the Special Income Tax Fund to the Department of Technology, Information Services General Obligation Debt Fund to provide adequate cash and capital authority to allow for the above described contract. Finally, the expenditure of \$192,369.08 is authorized by this ordinance.

FISCAL IMPACT

Funds for the above described project were budgeted in DoT's Information Services General Obligation Debt Fund. However, pending the upcoming bond sale and deposit of resultant funds from said sale, a cash transfer (certification) from the Special Income Tax (SIT) fund is needed. Once bond funds are deposited into DoT's bond fund, the SIT fund will be reimbursed accordingly.

EMERGENCY

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

CONTRACT COMPLIANCE

Vendor Name: Gudenkauf Corporation (DAX Vendor Acct. No. #: 004454); C.C.#: 31-0908234; Expiration Date: 06/10/18

To authorize and direct the City Auditor to appropriate and transfer \$192,369.08 from the Special Income Tax Fund to the Department of Technology Information Services General Obligation Debt Fund; to authorize the Director of the Department of Technology to enter into a contract with Gudenkauf Corporation for the

installation of fiber optic cable and related services; to authorize the expenditure of \$192,369.08 from the Department of Technology, Information Services Division, Information Services General Obligation Debt Fund; and to declare an emergency. (\$192,369.08.)

WHEREAS, the Department of Technology (DoT) exercised due diligence by completing the competitive bid process in compliance with Columbus City Codes, Chapter 329; and

WHEREAS, after reviewing the bids received from solicitation 470046-100000, it is recommended that the award be made to Gudenkauf Corporation for the one location identified in solicitation 470046-100000, in the amount of \$192,369.08, as they were the overall lowest, responsive and responsible bidder per specification for this solicitation; and

WHEREAS, this legislation authorizes the Director of the Department of Technology to enter into a contract with Gudenkauf Corporation for the installation of fiber optic cabling at the Lumpkin Pride Center, 1410 Cleveland Ave.; and

WHEREAS, it is necessary to authorize the appropriation and subsequent transfer of \$192,369.08 from the Special Income Tax Fund to the Department of Technology's Information Services General Obligation Debt Fund; and

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

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$192,369.08; and

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

WHEREAS, an emergency exists in the usual and daily operation of the Department of Technology in that it is immediate necessary to authorize the Director of Technology to enter into a contract with Gudenkauf Corporation for the installation of fiber optic cabling to be built, 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 hereby authorized to enter into a contract with Gudenkauf Corporation for the installation of fiber optic cabling at the Lumpkin Pride Center and that the total amount to be expended via this ordinance is \$192,369.08

SECTION 2. That from the unappropriated monies 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, 2017, the sum of \$192,369.08 is appropriated in the Special Income Tax Fund, Fund 4430-443001, Object Class 10 per the account codes noted in the attachment to this ordinance.

See attached file: 1880-2017 EXP

SECTION 3. That the transfer of \$192,369.08 is hereby authorized between the Special Income Tax Fund, Fund 4430 and the Department of Technology, Information Services Division, Information Services General Obligation Debt Fund, Fund 5115, per the account codes in the attachment to this ordinance.

See attached file: 1880-2017 EXP

SECTION 4. That from the unappropriated monies 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, 2017, the sum of \$192,369.08 is appropriated in the Department of Technology, Information Services Division, Information Services General Obligation Debt Fund, Fund 5115, Object Class 06, per the account codes noted in the attachment to this ordinance.

See attached file: 1880-2017 EXP

SECTION 5. That upon obtaining funds from the 2017 Bond Sale for this project, for the Director of the Department of Technology, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

SECTION 6. 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 \$192,369.08 (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 7. That the expenditure of \$192,369.08 is hereby authorized to be expended from the Information Services General Obligation Debt Fund, Fund 5115, per the account codes in the attachment to this ordinance.

See attached file: 1880-2017 EXP

SECTION 8. That the monies in the foregoing Sections shall be paid upon order of the Director of the Department of Technology and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 9. That the 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 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 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1881-2017

Drafting Date: 7/6/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

To authorize and direct the Director of Recreation and Parks to grant consent to an organization to apply for permission to sell alcoholic beverages at the following 2017 event: Riverfest614.

Background: This ordinance will grant permission to the following group to apply for a temporary liquor permit authorizing the sale of alcoholic beverages at a special event to be held during 2017:

- 1) 22nd Foundation for Riverfest614, September 2-3.

This organization wishes to sell alcoholic beverages to eligible patrons on city streets and city property to be used for the event. This is the first year for closing a public street to hold the event.

The City of Columbus, acting by and through its Director of Recreation and Parks, is required to grant approval to the organizer of this event so they may obtain the required permits from the Ohio Department of Commerce, Division of Liquor Control.

Principal Parties:

22nd Foundation, Inc.
831 Oak Street
Columbus, Ohio 43205
Bobby Ferguson, Executive Director, 614-668-8287
Contract Compliance Number: N/A
Contract Compliance Expiration Date: N/A

Emergency Justification: The days of the event are September 2-3, 2017. The State of Ohio requires all events to file their application of temporary liquor permits at least 30 days in advance of an event. Because of City Council's summer recess, the legislation must be acted upon at the earliest possible date.

Benefits to the Public: Allow streets to be the host site for charitable organizations to host events as community fundraising endeavors with proceeds going back to the community.

Community Input Issues: This legislation has the support of the charitable organization that will benefit from its passage. Event coordinator will still need to secure street closure signatures from neighborhood property owners before closing streets.

Area(s) Affected: Franklinton (Washington Blvd. between Broad and Town Streets)

Master Plan Relation: N/A

Fiscal Impact: None

To authorize and direct the Director of Recreation and Parks to grant consent to 22nd Foundation, Inc. to apply for permission to sell alcoholic beverages at the 22nd Foundation for Riverfest614, September 2-3, 2017; and to declare an emergency. (\$0.00)

WHEREAS, the following special event will take place during 2017: 22nd Foundation for Riverfest614, September 2-3; and

WHEREAS, it is necessary for the Director of Recreation and Parks to grant consent to various organizations/community groups to apply for permission to sell alcoholic beverages at various 2017 events; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Recreation and Parks in that it is immediately necessary to authorize the Director to grant this consent due to the event taking place in September because the State of Ohio requires all events to file their application of temporary liquor permits at least 30 days in advance of an event; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks Department be and is hereby authorized and directed to grant consent, on behalf of the City of Columbus, to 22nd Foundation, Inc. to apply for appropriate liquor permits to enable the non-profit group to sell alcoholic beverages during the hours specified in said permits and at a specified locations during their September 2-3, 2017 special event.

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

Legislation Number: 1882-2017

Drafting Date: 7/6/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND:

In 1956, pursuant to the recording of a plat known as Kenny Heights Addition recorded within Plat Book 27, Page 75, and the annexation of this area by ordinance 647-56, the City of Columbus accepted the easements within the dedicated plat. The Department of Public Service recently received a request from Jackson B. Reynolds III with Smith & Hale LLC representing the property owner The Marlese N. Rouda Land Trust and future owner Workspace Arlington LLC., asking that the City release the two five-foot easements between lots

three and four within the referenced recorded plat to clear title and allow the transfer of the site. After receipt of this request the Department of Public Service Division of Infrastructure Management verified with all the public and private utility companies that there are no public utilities or need for these easements, located within the requested area and that they have no objections to these easements being released. The following legislation authorizes the Director of the Department of Public Service to execute those documents necessary to release the easement areas as described below to allow the transfer of the real property.

2. Fiscal Impact

The City will receive a total of \$500.00, to be deposited in Fund 7748, Project 537650, for releasing of the easements so the property can be redeveloped.

To authorize the Director of the Department of Public Service to execute those documents necessary to release the requested easements for the plat known as Kenny Heights Addition. (\$0.00)

WHEREAS, in 1956, pursuant to the recording of a plat known as Kenny Heights Addition recorded within Plat Book 27, Page 75, and the annexation of this area by ordinance 647-56, the City of Columbus accepted the easements within the dedicated plat; and

WHEREAS, the Department of Public Service recently received a request from Jackson B. Reynolds III with Smith & Hale LLC representing the property owner The Marlese N. Rouda Land Trust and future owner Workspace Arlington LLC., asking that the City release the two five-foot easements between lots three and four within the referenced recorded plat to clear title and allow the transfer of the site; and

WHEREAS, the Department of Public Service, Division of Infrastructure Management, verified with all the public and private utility companies that there are no public utilities or need for these easements located within the requested area and that they have no objections to these easements being released; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Service to authorize the Director to execute those documents necessary to release the easement areas as described below to allow the transfer of the real property; **NOW, THEREFORE;**

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

SECTION 1. That the Director of the Department of Public Service is authorized to execute those documents as necessary, and approved by the Real Estate Department, City Attorney's Office, to release the easement areas as described below to allow the transfer of the real property:

Easement Areas to be released:

Two (2), five (5) foot Easements

First Easement

Being a 5 foot easement along the easterly property line of lot number 3, from the northerly property line of lot number 3 to a distance of 5 feet northerly of the south property line of lot number 3 as recorded within a plat known as Kenny Hights Addition recorded in Plat Book 27 Page 75 at the Franklin County Recorder's Office, State of Ohio.

Second Easement

Being a 5 foot easement along the westerly property line of lot number 4, from the northerly property line of lot number 4 to a distance of 5 feet northerly of the south property line of lot number 4 as recorded within a plat known as Kenny Hights Addition recorded in Plat Book 27 Page 75 at the

Franklin County Recorder's Office, State of Ohio.

SECTION 2. That the City will receive a total of \$500.00 for granting this easement to be deposited in Fund 7748, Project 537650.

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

Legislation Number: 1888-2017

Drafting Date: 7/6/2017

Version: 2

Current Status: Passed

Matter Type: Ordinance

Council Variance Amendment: CV12-060C

This Council variance replaces previous Council Variance Ordinance # 3355-2016 (CV12-060B), passed January 9, 2017, that is currently in effect on this development site known as Jeffrey Park, a mixed-use residential and commercial development in the M, Manufacturing District at **732 NORTH FOURTH STREET (43201)**. Ordinance # 3355-2016 consolidated the provisions of previous variance ordinances, modified development standards for new single-unit lots, and attached units and repealed Ordinance # 1819-2013, passed July 22, 2013, (CV12-060), and Ordinance # 1211-2015, passed May 18, 2015 (CV12-060A). This ordinance replaces the property's legal description with a consolidated description, and further modifies development standards for new single-unit lots and attached units applicable to Site C and D only. Staff supports reiteration of the previously approved variances into this ordinance and recognizes the requested modification of development standards for detached and attached residential units established in CV12-060B as minor and appropriate for this urban mixed-use project.

ITALIAN VILLAGE COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval.

To grant a Variance from the provisions of Sections 3363.01, M-manufacturing districts; 3309.14(A), Height districts; 3312.03 (D), Administrative requirements; 3312.09, Aisle; 3312.13, Driveway; 3312.25, Maneuvering; 3312.27, Parking setback line; 3312.29, Parking space; 3312.49, Minimum numbers of parking spaces required; 3312.51, Minimum number of loading spaces required; 3321.01, Dumpster area; and variances to the following sections applicable to temporary parking only: 3312.21, Landscaping and screening; 3312.39 Striping and marking; 3312.43, Surface; and 3321.03, Lighting; 3363.24, Building lines in an M-manufacturing district; and variances to the Urban Commercial Overlay Sections 3372.604, Setback requirements; 3372.605, Building design standards; 3372.606, Graphics; 3372.607, Landscaping and screening; 3372.608, Lighting; and 3372.609, Parking and circulation, for the property located at **732 NORTH FOURTH STREET (43201)**, to permit a mixed use development with modified development standards in the M, Manufacturing District and to repeal Ordinance #3355-2016, passed January 9, 2017 (Council Variance # CV12-060C) **and to declare an emergency.**

WHEREAS, by application No. CV12-060C, the owner of property at **732 NORTH FOURTH STREET (43201)**, is requesting a Council Variance to permit residential uses, public and/or private parkland and open space, and public and/or private school(s) and to establish appropriate development standards for a mixed-use residential and commercial development in the M, Manufacturing District; and

WHEREAS, this ordinance will replace Ordinance # 3355-2016 by replacing the legal description with a consolidated description in Section 1, and the “Conditions” document included in Section 3 to incorporate previous amendments and to further modify yard and setback standards for attached and detached dwelling units in Sites C and D; and

WHEREAS, all other provisions contained in Ordinance # 3355-2016 are unchanged by this ordinance and are included for clarity below; and

WHEREAS, Section 3363.01, M, Manufacturing District, permits only limited residential uses, while the applicant proposes a maximum of 1,500 dwelling units in the Jeffrey Place development, which dwelling units may consist of various styles and forms, including detached and attached single-, two-, three-, and four-unit dwellings, multi-family, condominium and fee simple townhouse development, with multiple attached dwelling units with property lines corresponding to common party walls, which will include residential uses on the ground level, dwelling units above commercial uses and exclusive residential uses, in any combination, separately or together, on separate parcels or mixed with one or more forms of residential use on the same parcel, and to permit public and/or private parkland/open space and public and/or private school(s), and;

WHEREAS, Section 3309.14(A), Height Districts, limits height in a sixty (60) foot height district to sixty (60) feet, with height as defined in Section 3303.36, Height, and subject to the provisions of Section 3309.142, Height District Exceptions, while applicant proposes a height restriction of ninety (90) feet with additional allowable height calculated in accordance with Section 3309.142, and;

WHEREAS, Section 3312.03 (D), Administrative Requirements, requires parking spaces to be provided on the same lot as the use they are intended to serve, while applicant will be building parking structures for accessory and non-accessory parking at various locations on the site and both accessory and non-accessory parking for uses may be provided off-site of a use; and

WHEREAS, Section 3312.09, Aisle, requires dimensional standards for aisles that must be met for each property, while the applicant proposes aisles across property lines, subject to the aisle meeting minimum code dimensions, thereby allowing cross access maneuvering, and;

WHEREAS, Section 3312.13, Driveway, requires dimensional standards for driveways that must be met for each property, while the applicant proposes driveways across property lines, subject to the driveways meeting minimum code dimensions, thereby allowing cross access maneuvering, and;

WHEREAS, Section 3312.25, Maneuvering, requires dimensional standards for maneuvering areas related to parking and loading spaces that require all maneuvering area for parking and loading spaces to be located on the same lot or parcel, while the applicant proposes driveways, aisles, and loading spaces across property lines, thereby allowing cross access maneuvering, and;

WHEREAS, Section 3312.27, Parking Setback Line, requires a minimum five (5) foot parking setback from public streets, as permitted by the Italian Village Urban Commercial Overlay (UCO), while the area of the site east of North Sixth Street is not regulated by the UCO and the applicant proposes the same minimum five (5) foot parking setback for all uses as permitted by the UCO for all street frontages east of North Sixth Street; and

WHEREAS, Section 3312.29, Parking Space, requires dimensional standards for a parking space, while the applicant proposes parking spaces that may be divided by property lines, subject to any parking spaces divided by property lines meeting total minimum code required dimensions; and,

WHEREAS, Section 3312.49, Minimum Number of Parking Spaces Required, requires off-street parking at various ratios depending on use, while the applicant proposes to reduce code required parking for all dwelling units from 2.0 or 1.5 spaces/DU, as applicable based on use, to a minimum of 1.0 parking space/DU for all dwelling units and a 50% reduction in code required off-street parking for all uses other than dwelling units, and;

WHEREAS, Section 3312.51, Minimum Number of Loading Spaces Required, requires loading space(s) based upon specified gross floor area, while the applicant proposes to eliminate the requirements for, and development standards of loading spaces subject to a proposed future loading area, if any, being approved by the Division of Planning and Operations/Public Service Department; and,

WHEREAS, as applicable, easements shall be provided between parcels where shared aisles, driveway(s), maneuvering, parking space(s) and/or loading space(s) are utilized, to insure ongoing function of the shared aisle, driveway(s), maneuvering parking space(s) and/or loading areas; and,

WHEREAS, Section 3321.01, Dumpster, treats a dumpster as a structure and applicant may locate dumpsters on or across property lines and property lines shall be disregarded for purposes of locating a dumpster box(s); and

WHEREAS, Section 3363.24, Building Lines in the M, Manufacturing District, requires various building setback lines that are inconsistent with the proposed mixed use residential/commercial development, the Urban Commercial Overlay (UCO) that is applicable to only part of the site, and the desired streetscape, and the UCO is only applicable to retail, restaurant, office or medical office uses, while the applicant proposes to reduce the required building setback line for residential uses within the UCO, which is applicable to the site area between North Fourth Street and North Sixth Street, to a minimum of five (5) feet, and also to permit a zero (0) setback for all commercial and mixed uses on all property east of North Sixth Street and a minimum of five (5) feet for residential uses, **except Site C and D where the minimum building setback line shall be four (4) feet rather than five (5) feet for residential uses, and** except that a single-unit dwelling, within or outside of the UCO area, **including Site C and D**, shall be permitted a two (2') foot building setback along the non-fronting street, as defined in Section 7.a., Residential Yard and Area Requirements of "Conditions - ORD # 1888-2017 (CV12-060C)", as referenced in Section 3, for a detached single-unit dwelling on a lot, and;

WHEREAS, applicant intends to develop a temporary accessory parking lot, as depicted on the Concept Plan, for a maximum of three (3) years from the date of approval of the Site Compliance Plan for the temporary accessory parking lot, and temporarily requires variances from the following development standards:

- 1) 3312.21, Landscaping and Screening, to temporarily not provide code required interior parking lot landscaping and to temporarily not provide headlight screening along Waldron Street for a temporary parking lot for a maximum of three (3) years; and,
- 2) 3312.39, Striping and Marking, to temporarily not provide pavement striping and marking in a temporary parking lot for a maximum of three (3) years; and
- 3) 3312.43, Surface, to temporarily not provide an asphalt or concrete surface for a temporary

parking lot (gravel) for a maximum of three (3) years; and

4) 3312.49, Minimum Numbers of Parking Spaces Required, to permit part of code required parking for an apartment complex to be built on the west side of Waldron Street (PID 010-283393) in a temporary parking lot on the east side of Waldron Street (PID 010-210573); and

5) 3321.03, Lighting, to temporarily not provide parking lot lighting for a temporary parking lot for a maximum of three (3) years; and,

WHEREAS, all temporary parking lots shall be brought fully into compliance with parking lot development standards within three (3) years from the date of approval of a Site Compliance Plan through compliance with applicable standards for surface parking or the start of construction of a parking structure; and

WHEREAS, Sections 3372.604, Setback Requirements, 3372.605, Building Design Standards, 3372.606, Graphics, 3372.607, Landscaping and Screening, 3372.608, Lighting and 3372.609, Parking and Circulation are all Sections of the Italian Village Urban Commercial Overlay and are applicable to the area of the site between North Fourth Street and North Sixth Street, Section 3372.607, Landscaping and Screening defers compliance to an architectural review commission and applicant proposes deferral to the Italian Village Commission (IVC) for standards compliance with all Sections listed; and,

WHEREAS, the Italian Village Area Commission recommends approval, and;

WHEREAS, City Departments recommend approval; and;

WHEREAS, this ordinance is conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for each building, 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 **732 NORTH FOURTH STREET (43201)** in using said property as desired; and

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

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

SECTION 1. That a variance from the provisions of Sections 3363.01, M-manufacturing districts; 3309.14(A), Height districts; 3312.03 (D), Administrative requirements; 3312.09, Aisle; 3312.13, Driveway; 3312.25, Maneuvering; 3312.27, Parking setback line; 3312.29, Parking space; 3312.49, Minimum numbers of parking spaces required; 3312.51, Minimum number of loading spaces required; 3321.01, Dumpster area; and variances to the following sections applicable to temporary parking only: 3312.21, Landscaping and screening;

3312.39 Striping and marking; 3312.43, Surface; and 3321.03, Lighting; 3363.24, Building lines in an M-manufacturing district; and variances to the Urban Commercial Overlay Sections 3372.604, Setback requirements; 3372.605, Building design standards; 3372.606, Graphics; 3372.607, Landscaping and screening; 3372.608, Lighting; and 3372.609, Parking and circulation; inclusive, only when site plan and/or architectural approval of the Italian Village Commission conflicts with these standards of the UCO, of the Columbus City Codes are hereby granted for the property located at **732 NORTH FOURTH STREET (43201)**, to:

- a) permit various styles and forms of residential use, including detached and attached single-, two-, three-, and four-unit dwellings, multi-unit, condominium and fee simple townhouse development, with multiple attached dwelling units with property lines corresponding to common party walls, all of which may include residential uses on the ground level, above commercial uses and exclusive residential use, in any combination, separately or together, on separate parcels or mixed with one or more forms of residential use on the same parcel, subject to a maximum of 1,500 dwelling units.
- b) permit public and/or private parkland/open space;
- c) permit public and/or private school(s);
- d) reduce the required building setback line, on all existing and future streets, for residential uses within the UCO area, which is applicable to the site area between North Fourth Street and North Sixth Street, to a minimum of five (5) feet, and also to permit a zero (0) setback for all commercial and mixed use (commercial and residential uses) buildings and a minimum of five (5) feet for residential uses on all property east of North Sixth Street, **except Sites C and D, which shall be permitted a minimum building setback of four (4) feet, and** except that a single family dwelling, within or outside of the UCO area, shall be permitted a two (2') foot building setback along the non-fronting street, **including in Site C and D**, as defined in Section 7.a., Residential Yard and Area Requirements of "Conditions CV12-060C," as referenced in Section 3, for a detached single family dwelling on a lot, and;
- e) permit a height of ninety (90) feet, with additional height calculated in accordance with Section 3309.142;
- f) reduce code required parking for uses on Site A (PID: 010-293338, 010- 293339), as noted on the Concept Plan, from 141 spaces to 65 spaces;
- g) reduce code required parking for all dwelling units from 2.0 and 1.5 spaces/DU depending on use to 1.0 spaces/DU;
- h) permit code required parking for dwelling units located on Site B (PID: 010-280393), as noted on the Concept Plan, to be located off-site, subject to off-site parking being located within the area designated as Off-site Parking on the Concept Plan;
- i) reduce code required parking for all uses, other than as specified in (f) and (g) above by 50%;
- j) reduce the required parking setback and vision clearance from public streets to five (5) feet on all public street frontages for all property east of North Sixth Street, which is not presently regulated by the Italian Village Urban Commercial Overlay;

- k) permit property lines to divide aisles, driveways, parking spaces, maneuvering areas and loading areas, thereby permitting aisles, driveways, parking spaces, maneuvering and loading spaces to be located across and divided by property lines;
- l) eliminate the requirements for and development standards of loading spaces subject to any proposed on-site future loading spaces being reviewed and approved by the Division of Planning and Operations/Public Service Department;
- m) permit the off-site parking lot depicted on the Concept Plan to not have an improved surface, not have stripping, not have headlight screening and/or interior landscaping and without lighting for a maximum of three (3) years from the date of approval of a Site compliance Plan for the off-site parking lot;
- n) permit placement of dumpster boxes on or across shared property lines of private property parcels and to permit access/maneuvering area for a dumpster box(s) to occur in a public street right of way, subject to location, design and access approval of the Public Service Department;
- o) require for that portion of the site that is within the Italian Village Urban Commercial Overlay (UCO) compliance with the UCO except if the Italian Village Commission (IVC) approves a project not in compliance with the UCO, Sections 3372.604, Setback Requirements, 3372.609, Parking and Circulation, inclusive, then the IVC approval shall apply and no variance (BZA) shall be required.

Said property being 33.8 ± acres located on the east side of North Fourth Street and the south side of East First Avenue, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, in Sections 4 and 9, Township 5, Range 22, Refugee Lands, being comprised of all of the subdivision entitled “Jeffrey Place Section 1”, of record in Plat Book 109, Page 3, and all of the subdivision entitled “Jeffrey Place Section 2”, of record in Plat Book 117, Page 5 (all references refer to the records of the Recorder’s Office, Franklin County, Ohio).

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a residential development and/or mixed use residential and commercial development or those uses permitted in the M, Manufacturing District.

SECTION 3. That this ordinance is further conditioned upon compliance with the attached document titled, "Conditions CV12-060C," and dated March 27, 2017.

See Attachment 1 "Conditions - ORD 1888-2017 (CV12-060C)."

SECTION 4. That this ordinance is further conditioned on the plan titled, "**JEFFREY PARK CONCEPT PLAN,**" dated and signed June 20, 2017 by David B. Perry, Agent and Donald Plank, Attorney, which plan depicts the site, street system, and development areas of the site. Any slight adjustment to the drawing shall be reviewed and may be approved by the Director of the Building and Zoning Services Department or a designee upon submission of the appropriate data regarding the proposed adjustment.

SECTION 5. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for each building.

SECTION 6. That this ordinance is further conditioned in that the Columbus Board of Zoning Adjustment shall be the body to hear any variance(s) to any standard(s) contained herein, including any area variance.

SECTION 7. That this ordinance is further conditioned in that the 33.8 ± acres described herein are included in this ordinance solely for the purpose of establishing the uses, use restrictions and development standards contained herein on contiguous property anticipated for development by applicant. The 33.8 +/- acres includes parcels separated by public streets and additional subdivision of the property with the dedication of public rights of way, platting of lots, lot splits and other subdivision of the property that will cause parcels to be created that are a part of the area described herein may occur. Applications for rezoning or variance may be made for any parcel or portion of the property described herein at all times in the future without restriction by this ordinance.

SECTION 8. That this ordinance is further conditioned upon applicant completing through action by Columbus City Council the pending rezoning application Z00-117 upon issuance of an approved Site Compliance Plan for the last undeveloped area of Jeffrey Park, or six (6) years from the date of Columbus City Council passage of this ordinance, whichever occurs first.

SECTION 9. That Ordinance # 3055-2016, passed January 9, 2017, be and is hereby repealed.

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

Legislation Number: 1899-2017

Drafting Date: 7/6/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND

The purpose of this legislation is to authorize the Director of Public Service to execute a not-for-profit service contract with Battelle Memorial Institute for services related to the Smart City Challenge project.

On December 7, 2015, the US Department of Transportation (USDOT) announced the Smart City Challenge, a program to demonstrate how advanced data and intelligent transportation systems (ITS) technologies and applications can be used to reduce congestion, keep travelers safe, protect the environment, respond to climate change, connect underserved communities, and support economic vitality.

On June 23, 2016, the USDOT notified the City of Columbus of its selection as the winner of the Smart City Challenge. As the winner, the City will receive \$40 Million in federal funds, \$10 million in private funds from the Paul G. Allen Family Foundation (Vulcan), and a variety of materials, services and equipment from USDOT Smart City Challenge partners. In assembling its winning proposal, the City also assembled its own team of partners who have additionally committed resources in the form of materials, in-kind services, and equipment.

The City of Columbus has been negotiating agreements with the 27 partners USDOT and the City brought to the winning Smart City Challenge application. The USDOT partners include Paul Allen's Vulcan, Mobileye, Autodesk, Amazon Web Services, NXP, Alphabet's Sidewalk Labs, US Department of Energy, AT&T, DC

Solar, and Continental. The City partners include Franklin County, Ohio, American Electric Power, The Ohio State University, the Columbus Partnership, Ohio Department of Transportation, Battelle, Greater Columbus Arts Council, Experience Columbus, Mid-Ohio Regional Planning Commission, Honda of America, HERE, Inc., Peloton, SPARC, Mass Factory, INRIX, Econolite, and FleetCarma. The list of City partners has also grown to include Siemens since winning the Smart City Challenge.

On July 18, 2016, Columbus City Council passed Ordinance 1863-2016. The legislation authorized the Director of Public Service to sign agreements with USDOT, Vulcan, or others in connection with the award of the Smart City Challenge grant, the expenditure of those grant funds through additional council action, if needed, and the return of unused Smart City Challenge grant funds if any should remain at the end of the grant. The legislation also authorized the Director of Public Service to enter into agreements with organizations or individuals to accept contributions of materials, services, equipment, grants, or other type of assistance related to the Smart City Challenge, to administer the contributions according to the terms and conditions of the agreements, and authorized the return of any contributions if required at the end of the term of the agreement. The legislation also notified City Council that as the City deploys the Smart Columbus program, additional legislation will be introduced to City Council for expenditure of grant funds and City funds associated with the agreements being authorized with this legislation.

The City is entering into a not-for-profit service contract with Battelle Memorial Institute, the world's largest not-for-profit research and development institution based in Columbus, as a partner to the Smart Columbus program. Under the terms of the not-for-profit service contract, Battelle would be expected to provide all or a portion of the following for the duration the four-year Smart Columbus grant program:

- Program Management (EWPM) support to Smart Columbus, reporting to the City of Columbus Chief Innovation Officer. The purpose of the EWPM will be to bring coherence across the entire enterprise of Columbus Smart Cities, thereby facilitating, monitoring and assessing the projects within the Smart Cities portfolio, as well as how the overall program is performing.
- Necessary technical support to the Smart Columbus Program including support for Safety Oversight and Auditing and Technical Trouble Shooting and Testing.
- Development of a Safety Management Plan (SMP) for each of the 15 individual Smart Columbus projects to meet the needs associated with the safety of all travelers, subjects, and other personnel.
- Development of an Independent Safety Assessment of the preferred provider of the Electric Autonomous Vehicle (EAV) project.
- Preparation of the materials and forms necessary to obtain a ruling if the project will require review, approval, and oversight from an Institutional Review Board (IRB) for human subjects research.
- Provide overall system engineering and integration support for the Smart Columbus Connected Vehicle Environment project.

Per Columbus City Code 329.30, the Department of Public service has complied with the requirements for awarding a not-for-profit service contract to Battelle Memorial Institute. A search of the I.R.S. website of not-for-profit organizations reveals a current listing for Battelle Memorial Institute.[Share Link](#)

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2. FISCAL IMPACT

These expenses are expected to be reimbursed from the United States Department of Transportation through the Smart City Grant Fund (G591610 USDOT Grant - Smart City).

3. EMERGENCY DESIGNATION

Emergency action is requested to allow the Department of Public Service to enter into a not-for-profit service contract with Battelle Memorial Institute to meet critical deadlines imposed by the Smart City Challenge.

To authorize the appropriation of \$300,000.00 in the USDOT Grant - Smart City Fund; to authorize the Director of Public Service to execute a not-for-profit service contract with Battelle Memorial Institute for services related to the Smart City Challenge; to authorize the expenditure of up to \$300,000.00 to pay for these services; and to declare an emergency. (\$300,000.00)

WHEREAS, the United States Department of Transportation (USDOT) announced on December 7, 2015, the Smart City Challenge, which is a grant program that was awarded on a competitive basis; and

WHEREAS, the purpose of the Smart City Challenge award is for a mid-sized city that can demonstrate how advanced data and intelligent transportation systems (ITS) technologies and applications can be used to reduce congestion, keep travelers safe, protect the environment, respond to climate change, connect underserved communities, and support economic vitality; and

WHEREAS, the City of Columbus was announced the winner of the Smart City Challenge on June 23, 2016; and

WHEREAS, Smart Columbus partners presently include Vulcan, Mobileye, Autodesk, Amazon Web Services, NXP, Alphabet's Sidewalk Labs, US Department of Energy, AT&T, DC Solar, Continental, Franklin County, Ohio, American Electric Power, The Ohio State University, the Columbus Partnership, Ohio Department of Transportation, Battelle Memorial Institute, Greater Columbus Arts Council, Experience Columbus, Mid-Ohio Regional Planning Commission, Honda of America, HERE, Inc., Peloton, SPARC, Mass Factory, INRIX, Econolite, FleetCarma, Siemens; and

WHEREAS, Battelle Memorial Institute, a not-for-profit corporation, has committed approximately \$300,000.00 in discounted in-kind services in support of the Smart Columbus connected vehicle and autonomous vehicle projects and overall enterprise-wide program management; and

WHEREAS, the Department of Public Service does not currently have qualified staff available to manage project development and program management for highly technical projects of connected vehicle and autonomous vehicle technologies, and Battelle Memorial Institute has staff who are qualified for said projects; and

WHEREAS, the Director of Public Service desires to enter into a not-for-profit service contract with Battelle Memorial Institute, a non-profit corporation, for the discounted in-kind services commitment by Battelle Memorial Institute in the amount up to \$300,000.00; and

WHEREAS, the expenditure of up to \$300,000.00 to pay for these services will need to be authorized; and

WHEREAS, the sum of \$300,000.00 will need to be appropriated in the USDOT Grant - Smart City to pay for this service; 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 execute necessary agreements with Battelle Memorial Institute to meet critical deadlines imposed by the Smart City Challenge, 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 from the unappropriated monies 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 ended December 31, 2017, the sum of \$300,000.00 is appropriated in Grant G591610 USDOT Grant - Smart City in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 2. That the Director of Public Service be and is hereby authorized to enter into a not-for-profit service contract in an amount up to \$300,000.00 with Battelle Memorial Institute, a non-profit corporation, for project and program assistance to the Smart Columbus program.

SECTION 3. That the expenditure of the sum of \$300,000.00 or so much thereof as may be needed, is hereby authorized in Fund 7768, Smart City Fund, in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

SECTION 4. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 6. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1900-2017

Drafting Date: 7/6/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

Background:

This ordinance will authorize the Director of Development to enter into contract with Designing Local, LTD. for completion of the High Street Strategic Public Art Plan (Plan). The Plan will coordinate with the design phase of the High Street Streetscape Enhancement Project under the direction of the Department of Public Service (DPS). The planning project area is the High Street corridor from Poplar Avenue on the south to Ninth Avenue on the north.

The Plan will create a cohesive public art strategy for the Short North Arts District and the southern University District. When completed it will evaluate, and as appropriate, recommend ways to integrate art into streetscape amenities, enhance locations for performance art, identify locations for discrete art installations, and

recommend the process and language for specific artist calls. (The Franklin County Convention Facilities Authority has undertaken their own interior and exterior public art planning for High Street between Convention Center Drive and I-670, also part of the DPS Streetscape Project.)

A Request for Proposal (RFP) for consultant services was released during the month of June and posted to multiple arts websites, in addition to the City's bid postings. Five proposals were received, of which two met the RFP requirements. A five member interview panel consisting of representatives from the University District Area Commission, Short North SID, Short North Alliance, Columbus Art Commission, and the Department of Public Service interviewed the firms, selecting Designing Local, LTD. (Columbus). Sub-consulting for Designing Local LTD. is Marc Pally, an artist, curator and arts administrator specializing in public art. Project planning will be inclusive and finely grained to the nuance of the High Street corridor and its uses. A public art budget of \$420,000 will be established for this effort, which is contingent upon the city's Capital Budget and legislative action.

Emergency action is requested so that work related to the High Street Strategic Public Art Plan can be initiated immediately and keep pace with the design phase of the High Street Streetscape Enhancement Project.

FISCAL IMPACT: This legislation authorizes the expenditure of \$81,000 from the Northland and Other Acquisitions Fund.

To authorize the Director of the Department of Development to enter into contract with Designing Local, LTD. for completion of the High Street Strategic Public Art Plan; to authorize the expenditure of \$81,000.00 from Northland and Other Acquisitions Fund; and to declare an emergency (\$81,000.00)

WHEREAS, the Columbus Department of Public Service is in the construction design phase of the 25 million dollar capital budget, High Street Streetscape Improvement Project, which extends from Convention Center Drive to Ninth Avenue; and

WHEREAS, the City of Columbus has a singular opportunity to coordinate public art planning in conjunction with the design phase of the High Street streetscape project, increasing efficiency and potential cost savings, while identifying opportunities for unique, site specific public artworks; and

WHEREAS, the planning for the public art plan will be interactive and seek input from leadership and the broader community in developing recommendations for integrated and site specific public art and associated artist calls and budgets; and

WHEREAS, a public art budget of \$420,000 will be established for this effort, contingent on the capital budget and legislative action; and

WHEREAS, the Short North and University District are areas of the city known for their support and celebration of the arts; and

WHEREAS, the Development Department released a Request for Proposal for a consultant or consultant team with strong expertise in public arts administration, project management and curatorial practice, planning and working with capital budget projects, community engagement, and public art administration; and

WHEREAS, an interview panel of individuals from the University District, Short North Alliance and Special Improvement District, Department of Public Service, and the Columbus Art Commission represented the City of Columbus and recommended the Designing Local, LTD. team to the Director of Development; and

WHEREAS, Marc Pally, as an experienced artist, arts administrator, who as a member of the Designing Local, LTD. team, will hold a yet to be determined artist talk or workshop at no cost to interested artists and community members; and

WHEREAS, an emergency exists in the Department of Development in that it is immediately necessary to authorize the Director to enter into contract with Designing Local, LTD. for completion of the High Street Strategic Public Art Plan and to appropriate the funds to support the High Street Strategic Art Plan, for the preservation of the public health, peace, prosperity, safety and welfare:

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

SECTION 1. That the Director of the Department of Development is hereby authorized to enter into an agreement with Designing Local, LTD. for completion of the High Street Strategic Public Art Plan.

SECTION 2. That the expenditure of \$81,000.00 is hereby authorized in Fund 7735 Northland and other Acquisitions Fund in Object Class 06 Capital Outlay per the accounting codes in the attachment to this ordinance

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

Legislation Number: 1905-2017

Drafting Date: 7/6/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation is for the option to establish a Universal Term Contract (UTC) for Office Supplies, Accessories and Papers. Office supplies, accessories and papers are used in all City agencies. The term of the proposed option contract would be approximately two (2) years, expiring July 31, 2019, with the

option to renew for one (1) additional year. The Purchasing Office opened formal bids on May 25, 2017.

The Purchasing Office advertised and solicited competitive bids in accordance with the relevant provisions of Section 329.06 relating to competitive bidding (Request for Quotation No. RFQ005494). Four (4) bids were received and one (1) alternate proposal was submitted by Staples Business Advantage.

Multiple contracts are being awarded for Office Supplies, Accessories and Papers. The specification stated that the City might award to multiple contracts to the lowest, responsive and best bidders. Successful bidders were selected based on the supplier's lowest priced items, discounts, and the manufactures available through the supplier's catalog, pricelist, or web catalog.

The City implemented an e-catalog in January 2016. The City will upload into the e-catalog catalog type and price list type UTC contracts. By uploading these two catalogs or price lists to the e-catalog, City agencies will be able to search, review and order the needed items at discounted and best value prices. This change will enable the City agencies to more efficiently purchase office Supplies, accessories and papers with cost savings.

A waiver of regulations is being submitted to award to multiple suppliers and to award two (2) contracts as the Code does not envision multiple awards for the same category. The Department of Finance and Management believes it is in the best interest of the City to award multiple contracts to allow potential cost savings to divisions.

The Purchasing Office is recommending award to the overall lowest, responsive, responsible and best bidders as follows:

Bulldog Office Products, Inc. (FBE): CC# 251292273 expires 7/7/2019, Categories 1-3, Catalogs and discounts specified, \$1.00

Staples Business Advantage: CC# 043390816 expires 5/16/2019, Categories 1-3, Catalog and discounts specified, \$1.00

Total Estimated Annual Expenditure: \$780,000.00, User: All City Agencies

These companies are not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search. This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

FISCAL IMPACT: Funding to establish this option contract is from the General Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into two Universal Term Contracts for the option to purchase Office Supplies, Accessories and Papers with Bulldog Office Products, Inc. and Staples Business Advantage; and to authorize the expenditure of \$2.00 to establish the contract from the General Fund; to waive the provisions of the City Code related to competitive bidding; and to declare an emergency. (\$2.00).

WHEREAS, the Office Supplies, Accessories and Papers UTC will provide for the purchase of office supplies, accessories, and various types of office papers to used to be used in all City agencies; and,

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 25, 2017 and selected the

overall lowest, responsive, responsible and best bidders; and

WHEREAS, it is in the best interests of the City to waive the competitive bidding requirements of the City Code Chapter 329 to award to multiple vendors; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Purchasing Office, in that it is immediately necessary to authorize the Director to enter into contracts with Bulldog Office Products, Inc. and Staple Business Advantage for the option to purchase Office Supplies, Accessories and Papers because the current contract expires on July 31, 2017 and these items are needed to maintain daily operations, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into the following contract for the option to purchase Office Supplies, Accessories and Papers in accordance with Request for Quotation RFQ005494 for a term of approximately two (2) years, expiring July 31, 2019, with the option to renew for one (1) additional year, as follows:

Bulldog Office Products, Inc. (FBE): Items: Categories 1-3, Catalogs and discounts specified, \$1.00
Staples Business Advantage: Items: Categories 1-3, Catalog and discounts specified, \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized in Fund 1000 General Fund in Object Class 02 Materials and Supplies per the account codes in the attachment of this ordinance to pay the cost thereof.

SECTION 3. That this Council finds it is in the City's best interest to waive the competitive bidding requirements of Chapter 329 of the City Code.

SECTION 4. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

Legislation Number: 1907-2017

Drafting Date: 7/6/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

This ordinance authorizes the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Granicus, Inc. utilizing a State of Ohio Master Cloud Service Agreement - MCSA0031, with the current expiration date of June 30, 2019, authorized for the City's use by Ordinance No. 582-87, to provide implementation and setup services, hosting, and maintenance of Communication Cloud, a subscription-based communication service. The coverage term period is one (1) year from the date of a purchase order certified/confirmed by the Columbus City Auditor's Office, at a cost of \$81,810.00, which includes a one-time set up fee of \$11,340.00 and an annual subscription licensing fee of \$70,470.00.

Communication Cloud will become the enterprise non-emergency communications tool for the City of Columbus and has successfully been used by Columbus City Council since 2014. Selecting the system as the enterprise communication tool will allow the City to consolidate existing Communication Cloud (GovDelivery) contracts, allow for the potential integration with the existing Citywide legislation processing system (Granicus Legistar), allow for the Department of Technology to efficiently support and train system users using one enterprise system, and will ease the process of citizen sign-up by consolidating all subscription choices into one portal.

Columbus City Council currently uses this software for their non-emergency communication needs. Approval of this legislation will expand use of the product to the entire city (all City of Columbus departments, divisions, offices, etc.) as an enterprise citywide solution. Due to current use of the product by a City agency, no alternative product was sought. Price was obtained through use of a State Master Cloud Agreement. An open market quote from Granicus was provided at \$126,648.60, and compared to the master cloud service agreement quote, which was \$81,810.00. A savings of \$44,838.60 was realized with using the state term contract.

EMERGENCY:

Emergency legislation is being requested for this purchase to begin immediate implementation of services that are necessary to support and enhance daily operation activities.

CONTRACT COMPLIANCE:

Vendor Name: Granicus, Inc. DAX #: 010776 Expiration Date: 05/15/2019

FISCAL IMPACT:

Funds totaling \$81,810.00 have been identified within the Department of Technology, Information Services Division, Information Services Operating Fund.

To authorize the Director of the Finance and Management Department, on behalf of the Department of Technology, to establish a purchase order with Granicus, Inc. from a State Term Contract for subscription-based communication services; to authorize the expenditure of \$81,810.00 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$81,810.00)

WHEREAS, this purchase will provide implementation, setup services, hosting, and maintenance of Communication Cloud, a subscription-based communication service for all City departments/divisions to access information; and

WHEREAS, it is necessary to authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Granicus, Inc. utilizing State of Ohio Master Cloud Service Agreement - MCSA0031, with the current expiration date of June 30, 2019. The coverage term

period is one (1) year from the date of a purchase order certified/confirmed by the Columbus City Auditor's Office at a cost of \$81,810.00; and

WHEREAS, the use of this Ohio Department of Administrative Services Cooperative Contract is authorized by Ordinance 582-87, and

WHEREAS, an emergency exists in the usual and daily operation of the Department of Technology in that it is immediate necessary to authorize the Director of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with Granicus, Inc. from a State Term Contract (STS-0331, #533904) for subscription based communication services for the daily operation, activities, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

SECTION 1: That the Director of Finance and Management, on behalf of the Department of Technology, be and is hereby authorized to establish a purchase order with Granicus, Inc., utilizing State Term Contract -STS-033, #533904-1, with an expiration date of June 30, 2019 for subscription based technology research services. The coverage term period is one (1) year from the date of a purchase order certified/confirmed by the Columbus City Auditor's Office, at a cost of \$81,810.00.

SECTION 2: That the expenditure of \$81,810.00, or so much thereof as may be necessary, is hereby authorized to be expended from: **(see attachment 1907-2017 EXP)**

Dept.: 47 | **Div.:** 4702 | **Object Class:** 03 | **Main Account:** 63945 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program Code:** IT005 | **Section 3:** N/A | **Section 4:** N/A | **Section 5:** N/A | **Amount:** \$81,810.00 | {subscription licensing fee}

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

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.

Legislation Number: 1912-2017

Drafting Date: 7/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the Finance and Management Director to issue a purchase order to Arrow Energy to purchase jet fuel for the Police Division helicopters based on the current universal term contract. Helicopters are used to patrol the airspace above the City of Columbus and will be flying an average of 500 hours per month. The average fuel burn is approximately 25 gallons per hour. This purchase of jet fuel will permit the helicopters to continue full operations through February 2018.

Bid Information: Based on contract FL006349 and purchase agreement #000065, a universal term contract was established with Arrow Energy, Inc.

Contract Compliance No.: CC72167-101020; Vendor is aware that the business is not contract compliant and

will have it updated by the time the ordinance is passed.

Emergency Designation: Emergency legislation is requested in order to purchase jet fuel to keep the Division's fleet of helicopters flying their normal flight hours.

FISCAL IMPACT: \$363,000.00 was approved in the Division's 2017 General Fund Budget. \$100,000.00 has already been encumbered in 2017 for the purchase of jet fuel. Total expended or encumbered in 2016 was \$125,000.00.

To authorize and direct the Finance and Management Director to establish a purchase order with Arrow Energy, Inc. for the purchase of jet fuel for the Division of Police from an existing universal term contract; to authorize the expenditure of \$168,000.00 from the General Fund.; and to declare an emergency. (\$168,000.00)

WHEREAS, there is a need for the Department of Public Safety, Division of Police, to fly turbine helicopters for the patrol of the airspace for the City of Columbus; and

WHEREAS, a contract was awarded to Arrow Energy, Inc. for the purchase of jet "A" fuel in accordance with the terms and conditions of universal term contract FL006349; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Finance and Management Director to establish a purchase order with Arrow Energy, Inc. for jet fuel and 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 establish a purchase order with Arrow Energy, Inc. for the purchase of jet "A" fuel for the Division of Police, Department of Public Safety, based on the universal term contract with Arrow Energy, Inc.

SECTION 2. That the expenditure of \$168,000.00 or so much thereof as may be needed, be and the same is hereby authorized in Fund 1000, General Fund, in object class 02 per the accounting codes in the attachment to this ordinance.

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, the City Auditor shall establish such account codes as necessary.

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

Legislation Number: 1913-2017

Drafting Date: 7/7/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Neighborhood House Inc., had a rich history of service to the City of Columbus for over 106 years, and provided social service needs to the near eastside community. The closing of the Neighborhood House in late 2016 has left the Near East Community with limited programs and services to children, individuals, and families that include: child care services, alcohol and drug counseling, senior transportation, senior outings, computer classes, and food pantry access. This legislation authorizes the Director of the Department of Neighborhoods to enter into an agreement with the United Way of Central Ohio to complete a neighborhood assessment of social service needs in the Near East Community. Emergency action is requested so that an assessment of the community needs can be made, thereby avoiding the continued interruption of services.

FISCAL IMPACT: This legislation transfers \$20,000.00 from the Department of Development to the Department of Neighborhoods within the general fund.

To authorize the Director of the Department of Neighborhoods to enter into an agreement with the United Way of Central Ohio to complete a neighborhood assessment of social service needs in the Near East Community; to transfer an appropriation in the amount of \$20,000.00 within the general fund; to authorize the expenditure of \$20,000.00; and to declare an emergency. (\$20,000.00).

WHEREAS, the Neighborhood House Inc., had a rich history of service to the City of Columbus for over 106 years, and provided social service needs to the near eastside community; and

WHEREAS, the closing of the Neighborhood House in late 2016 has left the Near East Community with limited programs and services to children, individuals, and families; and

WHEREAS, the United Way of Central Ohio, and the City of Columbus desire to enter into an agreement to complete a social service needs assessment of the Near East Community; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Neighborhoods in that it is immediately necessary to authorize the Director to enter into an agreement with the United Way of Central Ohio to allow the United Way of Central Ohio to complete a social service assessment of the Near East Community, 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 Neighborhoods is hereby authorized to enter into an agreement with the United Way of Central Ohio to support the Near East needs assessment.

SECTION 2. That the transfer of appropriation in the amount of \$20,000.00 or so much thereof as may be needed, is hereby authorized from the Department of Development, Department 44 to the Department of Neighborhoods, Department 48 within Fund 1000 general fund per the accounting codes in the attachment to this ordinance.

SECTION 3. That for the purpose stated in Section 1, the expenditure of \$20,000.00 or so much thereof as may be necessary is hereby authorized in fund 1000 general fund, in Object Class 03 Contractual Services per the accounting codes in the attachment to this ordinance.

SECTION 4. That this contract is awarded in accordance with the relevant provisions of City Code Chapter 329 relating to not-for-profit service contracts.

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.

Drafting Date: 7/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance will authorize the City Auditor to enter into a contract modification for professional auditing services with Plante & Moran, PLLC for the calendar year 2017, with the City of Columbus and the Office of the Franklin County Municipal Court Clerk. This ordinance authorizes the expenditure of up to \$401,070.00

All political subdivisions of Ohio are required to be audited by the Auditor of the State of Ohio or his designee (AOS). The United States Office of Management and Budget through the Single Audit Act of 1996, as amended, has made it possible for all federal grants to be audited via one comprehensive audit. The AOS and the City of Columbus Auditor have concurred that the most appropriate way to meet all such requirements is to engage an independent public accounting firm (IPA) to conduct an independent audit of the City's accounting records and those of the Office of the Franklin County Municipal Court Clerk including federal and state grants.

The AOS office oversees a competitive process for selecting IPAs to perform government audits on behalf of the office. In August 2012, the City of Columbus completed the AOS competitive bidding process for the audit contract covering each of the five years from 2012 through 2016, with each year being subject to the authorizing appropriation of Council. Plante & Moran, PLLC was selected through this competitive bidding process. For the audit of fiscal year January 1, 2017 through December 31, 2017, the AOS has made a recommendation that the City pursue a 1-year extension of the 2012-2016 contract with IPA Plante & Moran, PLLC at a negotiated fee.

As the audit contract fees increased each year from 2012 through 2016 by 2.5% per year, Plante & Moran, PLLC has agreed to the terms of the contract with a 2.5% increase for the 2017 audit. The fee for 2017 with a 2.5% increase over the 2016 contracted fee is \$401,070.00.

It should be noted that 15% of this contract will be subcontracted to a minority firm of certified public accountants. This has been a subcontracting requirement in the City's audit contract since 1985.

Plante & Moran Contract Compliance Number is 38-1357951.

FISCAL IMPACT

Funds are currently budgeted in the City Auditor's department for this expenditure.

To authorize the City Auditor to enter into a contract modification, along with the Auditor of the State of Ohio, with Plante & Moran, PLLC for professional auditing services for calendar year 2017; to authorize the expenditure of up to \$401,070.00 from the General Fund; and to declare an emergency. (\$401,070.00)

WHEREAS, all political subdivisions of Ohio are required to be audited by the Auditor of the State of Ohio or his designee; and

WHEREAS, the United States Office of Management and Budget through the Single Audit Act of 1996, as amended, has made it possible for all federal grants to be audited via one comprehensive audit; and

WHEREAS, the Auditor of the State of Ohio and the Columbus City Auditor have concurred that the most appropriate way to meet all such requirements is to engage an independent public accounting firm to conduct

an independent audit of the City's 2017 accounting records and those of the Office of the Franklin County Municipal Court Clerk including federal and state grants; and

WHEREAS, it is important that the City not be delayed in issuing its Comprehensive Annual Financial Report for the year ended December 31, 2017; and

WHEREAS, maximum efficiencies can be achieved by including the Office of the Franklin County Municipal Court Clerk; and

WHEREAS, the Auditor of the State of Ohio oversees a competitive process for selecting independent public accounting firms to perform audits; and

WHEREAS, the Auditor of State of Ohio has recommended the City pursue a one-year extension of the 2012-2016 audit contract; and

WHEREAS, an emergency exists in the usual daily operations of the City Auditor in that it is immediately necessary to authorize the Auditor to enter into a contract modification in order to provide uninterrupted Audit service, 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 enter into a contract modification, along with the Auditor of the State of Ohio, with Plante & Moran, PLLC, to extend the contract in order to conduct an audit of the City's 2017 accounting records and financial statements and to render an opinion thereon.

SECTION 2. That this agreement includes the audit of the Office of the Franklin County Municipal Court Clerk.

SECTION 3. That the sum of (\$401,070) or so much thereof is hereby authorized to be expended from the General Fund 1000, Department 22-01, per the accounting codes in the attachment to this ordinance.

See Attached File: Ord 1914-2017 Legislation Template.xls

SECTION 4. The City Auditor is hereby authorized to prorate the costs of this audit to the various funds of the City.

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 or vetoes the same.

Legislation Number: 1915-2017

Drafting Date: 7/7/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND

This ordinance authorizes the Franklin County Municipal Court Administrative and Presiding Judge to enter into contract with BIS Digital, Inc. and authorizes the expenditure of up to \$49,436.65 from the Municipal Court special revenue Computer Fund for the maintenance of courtroom audio/video recording systems. In 2013, the Court purchased 14 audio/video recording systems and seven more in 2015 from BIS Digital, Inc.

Business Information Systems, Inc. DBA BIS Digital federal tax id number is **592210686**.

FISCAL IMPACT: The funds are available in the 2017 Special Revenue Computer Fund.

EMERGENCY: Emergency legislation is requested so that we are not without maintenance.

To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with BIS Digital, Inc.; to authorize the expenditure of up to \$49,436.65 with BIS Digital, Inc. for the maintenance of courtroom audio/video recording systems from the special revenue computer fund; and to declare an emergency. (\$49,436.65)

WHEREAS, it is necessary to authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to enter into contract with BIS Digital, Inc. for the maintenance of courtroom audio/video recording systems; and

WHEREAS, \$49,436.65 is needed to provide for the maintenance; and

WHEREAS, this ordinance is requested as an emergency to permit the timely procurement of needed maintenance; and

WHEREAS, an emergency exists in the usual daily operation of the Franklin County Municipal Court in that it is immediately necessary to authorize the Administrative and Presiding Judge to enter into contract and authorize the expenditure for the maintenance with BIS Digital, Inc. 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 Administrative and Presiding Judge of the Franklin County Municipal Court be and is hereby authorized to enter into contract with BIS Digital, Inc. for maintenance of courtroom audio/video recording systems.

SECTION 2. That to pay the cost of the aforesaid contract, the expenditure of \$49,436.65 or as much thereof as may be necessary, is hereby authorized from the Franklin County Municipal Court, see attachment.

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 accountig codes as necessary.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its

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

Legislation Number: 1918-2017

Drafting Date: 7/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

The City, in cooperation and partnership with OhioHealth Corporation, an Ohio nonprofit corporation, is engaged in the design and construction of public improvements in the vicinity of North Broadway and Olentangy River Road, including but not limited to: CIP 441759-100000, (3386-E); CIP 441752-100000 (3401-E); CIP 441753-100000 (3402-E); CIP 441757-100000 (3403-E); CIP 441760-100000 (3404-E); CIP 441756-100000 (3391-E); CIP 441758-100000 (3406-E); CIP 441755-100000 (3405-E) (collectively, “Project”), as contemplated in an Economic Development Agreement dated March 20, 2017 and authorized by Ordinance Number 2237-2016. The Project involves a major redevelopment of existing public right-of-way as portions of State Route 315 right-of-way will be reconfigured including the removal of an existing northbound interchange ramp and the addition of a southbound new ramp. Pavement, sidewalks, shared use paths and utilities will be constructed on Olentangy River Road, West North Broadway, Thomas Lane, and two local roadways that connect Olentangy River Road to West North Broadway through the development area. The Project will require the City acquire and transfer various types of fee simple title and lesser real estate and enter into a number of agreements and instruments in order to complete the Project. Accordingly, authorizing the directors of the Department of Public Service (“DPS”), Department of Public Utilities (“DPU”) and Department of Recreation and Parks (R&P) to execute any documents, including but not limited to deeds, easements, license agreements, lease agreements, agreements, and any other type of instrument, necessary to transfer and acquire or release any fee simple title or lesser real estate and to enter into any agreements associated with the Project will allow for the timely and efficient completion of the Project.

CONTRACT COMPLIANCE:

Not applicable.

FISCAL IMPACT:

Not applicable.

EMERGENCY JUSTIFICATION:

Emergency action is requested in order to timely and efficiently complete the Project without unnecessary delay, which will preserve the public peace, health, property, safety, and welfare.

To authorize the Directors of the Department of Public Service, Department of Public Utilities, and Department of Recreation and Parks to execute and acknowledge any documents, as approved by the City Attorney, necessary to transfer and acquire any real estate and to enter into any agreements associated with

completing the OhioHealth Redevelopment Project; to waive the Land Review Commission requirements; and to declare an emergency. (\$0.00)

WHEREAS, the City, in cooperation and partnership with OhioHealth Corporation, an Ohio nonprofit corporation, is engaged in the design and construction of public improvements in the vicinity of North Broadway and Olentangy River Road, including but not limited to: CIP 441759-100000 (3386-E); CIP 441752-100000 (3401-E); CIP 441753-100000 (3402-E); CIP 441757-100000 (3403-E); CIP 441760-100000 (3404-E); CIP 441756-100000 (3391-E); CIP 441758-100000 (3406-E) ; CIP 441755-100000 (3405-E) (collectively, “Project”), as contemplated in an Economic Development Agreement, dated March 20, 2017, and authorized pursuant to Ordinance Number 2237-2016; and

WHEREAS, the Project involves a major redevelopment of existing public right-of-way as portions of State Route 315 right-of-way will be reconfigured including the removal of an existing northbound interchange ramp and the addition of a southbound new ramp. Pavement, sidewalks, shared use paths and utilities will be constructed on Olentangy River Road, West North Broadway, Thomas Lane, and two local roadways that connect Olentangy River Road to West North Broadway through the development area; and

WHEREAS, the Project will require the City acquire and transfer various types of fee simple title and lesser real estate and enter into a number of agreements and instruments in order to complete the Project; and

WHEREAS, the City intends for the directors of DPS, DPU and R&P to execute and acknowledge any documents, including but not limited to deeds, easements, license agreements, lease agreements, agreements, and any other type of instrument, necessary to transfer and acquire or release any fee simple title or lesser real estate and to enter into any agreements associated with the Project; and

WHEREAS, the City intends for the City Attorney to preapprove all documents executed by City personnel pursuant to authority granted by this ordinance; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Service in that it is immediately necessary to authorize the directors to execute any documents necessary for the timely and efficient completion of the Project without delay, 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:

SECTION 1. That the directors of the Department of Public Service (“DPS”), Department of Public Utilities (“DPU”) and Department of Recreation and Parks (“R&P”) are authorized to execute and acknowledge any documents necessary to transfer and acquire or release any fee simple title or lesser real estate necessary to complete public infrastructure improvements in the vicinity of North Broadway and Olentangy River Road (*i.e.* Project).

SECTION 2. That the directors of DPS, DPU, and R&P are authorized to execute and acknowledge any documents necessary to enter into any agreements necessary to complete the Project.

SECTION 3. That it is in the City’s best interest to allow any rights-of-way transferred pursuant to this ordinance to be transferred without requiring a recommendation from the Land Review Commission and hereby waives the Land Review Commission provisions of Columbus City Codes, Sections 328.01 and 329.32, regarding the transfer of any right-of-way.

Section 4. That the City formally accepts any real estate acquired by the City that was necessary to complete the Project.

SECTION 5. That the Directors of DPD, DPU and R&P are authorized to execute and acknowledge any documents necessary to enter into any maintenance agreements to complete the Project.

SECTION 6. That the City Attorney is required to preapprove all documents executed by the City pursuant to this ordinance.

SECTION 7. That this ordinance, for the reasons stated in the preamble of this ordinance, which are made a part of this ordinance and fully incorporated as if rewritten, is declared an emergency measure and shall take effect and be in force from and after this ordinance's passage and approval by the Mayor, or ten (10) days after this ordinance's passage if the Mayor neither approves nor vetoes this ordinance.

Legislation Number: 1920-2017

Drafting Date: 7/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Eleven parcels currently held in the Land Bank have been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of eleven parcels located at 0000 Taylor Ave. (010-082111), 0000 Bassett Ave. (010-057054), 787 Bassett Ave. (010-041862), 791 Bassett Ave. (010-081678), 800 Bassett Ave. (010-032686), 822 Bassett Ave. (010-003933), 839 Bassett Ave. (010-050000), 841 Bassett Ave. (010-056560), 843 Bassett Ave. (010-018662), 847 Bassett Ave. (010-013686), and 831 Parkwood Ave. (010-033641) to NISRE Holdings LLC, who will construct new single family homes and place them for sale. The parcels will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

FISCAL IMPACT: The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency action is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of eleven parcels of real property (0000 Taylor Ave., 0000 Bassett Ave., 787 Bassett Ave., 791 Bassett Ave., 800 Bassett Ave., 822 Bassett Ave., 839 Bassett Ave., 841 Bassett Ave., 843 Bassett Ave., 847 Bassett Ave., and 831 Parkwood Ave.) held in the Land Bank pursuant to the Land Reutilization Program and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Sections 5722.03 or 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding

Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

SECTION 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to NISRE Holdings LLC:

PARCEL NUMBER: 010-082111
ADDRESS: 0000 Taylor Ave., Columbus, Ohio 43219
PRICE: \$1,150.00, plus a \$150.00 processing fee
USE: Single-family Unit

PARCEL NUMBER: 010-057054
ADDRESS: 0000 Bassett Ave., Columbus, Ohio 43219
PRICE: \$830.00
USE: Single-family Unit

PARCEL NUMBER: 010-041862
ADDRESS: 787 Bassett Ave., Columbus, Ohio 432019
PRICE: \$861.00
USE: Single-family Unit

PARCEL NUMBER: 010-081678
ADDRESS: 791 Bassett Ave., Columbus, Ohio 43219
PRICE: \$783.00
USE: Single-family Unit

PARCEL NUMBER: 010-032686
ADDRESS: 800 Bassett Ave., Columbus, Ohio 43219
PRICE: \$1,742.00
USE: Single-family Unit

PARCEL NUMBER: 010-003933
ADDRESS: 822 Bassett Ave., Columbus, Ohio 43219

PRICE: \$1,861.00
USE: Single-family Unit

PARCEL NUMBER: 010-050000
ADDRESS: 839 Bassett Ave., Columbus, Ohio 43219
PRICE: \$830.00
USE: Single-family Unit

PARCEL NUMBER: 010-056560
ADDRESS: 841 Bassett Ave., Columbus, Ohio 43219
PRICE: \$830.00
USE: Single-family Unit

PARCEL NUMBER: 010-018662
ADDRESS: 843 Bassett Ave, Columbus, Ohio 43219
PRICE: \$830.00
USE: Single-family Unit

PARCEL NUMBER: 010-0013686
ADDRESS: 847 Bassett Ave, Columbus, Ohio 43219
PRICE: \$819.00
USE: Single-family Unit

PARCEL NUMBER: 010-033641
ADDRESS: 831 Parkwood Ave., Columbus, Ohio 43219
PRICE: \$1,302.00
USE: Single-family Unit

SECTION 2. For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with land bank program rules and the submitted application and to release such restriction or mortgage upon compliance.

SECTION 3. That for good cause shown, the provisions of City Code Chapter 329 relating to the sale of city-owned realty are hereby waived.

SECTION 4. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

Legislation Number: 1921-2017

Drafting Date: 7/7/2017

Current Status: Passed

BACKGROUND: One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 000 Montclair Rd. (010-143160) to Alvanita Singleton, who will construct a new single-family structure and maintain it for homeownership. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

FISCAL IMPACT: The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency Legislation is requested to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (000 Montclair Rd.) held in the Land Bank pursuant to the Land Reutilization Program and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, this property was forfeited to the State of Ohio after a tax foreclosure; and

WHEREAS, by Ordinance 0277-2013, Council authorized an agreement with the Central Ohio Community Improvement Corporation to allow the transfer of properties forfeited to the State of Ohio into the Land Reutilization Program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to the agreement with the Central Ohio Community Improvement Corporation meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

SECTION 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Alvanita Singleton:

PARCEL NUMBER: 010-143160
ADDRESS: 000 Montclair Rd., Columbus, Ohio 43219
PRICE: \$24,000.00, plus a \$150.00 processing fee
USE: Single family unit

SECTION 2. For the property stated in Section 1, that the Director of Development is hereby authorized to execute any agreement, deed restriction, or mortgage to ensure compliance with land bank program rules and the submitted application and to release such restriction or mortgage upon compliance.

SECTION 3. That for good cause shown, the provisions of City Code Chapter 329 relating to the sale of city-owned realty are hereby waived.

SECTION 4. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

Legislation Number: 1925-2017

Drafting Date: 7/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Furniture Bank of Central Ohio (FBCO) for the provision of services for a twelve-month period. The total amount of this grant agreement is \$10,000.00.

The legislation targets a social service program that falls into one or more of the City's three priority areas including emergency and basic needs, employment and self-sufficiency, and social success for our residents and neighborhoods.

The mission of the Furniture Bank of Central Ohio (FBCO) is to stabilize living situations for Central Ohio families and individuals struggling with poverty and other severe life challenges. The Furniture Bank collects and builds furniture and works with over seventy-five social service agencies and other nonprofits to distribute furniture to families in need. Through a new tiered service system that FBCO has implemented, agencies can choose the amount of furniture their families need ranging from five to twenty pieces.

Homelessness is the most frequently cited reason that families visit the Furniture Bank and represents nearly one fourth of all families served. Since 2010, FBCO has served more than 6,600 families who were previously homeless- including nearly 8,000 children. This \$10,000 grant for the Furniture for Families Program will provide approximately 40 families (est. 120 individuals) with an average of 16 pieces of furniture the same day they select it at FBCO's one-stop shop warehouse.

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

FISCAL IMPACT: Funding for these expenditures is allocated from the Neighborhood Initiatives Fund

(\$10,000.00).

To approve the grant application of the Furniture Bank of Central Ohio seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$10,000.00 from the Neighborhood Initiatives Fund; to authorize the Director of Development to execute a grant agreement with Furniture Bank of Central Ohio to address and provide furniture for families previously experiencing homelessness; and to declare an emergency. (\$10,000.00)

WHEREAS, Furniture Bank of Central Ohio has submitted a grant application seeking financial assistance; and

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

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Furniture Bank of Central Ohio for the continued provision of social services; and

WHEREAS, Furniture Bank of Central Ohio will be funded with Neighborhood Initiatives funds; and

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

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

SECTION 1. That the City Auditor be and is hereby authorized and directed to appropriate \$10,000 in the General Fund, Neighborhood Initiatives Sub fund, Fund 1000, Sub fund 100018, to the Department of Development in Object Class 03 - Contractual Services, per the accounting codes in the attachment to this ordinance.

SECTION 2. That the Director of the Department of Development is hereby authorized to execute a grant agreement with the Furniture Bank of Central Ohio for the purpose of providing furniture for families experiencing homelessness.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$10,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund in Object Class 03, per the accounting codes in the attachment to this ordinance.

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.

Legislation Number: 1926-2017

Drafting Date: 7/7/2017

Current Status: Passed

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with The Salvation Army for the provision of services for a twelve-month period. The total amount of this grant agreement is \$15,000.00.

The legislation targets a social service program that falls into one or more of the City's three priority areas including emergency and basic needs, employment and self-sufficiency, and social success for our residents and neighborhoods.

The Salvation Army is requesting funds to support its Emergency Disaster Service-Response Program. This program assists low-income individuals/families living in Columbus who are unable to meet their immediate needs due to an individual emergency/disaster. Clients are assisted with emergency food and material assistance to resolve their immediate crisis and are linked to community support services to address ongoing needs and to help them return to their pre-disaster status.

As a member of the Emergency Disaster Services recovery network, the program serves clients facing recovery from personal emergencies and provides mass feeding services to clients of a large scale community disaster. Key partners include American Red Cross, Furniture Bank of Central Ohio (FBCO), Dollar Energy Fund, and Columbia Gas.

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

FISCAL IMPACT: Funding for these expenditures is allocated from the Neighborhood Initiatives Fund (\$15,000.00).

To approve the grant application of The Salvation Army seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$15,000.00 from the Neighborhood Initiatives Fund; to authorize the Director of Development to execute a grant agreement with The Salvation Army to support its Emergency Disaster Service-Response Program; and to declare an emergency. (\$15,000.00)

WHEREAS, The Salvation Army has submitted a grant application seeking financial assistance; and

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

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with The Salvation Army for the continued provision of social services; and

WHEREAS, The Salvation Army will be funded with Neighborhood Initiatives funds; and

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

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

SECTION 1. That the City Auditor be and is hereby authorized and directed to appropriate \$15,000 in the General Fund, Neighborhood Initiatives Sub fund, Fund 1000, Sub fund 100018, to the Department of Development in Object Class 03 - Contractual Services, per the accounting codes in the attachment to this

ordinance.

SECTION 2. That the Director of the Department of Development is hereby authorized to execute a grant agreement with The Salvation Army for the purpose of supporting its Emergency Disaster Service-Response Program.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$15,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund in Object Class 03, per the accounting codes in the attachment to this ordinance.

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.

Legislation Number: 1935-2017

Drafting Date: 7/7/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The Ohio Department of Transportation (ODOT) annually accepts applications to fund projects using Highway Safety Program funds. The Safety Program Committee has reviewed the applications submitted previously and has made decisions on funding projects. These grants require a minimum local match of 10%. The City is working with the following local partners to provide the required local match: Franklin County (\$1,700,000.00), Easton (\$2,300,000.00), and L Brands (\$51,841.00).

This legislation will authorize the Director of Public Service to execute project agreements for approved projects, accept and expend grant funds, and issue refunds if necessary after final accounting is performed. Matching funds will be in the form of design contracts, right of way acquisition, and/ or construction contracts that will be submitted for Council's approval.

2. AWARDED PROJECTS

The Department of Public Service has received notification of grant awards for the following projects:

FRA-CR17 (Morse Road)-4.96 (201705D06-01) - Widen Morse Road to provide 3 lanes eastbound from I-270 to Stygler Road, and three lanes westbound from I-270 to the Water Plant Driveway located approximately 1,300 feet west of Stygler Road. Improve side street approaches to increase capacity at both I-270 ramp intersections. Modify existing signal operation at the intersection Morse Road and Appian Way. Install a new traffic signal at the intersection of Morse Road and Limited Parkway, which is immediately east of the Morse Road and Appian Way intersection. Add dual left turn lane movements to provide needed capacity on WB Morse Road at the Southbound I-270 Ramps intersection and provide "protected-only" left turn signal phasing. Install a raised median at the driveways just west of Appian Way. Upgrade the overhead guide signs west of the interchange to clarify lane usage for accessing the I-270 entrance ramps. Funding for this project has been approved - and capped - at \$2,308,159.00 in construction funds for SFY 2020.

3. FISCAL IMPACT

No financial participation is required at this time. City funds will be approved in the form of design contracts, right of way acquisition, and/or construction contracts that will be submitted for Council's approval.

4. EMERGENCY DESIGNATION

Emergency action is requested to provide necessary funding for necessary design and construction services and prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To authorize the Director of Public Service, on behalf of the City of Columbus, to execute Highway Safety Program grant agreements with the Ohio Department of Transportation, accept and expend grant funds, and issue refunds if necessary after final accounting for approved projects; and to declare an emergency. (\$0.00)

WHEREAS, the Ohio Department of Transportation has awarded the City Highway Safety Program funds grants for the following projects:

FRA-CR17 (Morse Road)-4.96 (201705D06-01) - Widen Morse Road to provide 3 lanes eastbound from I-270 to Stygler Road, and three lanes westbound from I-270 to the Water Plant Driveway located approximately 1,300 feet west of Stygler Road. Improve side street approaches to increase capacity at both I-270 ramp intersections. Modify existing signal operation at the intersection Morse Road and Appian Way. Install a new traffic signal at the intersection of Morse Road and Limited Parkway, which is immediately east of the Morse Road and Appian Way intersection. Add dual left turn lane movements to provide needed capacity on WB Morse Road at the Southbound I-270 Ramps intersection and provide "protected-only" left turn signal phasing. Install a raised median at the driveways just west of Appian Way. Upgrade the overhead guide signs west of the interchange to clarify lane usage for accessing the I-270 entrance ramps. Funding for this project has been approved - and capped - at \$2,308,159.00 in construction funds for SFY 2020.

WHEREAS, it is necessary to authorize the Director of Public Service to execute grant agreements, accept and expend grant funds and issue refunds if necessary after final accounting for approved projects; 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 execute grant agreements so that funding can be made available for necessary design and construction 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 Director of Public Service be and is hereby authorized to execute grant agreements with the Ohio Department of Transportation, on behalf of the City of Columbus, Department of Public Service, for the Highway Safety Program and to accept and expend the funds for the projects.

SECTION 2. That the Director of Public Service be and is hereby authorized to issue refunds to ODOT if necessary after final accounting is performed.

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.

Drafting Date: 7/10/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Per Scholas for the provision of workforce development services for a twelve-month period. The total amount of this grant agreement is \$15,000.00.

The legislation targets a workforce development program that falls into one or more of the City's three priority areas including emergency and basic needs, employment and self-sufficiency, and social success for our residents and neighborhoods.

Per Scholas will receive funding for providing tuition-free IT Job Ready Training to the unemployed and underemployed residents of Columbus.

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

FISCAL IMPACT: Funding for these expenditures is allocated from the Jobs Growth Fund (\$15,000.00). To approve the grant application of Per Scholas seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$15,000.00 from the Jobs Growth Fund; to authorize the Director of Development to execute a grant agreement with Per Scholas for the provision of workforce development services; and to declare an emergency. (\$15,000.00)

WHEREAS, Per Scholas has submitted a grant application seeking financial assistance; and

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

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Per Scholas for the continued provision of social services; and

WHEREAS, Per Scholas will be funded with Jobs Growth funds; and

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

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

SECTION 1. That the City Auditor be and is hereby authorized and directed to appropriate \$15,000 in the General Fund, Jobs Growth Subfund, Fund 1000, Subfund 100015, to the Department of Development in Object Class 03 - Contractual Services, per the accounting codes in the attachment to this ordinance.

SECTION 2. That the Director of the Department of Development is hereby authorized to execute a grant agreement with the Per Scholas for the purpose of providing workforce development services.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$15,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund in Object Class 03, per the accounting codes in the attachment to this ordinance.

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.

Legislation Number: 1940-2017

Drafting Date: 7/10/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Ohio Minority Supplier Development Council (OMSDC) for the provision of business development services for a twelve-month period. The total amount of this grant agreement is \$25,000.00.

Ohio Minority Supplier Development Council (OMSDC) will receive funding for the Minority Business Enterprise Success Institute. This new institute builds upon the key learnings of the MBE Academy and will provide training and development through a newly developed OSU Fisher College of Business curriculum that highlights operational excellence and success for businesses in Columbus.

Ohio Minority Supplier Development Council (OMSDC) has proposed to match the City's funding in a 1:1 match. The City will execute an agreement with OMSDC when OMSDC demonstrates that the match commitment has been obtained.

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

FISCAL IMPACT: Funding for these expenditures is allocated from the Jobs Growth Fund (\$25,000.00).

To approve the grant application of Ohio Minority Supplier Development Council (OMSDC) seeking financial assistance to address emergency human service needs pursuant to Columbus City Code; to authorize the appropriation and expenditure of \$25,000.00 from the Jobs Growth Fund; to authorize the Director of Development to execute a grant agreement with Ohio Minority Supplier Development Council (OMSDC) for the provision of business development services; and to declare an emergency. (\$25,000.00)

WHEREAS, Ohio Minority Supplier Development Council (OMSDC) has submitted a grant application seeking financial assistance; and

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

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Ohio Minority Supplier Development Council for the continued provision of social services; and

WHEREAS, Ohio Minority Supplier Development Council will be funded with Jobs Growth funds; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the Director to enter into a grant agreement with Ohio Minority Supplier Development Council (OMSDC) to avoid causing interruptions in the delivery of vital program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE,**

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

SECTION 1. That the City Auditor be and is hereby authorized and directed to appropriate \$25,000 in the General Fund, Jobs Growth Subfund, Fund 1000, Subfund 100015, to the Department of Development in Object Class 03 - Contractual Services, per the accounting codes in the attachment to this ordinance.

SECTION 2. That the Director of the Department of Development is hereby authorized to enter into a grant agreement with the Ohio Minority Supplier Development Council (OMSDC), contingent upon the demonstrated commitment of matching funds, for the purpose of providing business development services.

SECTION 3. That for the purpose as stated in Section 2, the expenditure of \$25,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund in Object Class 03, per the accounting codes in the attachment to this ordinance.

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.

Legislation Number: 1941-2017

Drafting Date: 7/10/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

The City Treasurer and other city agencies require armored car services to pick up and deliver deposits on a daily basis. While ordinance 0890-2017 passed on April 17, 2017 authorizing the City Treasurer's Office to modify its contract for armored car services, under the existent contract, services are unable to be continued by the vendor. As a result, the City Treasurer's Office sought quotes from three armored car carriers; two carriers responded. As a result of the informal bid process, a waiver of competitive bidding is required.

The Treasurer's Office wishes to enter into contract with Dunbar Armored, Inc. for the period August 1, 2017 through March 31, 2018 to provide armored car services to the city. During this time, the City Treasurer's Office intends to develop an RFP in consultation with the Department of Finance and Management, Purchasing Office that will be used as the basis of a universal term contract for all city agencies.

This ordinance is being submitted as an emergency because, without emergency action, safe and secure deliveries of the city's deposits will be interrupted.

Contract Compliance: Dunbar Armored, Inc. 520675776 expiration 6/26/19

FISCAL IMPACT: Funding for these services is budgeted and available in various agencies' 2017 appropriations throughout the city.

To authorize and direct the City Treasurer to enter into contract for armored car services with Dunbar

Armored, Inc.; to authorize the expenditure of \$67,800.00 from various funds within the city; to waive the competitive bidding provisions of City Code; and to declare an emergency. (\$67,800.00)

WHEREAS, the City Treasurer solicited informal quotes on June 13, 2017 from three companies for which two quotes were received; and

WHEREAS, as a result of the use of an informal bid process, a bid waiver is required; and

WHEREAS, the City Treasurer's Office wishes to enter into contract with Dunbar Armored Inc. for the period August 1, 2017 through March 31, 2018; and

WHEREAS, as armored car services are necessary to ensure the safe and secure delivery of city deposits, this legislation is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operations of the City in that it is immediately necessary to authorize the City Treasurer to enter into contract and authorize the expenditures with Dunbar Armored, Inc. to ensure the safe and secure delivery of city deposits, for the public health, safety and welfare; now, therefore,

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

SECTION 1. That the City Treasurer be and is hereby authorized and directed to enter into contract for provision of armored car services with Dunbar Armored, Inc. for the period August 1, 2017 through March 31, 2018.

SECTION 2. That the expenditure of \$67,800.00, or so much thereof as may be necessary, is hereby authorized in object class 03 contractual services per the accounting codes in the attachment to this ordinance.

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 Council finds that the best interest of the City is served by waiving, and does hereby waive, the competitive bidding provisions of Chapter 329 of the City Code.

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

Legislation Number: 1942-2017

Drafting Date: 7/10/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation is needed in order for the City to pay the Ohio Water Development Authority (OWDA) Loan Fee for a Division of Sewerage and Drainage capital project receiving funding through the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund (WPCLF) which is administered by OWDA. The Loan Fee has been invoiced for the following project which was awarded WPCLF loan financing at the June 29, 2017 Ohio Water Development Authority Board meeting:

Southerly Wastewater Treatment Plant CEPT Clarification Project (CIP# 650367-100003); Loan amount: \$26,769,639.00; Loan Fee: \$93,694.00.

This Treatment Engineering Section project (identified in Section 1) has been approved for financing through the Ohio Water Pollution Control Loan Fund (WPCLF) and authorized via Ordinance 2229-2016 which passed September 26, 2016.

The Water Pollution Control Loan Fund (WPCLF) loan program is jointly administered by the Ohio EPA Division of Environmental and Financial Assistance and the Ohio Water Development Authority (OWDA). The WPCLF provides below-market interest rate loans for municipal wastewater treatment improvements. The interest rate for this loan is 1.1%.

FISCAL IMPACT: \$93,694.00 is needed for Loan Fee expenditures, and is available in the Sewerage System Operating Fund.

CONTRACT COMPLIANCE: Ohio Water Development Authority (31-6402047-207) is not contract compliant as it is a governmental agency (State of Ohio).

EMERGENCY DESIGNATION: The City is required to pay the OWDA loan fee upon the execution of the loan agreement. The loan agreement was approved by the OWDA on June 29, 2017. The executed loan agreement along with the loan fee invoice has been generated for payment by the City. Loan Fund Payment Requests for the construction work for this project cannot be processed until the loan fee is paid.

To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund Loan Fee to the Ohio Water Development Authority for the Southerly Wastewater Treatment Plant CEPT Clarification Project loan; to authorize the expenditure of \$93,694.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$93,694.00)

WHEREAS, on June 29, 2017 a Division of Sewerage and Drainage project was approved for below market-rate interest financing through an Ohio Water Pollution Control Loan Fund loan through which financial assistance will help to reduce the total project costs to the City's sewerage customers; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to pay the requisite Loan Fee to the Ohio Water Development Authority payable upon the delivery of the executed loan agreements which were received on July 10, 2017; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to pay the Loan Fee on the earliest practicable date in order to process fund payment requests for project costs, and for the immediate preservation of the public health, peace, property and safety; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Public Utilities is hereby authorized to pay the Water Pollution Control Loan Fund Loan Fee to the Ohio Water Development Authority 480 S. High Street Columbus, OH 43215, for

the Division of Sewerage and Drainage project entitled Southerly Wastewater Treatment Plant CEPT Clarification Project, CIP No. 650367-100003, WPCLF No. CS390274-0255, OWDA No. 7718.

SECTION 2. That the expenditure of \$93,694.00 or as much thereof as may be needed, is hereby authorized from in Fund 6100 Sewerage System Operating Fund in object class 07 Interest On City Debt per the accounting codes in the attachment to this ordinance.

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

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

Legislation Number: 1943-2017

Drafting Date: 7/10/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation is needed in order for the City to pay the Ohio Water Development Authority (OWDA) Loan Fee for a Division of Sewerage and Drainage capital project receiving funding through the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund (WPCLF) which is administered by OWDA. The Loan Fee has been invoiced for the following project which was awarded WPCLF loan financing at the June 29, 2017 Ohio Water Development Authority Board meeting:

Alum Creek Trunk (North) and Alum Creek Subtrunk Sewer Project (CIP# 650725-100002); Loan amount: \$4,477,185.90; Loan Fee: \$15,670.00.

This Treatment Engineering Section project (identified in Section 1) has been approved for financing through the Ohio Water Pollution Control Loan Fund (WPCLF) and authorized via Ordinance 2229-2016 which passed September 26, 2016.

The Water Pollution Control Loan Fund (WPCLF) loan program is jointly administered by the Ohio EPA Division of Environmental and Financial Assistance and the Ohio Water Development Authority (OWDA). The WPCLF provides below-market interest rate loans for municipal wastewater treatment improvements. The interest rate for this loan is 2.13%.

FISCAL IMPACT: \$15,670.00 is needed for Loan Fee expenditures, and is available in the Sewerage System Operating Fund.

CONTRACT COMPLIANCE: Ohio Water Development Authority (31-6402047-207) is not contract compliant as it is a governmental agency (State of Ohio).

EMERGENCY DESIGNATION: The City is required to pay the OWDA loan fee upon the execution of the

loan agreement. The loan agreement was approved by the OWDA on June 29, 2017. The executed loan agreement along with the loan fee invoice has been generated for payment by the City. Loan Fund Payment Requests for the construction work for this project cannot be processed until the loan fee is paid.

To authorize the Director of Public Utilities to pay the Water Pollution Control Loan Fund Loan Fee to the Ohio Water Development Authority for the Alum Creek Trunk (North) and Alum Creek Subtrunk Sewer Project loan; to authorize the expenditure of \$15,670.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$15,670.00)

WHEREAS, on June 29, 2017 a Division of Sewerage and Drainage project was approved for below market-rate interest financing through an Ohio Water Pollution Control Loan Fund loan through which financial assistance will help to reduce the total project costs to the City's sewerage customers; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to pay the requisite Loan Fee to the Ohio Water Development Authority payable upon the delivery of the executed loan agreements which were received on July 10, 2017; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to pay the Loan Fee on the earliest practicable date in order to process fund payment requests for project costs, and for the immediate preservation of the public health, peace, property and safety; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Public Utilities is hereby authorized to pay the Water Pollution Control Loan Fund Loan Fee to the Ohio Water Development Authority 480 S. High Street Columbus, OH 43215, for the Division of Sewerage and Drainage project entitled Alum Creek Trunk (North) and Alum Creek Subtrunk Sewer Project, CIP No. 650725-100002, WPCLF No. CS390274-0248, OWDA No. 7717.

SECTION 2. That the expenditure of \$15,670.00 or as much thereof as may be needed, is hereby authorized from in Fund 6100 Sewerage System Operating Fund in object class 07 Interest On City Debt per the accounting codes in the attachment to this ordinance.

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

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

Legislation Number: 1945-2017

Drafting Date: 7/10/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND In 1999 the Capital South Community Urban Redevelopment Corporation, the Greater Columbus Chamber of Commerce, and the Columbus Department of Trade and Development initiated an effort to work with downtown property owners to create a Special Improvement District (SID) in the core area of downtown. Property owners were surveyed and overwhelmingly were in support of creating a SID. In 2000 the Capital Crossroads Special Improvement District of Columbus (the Capital Crossroads SID) was created for a five year term. Due to the success of the Capital Crossroads SID, it was reauthorized in 2006, 2011, and 2016.

The property owners within the Capital Crossroads SID at this time wish to authorize an overlapping “Transit Services Plan” as a plan for improvements and services applicable only to non-residential and non-parking properties within the Capital Crossroads SID. A one petition process has been initiated in which the owners of at least 60% of the front footage within the portion of the Capital Crossroads SID covered by the Transit Services Plan signed that they are interested in having the Transit Services Plan adopted and they approve of the improvements and services to be provided by the Capital Crossroads SID under the Transit Services Plan.

This Council authorized the City to execute the Petition and Transit Services Plan and to include the real property owned by the City within the Capital Crossroads SID in the Transit Services Plan by Ordinance No. 0767-2017, passed March 27, 2017. The City approved the Transit Services Plan by Resolution No. 0072X-2017, passed April 3, 2017. By resolution, the City has declared the necessity of levying special assessments to pay for a portion of the costs of the Transit Services Plan.

This legislation is an ordinance to proceed with the Transit Services Plan of the Capital Crossroads SID and levying special assessments on the parcels of real property within the Capital Crossroads SID specially benefited by the Transit Services Plan. It also approves the report of the Assessment Equalization Board, established pursuant to Ordinance No. 1605-2017, which recommended approval of the resolution reached by the SID and the objecting property owner.

Emergency action is requested on this legislation to allow the special assessment process to proceed in a timely manner.

FISCAL IMPACT: No funding is required for this legislation.

To determine to proceed with the Transit Services Plan of the Capital Crossroads Special Improvement District of Columbus, Inc. and to levy special assessments on parcels of real property benefitted by the services to be provided under the Transit Services Plan; to approve the report of the Assessment Equalization Board; and to declare an emergency.

WHEREAS, Chapter 1710 of the Ohio Revised Code provides for the creation of Special Improvement Districts (SIDs) and the adoption of plans for public improvements and public services within all or any portion of the area of a SID; and

WHEREAS, the City has created the Capital Crossroads Special Improvement District of Columbus and the Capital Crossroads Special Improvement District of Columbus, Inc. (collectively, the Capital Crossroads SID); and

WHEREAS, pursuant to Chapter 1710 of the Ohio Revised Code, the Capital Crossroads SID has submitted to the City a Petition to Adopt the Transit Services Plan (the Petition) and a Transit Services Plan; and

WHEREAS, the Transit Services Plan is a plan for public improvements and public services under Chapter 1710 of the Ohio Revised Code, including the provision of access to Central Ohio Transit Authority (COTA) transit services to employees working in buildings within the Capital Crossroads SID that are covered by the Transit Services Plan; and

WHEREAS, the Petition requested that the City approve the Transit Services Plan as a plan for public improvements and public services for the portion of the Capital Crossroads SID covered by the Transit Services Plan; and

WHEREAS, the Petition and the Transit Services Plan were accepted and approved by this Council by Resolution No. 0072X-2017, passed April 3, 2017; and

WHEREAS, the Transit Services Plan calls for the provision of the services described in the Transit Services Plan to certain benefited property within the Capital Crossroads SID to be funded by special assessments on the benefitted property; and

WHEREAS, this Council has adopted Resolution No. 0146X-2017, passed May 15, 2017 (the “Resolution of Necessity”) declaring the necessity of implementing the Transit Services Plan and the necessity of levying special assessments to pay a portion of the services set forth in the Transit Services Plan; and

WHEREAS, Council hereby approves the report of the Assessment Equalization Board appointed by Ordinance No. 1605-2017 passed June 19th, 2017 and held on July 5, 2017; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to proceed with the Transit Services Plan of the Capital Crossroads SID for the economic development and continued improvement of the downtown area and for the immediate preservation of the public health, property, safety and welfare; **NOW, THEREFORE**,

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

SECTION 1. That it is hereby determined that the City and the Capital Crossroads SID will proceed with the Transit Services Plan of the Capital Crossroads SID as set forth in the Transit Services Plan approved by Resolution No. 0072X-2017, passed April 3, 2017, and as provided for in the Resolution of Necessity.

SECTION 2. That the services described in the Transit Services Plan shall be made in accordance with the provisions of the Resolution of Necessity, the Transit Services Plan, and the estimate of cost of the Transit Services Plan previously approved and on file in the office of the Clerk of Council.

SECTION 3. That this Council does hereby find that no claims for damages resulting from said Transit Services Plan have been filed with the Clerk of Council.

SECTION 4. That the report of the Assessment Equalization Board appointed pursuant to Ordinance 1605-2017 is hereby approved.

SECTION 5. That the estimated assessment heretofore prepared and filed in the office of the Clerk of this Council are in accordance with the Resolution of Necessity and as equalized by the Assessment Equalization Board are hereby adopted and confirmed.

SECTION 6. That the portion of the cost provided in the above-mentioned Resolution of Necessity to be assessed are hereby levied and assessed in the manner and number of installments provided in the Resolution of Necessity and on the lots and lands described therein, which assessments are in proportion to the special benefits and are not in excess of any statutory limitations.

SECTION 7. The assessment against each lot or parcel of land shall be payable over three years in semi-annual installments. All assessments shall be collected as follows:

In two semi-annual collections by the County Treasurer. The City Auditor shall certify the herein-referenced unpaid special assessment to the County Auditor as provided by law.

SECTION 8. That pursuant to the provisions of Section 1710.11 of the Ohio Revised Code, Capital Crossroads SID, as soon as funds are available, may make and execute contract(s) for said Transit Services Plan in accordance with Capital Crossroads SID rules for competitive bidding, and such services shall be funded as provided in the aforesaid Resolution of Necessity.

SECTION 9. That the Clerk of Council shall cause a notice of passage of this ordinance to be published once in a newspaper of general circulation in the City of Columbus and to continue on file in the office of the Clerk of Council said assessments.

SECTION 10. That the Clerk of Council is hereby directed to deliver a certified copy of this ordinance to the Auditor of Franklin County, Ohio within fifteen (15) days after its passage.

SECTION 11. That the Clerk of Council is hereby directed to post a copy of this ordinance in the Office of the Clerk of Council.

SECTION 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in full force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1949-2017

Drafting Date: 7/10/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

This ordinance authorizes the Directors of the Departments of Technology and Public Utilities to modify an agreement with Hansen Banner, LLC. for professional services to upgrade the Columbus Utility Billing System (CUBS). In 1994, the Department of Public Utilities initiated a contract (CT-15918) for software and services related to the Water and Sewer Information Management System (WASIMS) with SCT Utility Systems. Section 12 of the original contract provided for modifications and changes in scope of service. SCT Utility Systems later changed their name to Indus Utility Systems, then to its current name, Hansen Banner.

The agreement was most recently modified by authority of ordinance 2783-2015, passed December 7, 2015, through purchase order PO005833. This modification will provide for additional professional services to upgrade the CUBS system to version 5.0 of the Hansen Banner software. This modification will cover the first phase of the CUBS upgrade project, expected to be completed no later than December 31, 2018. A subsequent modification is expected next year to cover the next phase of the project.

1. Amount of additional funds to be expended: \$740,000.00
 Original contract amount: \$1,186,330.00
 Amount of original contract and 29 modifications: \$11,673,350.74
This ordinance modification#:30: \$740,000.00
 Total aggregate contract: \$12,413,350.74
2. Reason additional goods/services could not be foreseen:
 The need for this modification was known, but the scope of work and associated cost was not known at the time of the last contract modification.
3. Reason other procurement processes are not used:
 It is not feasible to bid for an alternate service since Hansen developed the software for the CUBS system. The company has developed custom software for the City and is the only company who can support these customizations.
4. How cost of modification was determined:
 The City and Hansen negotiated the cost of services shown in the Hansen Statement of Work for these upgrade services.

This ordinance also requests approval to continue services provided by Hansen in accordance with sole source procurement provisions of Section 329 of the Columbus City Code as it has been determined that Hansen is the sole distributor of the software products associated with the CUBS system, and does not utilize distributors or resellers to provide maintenance and support, or professional services for its software products.

Finally, this ordinance will also authorize the transfer of appropriation between object class codes (from OBJ Class code-02 and OBJ Class code-06 to, OBJ Class code-03) within the Department of Technology, direct charge budget for the Department of Public Utilities to allow for sufficient appropriation to make the purchase for the CUBS upgrade project.

EMERGENCY:

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

FISCAL IMPACT:

In 2015 and 2016, \$323,005.00 and \$326,654.96, respectively was legislated for maintenance, support, and upgrades. The cost associated with this contract modification (2017) with Hansen Banner LLC., is \$740,000.00. The aggregate contract total including this request (and pending ordinance 2016-2017 for the 2017 support renewal) is \$12,747,780.08. The funds are identified and available within the Department of Technology, Information Services Operating Fund - DPU's direct charge budget. A transfer of appropriation between object class codes (from OBJ Class code-02 and OBJ Class code-06, to OBJ Class code-03) totaling \$235,000.00 is also requested to allow for sufficient appropriation to make the requested purchase.

CONTRACT COMPLIANCE:

Vendor Name: Hansen Banner LLC CC#:46-5651020 Expiration Date: 07/14/2018
 DAX Acct. ID: 008834

To authorize the transfer of appropriation between object class codes in the Information Services Operating

Fund; to authorize the Directors of the Department of Technology and the Department of Public Utilities to modify an annual software maintenance and support and professional services contract with Hansen Banner, LLC., in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$740,000.00 from the Information Services Operating Fund; and to declare an emergency. (\$740,000.00)

WHEREAS, it is necessary to authorize the Directors of the Departments of Technology and Public Utilities to modify an agreement with Hansen Banner, LLC., for professional services for the Columbus Utility Billing System (CUBS); and.

WHEREAS, it is necessary to modify this contract to increase funds by \$740,000.00 for additional professional services from Hansen Banner, LLC., to upgrade the CUBS system to version 5.0 of the Hansen Banner software in the Columbus Utility Billing system (CUBS) for DPU; and

WHEREAS, this ordinance authorizes the City Auditor to transfer appropriation totaling \$235,000.00 between object class codes (from OBJ class-02 and OBJ class-06, to OBJ class-03) within the Department of Technology, direct charge budget for the Department of Public Utilities to allow for sufficient appropriation to make the requested purchase; and

WHEREAS, Hansen Banner, LLC., is the sole distributor of the software products associated with the CUBS system, and does not utilize distributors or resellers to provide maintenance and support, or professional services for its software products; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Directors of the Department of Technology and the Department of Public Utilities to modify a contract for professional services with Hansen Banner, LLC. to support the Columbus Utility Billing System (CUBS), thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Directors of the Department of Technology and the Department of Public Utilities be, and are hereby, authorized to modify a contract with Hansen Banner, LLC. for additional professional services to upgrade the CUBS system to version 5.0 of the Hansen Banner software in the amount of \$740,000.00.

SECTION 2: That the City Auditor is hereby authorized to transfer appropriation totaling \$235,000.00 between object class codes within the Department of Technology, Information Services operating fund, per the account codes in the attachment to this ordinance. (see attachment 1949-2017 EXP)

TRANSFER FROM:

{DOT - Department of Public Utilities / \$105,000.00}

Dept.: 47 | Div.: 4701 | Obj Class: 02 | Main Account: 62030 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1308 | Amount: \$6,405.00 | {Electricity}

Dept.: 47 | Div.: 4701 | Obj Class: 02 | Main Account: 62030 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1309 | Amount: \$40,740.00 | {Water}

Dept.: 47 | Div.: 4701 | Obj Class: 02 | Main Account: 62030 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1310 | Amount: \$45,675.00 | {Sewers &

Drains}

Dept.: 47 | Div.: 4701 | Obj Class: 02 | Main Account: 62030 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1311 | Amount: \$12,180.00 | {Stormwater}

TRANSFER FROM:

{DOT - Department of Public Utilities / \$130,000.00}

Dept.: 47 | Div.: 4701 | Obj Class: 06 | Main Account: 66530 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1308 | Amount: \$7,930.00 | {Electricity}

Dept.: 47 | Div.: 4701 | Obj Class: 06 | Main Account: 66530 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1309 | Amount: \$50,440.00 | {Water}

Dept.: 47 | Div.: 4701 | Obj Class: 06 | Main Account: 66530 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1310 | Amount: \$56,550.00 | {Sewers & Drains}

Dept.: 47 | Div.: 4701 | Obj Class: 06 | Main Account: 66530 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1311 | Amount: \$15,080.00 | {Stormwater}

TRANSFER TO:

{DOT - Department of Public Utilities / \$235,000.00}

Dept.: 47 | Div.: 4701 | Obj Class: 03 | Main Account: 63050 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1308 | Amount: \$14,335.00 | {Electricity}

Dept.: 47 | Div.: 4701 | Obj Class: 03 | Main Account: 663050 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1309 | Amount: \$91,180.00 | {Water}

Dept.: 47 | Div.: 4701 | Obj Class: 03 | Main Account: 63050 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1310 | Amount: \$102,225.00 | {Sewers & Drains}

Dept.: 47 | Div.: 4701 | Obj Class: 03 | Main Account: 63050 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1311 | Amount: \$27,260.00 | {Stormwater}

SECTION 3: That the expenditure of \$740,000, or so much thereof as may be necessary, is hereby authorized to be expended from the Department of Technology, Information Services operating fund, per the account codes in the attachment to this ordinance. (see attachment 1949-2017 EXP)

{DoT - Department of Public Utilities/ \$740,000.00 {Professional Services}}

Dept.: 47 | Div.: 4701 | Obj Class: 03 | Main Account: 63050 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1308 | Amount: \$45,140.00 | {Electricity}

Dept.: 47 | Div.: 4701 | Obj Class: 03 | Main Account: 63050 | Fund: 5100 | Sub-fund: 510001 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1309 | Amount: \$287,120.00 | {Water}

Dept.: 47 | **Div.:** 4701 | **Obj Class:** 03 | **Main Account:** 63050 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1310 | **Amount:** \$321,900.00 | {Sewers & Drains}

Dept.: 47 | **Div.:** 4701 | **Obj Class:** 03 | **Main Account:** 63050 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1311 | **Amount:** \$85,840.00 | {Stormwater}

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

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

SECTION 6: That this ordinance modification is in accordance with the sole source provisions of the City of Columbus 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.

Legislation Number: 1954-2017

Drafting Date: 7/11/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

This legislation will authorize the Director of Finance and Management to establish a purchase order with Insight Public Sector, for maintenance and support (for computer hardware, software, and IT services) of the Panasonic Arbitrator 360 system for the Department of Public Safety, Division of Police. This purchase by the City of Columbus from the State of Ohio State Term Schedule Contract STS-033, #534242, with an expiration date of September 30, 2017, is authorized by Ordinance 582-87 that allows for the cooperative purchasing between the State of Ohio Department of Administrative Services Cooperative Contracts and other governmental entities.

The Panasonic Arbitrator 360 system is the Division of Police’s in-car digital video recording system for mobile video evidence capture. This maintenance and support was most recently authorized in 2016 through purchase order PO045045. Maintenance and support services will cost \$32,821.25 for the coverage term period from July 1, 2017 through June 30, 2018.

CONTRACT COMPLIANCE:

Vendor Name: Insight Public Sector; C.#/F.I.D.: 36-3949000; Expiration Date: 10/24/2018
(DAX Acct. #: 007309)

EMERGENCY:

Emergency action is requested to initiate service from the contractor to avoid delay in services provided.

FISCAL IMPACT:

In 2016, \$27,109.50 under ordinance 1677-2016 (via PO045045) was authorized to be expended for maintenance and support services of the Panasonic Arbitrator 360 system. This ordinance (2017) will authorize the expenditure of \$32,821.25. Funds are budgeted and available within the Department of Technology, Information Services Operating Fund.

To authorize the Director of Finance and Management to establish a purchase order with Insight Public Sector for maintenance and support services for the Panasonic Arbitrator 360 system from an existing Cooperative State of Ohio State Term Schedule Contract established for such purpose by the State of Ohio Department of Administrative Services Purchasing Office; to authorize the expenditure of \$32,821.25 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$32,821.25)

WHEREAS, it is necessary to authorize the Director of Finance and Management to establish a purchase order with Insight Public Sector for maintenance and support (for computer hardware, software, and IT services) for the Panasonic Arbitrator 360 system; and

WHEREAS, a State of Ohio Term Contract established by the State of Ohio, Department of Administrative Services Purchasing Office exists for this purchase (State of Ohio State Term Schedule Contract #534242); and ordinance 582-87 authorized the City to use this cooperative purchasing effort between the State of Ohio and other governmental entities; and

WHEREAS, the Panasonic Arbitrator 360 system is the Division of Police's in-car digital video recording system for mobile video evidence capture. The maintenance and support services will cost \$32,821.25 for the coverage term period from July 1, 2017 through June 30, 2018; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of Finance and Management to establish a purchase order with Insight Public Sector for maintenance and support services for the Panasonic Arbitrator 360 system, all for the immediate preservation of the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Finance and Management Director be and is hereby authorized to establish a purchase order with Insight Public Sector for maintenance and support (for computer hardware, software, and IT services) of the Panasonic Arbitrator 360 system in accordance with the State of Ohio State Term Schedule Contract STS-033, #534242, with an expiration date of September 30, 2017, authorized by Ordinance 582-87. The maintenance and support services will cost \$32,821.25 for the coverage term period from July 1, 2017 through June 30, 2018.

SECTION 2: That the expenditure of \$32,821.25, or so much thereof as may be necessary, is hereby authorized to be expended from **(please see attachment 1954-2017 EXP):**

Dept: 47 | **Div:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program** CW001 | **Section 3:** 470104 | **Section 4:** IS01 | **Section 5:** IT1215 | {Police Division} | **Amount** \$32,821.25 | {Software maintenance and support}

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 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.

Legislation Number: 1965-2017

Drafting Date: 7/12/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background: City Council passed Ordinance No. 1841-2017 on July 17, 2017 (the “TIF Ordinance”) establishing a tax increment financing area (TIF Area) known as the West Goodale TIF benefiting parcels located at 555 W. Goodale Street in the Columbus School District pursuant to Section 5709.41 of the Ohio Revised Code. This Ordinance approves and authorizes a tax increment financing agreement between the City of Columbus and White Castle Management Co. to provide for the construction and financing of certain improvements to the parcels.

The City has entered into an Economic Development Agreement with White Castle Management Co. and WC Goodale LLC pursuant to ordinance number 1602-2017 for purposes of funding public improvements at 555 W. Goodale Street.

An emergency exists in the usual daily operation of the Department of Development in that this Ordinance is required to be immediately effective in order to facilitate the continuing development of the TIF Areas.

Fiscal Impact: No City funding is required for this legislation.

Emergency Justification: Emergency legislation is required to allow for immediate execution of the tax increment financing agreement, which is necessary to facilitate the construction of public improvements to maintain the project schedule and to coincide with the established development timeline.

To authorize the Director of the Department of Development, on behalf of the City, to enter into a tax increment financing agreement with White Castle Management Co. to provide for the construction and financing of public infrastructure improvements within and around the tax increment financing area created by Ordinance 1841-2017; and to declare an emergency.

WHEREAS, Sections 5709.41, 5709.42 and 5709.43 of the Ohio Revised Code authorize this Council, by ordinance, to declare the improvement 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, require 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, the City of Columbus entered into an Economic Development Agreement with White Castle Management Co. and WC Goodale LLC pursuant to ordinance number 1602-2017 for purposes of funding public improvements at 555 W. Goodale Street; and

WHEREAS, White Castle Management Co. has commenced making or causing to be made private improvements within the TIF Area (collectively, the “Private Improvements”); and

WHEREAS, the City has determined that it is in the best interest of the City and its residents that certain public infrastructure improvements be made in support of those Private Improvements, which public infrastructure improvements were included in the description of Public Infrastructure Improvements in the TIF Ordinance are necessary and appropriate in connection with the development of the TIF Area and will directly benefit the TIF Area; and;

WHEREAS, the City desires White Castle Management Co. to construct or cause to be constructed the

Public Infrastructure Improvements; and

WHEREAS, the City intends to enter into a Tax Increment Financing Agreement with White Castle Management Co., (the “TIF Agreement”) to provide for, among other things the design and construction of the Public Infrastructure Improvements and disbursement of monies on deposit in the TIF Fund which constitute available TIF Funds as defined in the TIF Agreement, to pay White Castle Management Co. for the design and construction costs of the Public Infrastructure Improvements; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that this Ordinance is required to be immediately effective in order to facilitate the continuing development of the TIF Area, 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. That the Director of Development (the Director), for and in the name of the City, is hereby authorized to execute the Tax Increment Financing Agreement (the TIF Agreement) between the City and White Castle Management Co., that is presently on file with the Director along with any changes or amendments thereto not inconsistent with this Ordinance and not substantially adverse to the City and which shall be approved by the Director and the City Attorney.

SECTION 2. That the service payments made in lieu of real property taxes and deposited in the West Goodale Public Improvement Tax Increment Equivalent Fund, as established by Ordinance No. 1841-2017, which constitutes available TIF Funds as defined in the TIF Agreement, shall be deemed appropriated for the purposes set forth in the Agreement and the City Auditor is hereby authorized to make payments to the Developer upon receipt of invoices submitted in accordance with the Agreement and approved by the Director.

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

Legislation Number: 1966-2017

Drafting Date: 7/12/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

This legislation will authorize the Director of the Department of Technology, on behalf of the Columbus Public Health Department, to renew an agreement with NextGen Healthcare Information Systems for hosting and ongoing support of an electronic medical record system. The original agreement (EL016122) was authorized by ordinance 1489-2014, passed July 21, 2014, and included four options to renew for additional one year terms. The agreement was most recently renewed and authorized under the authority of ordinance 1299-2016, passed June 6, 2016 through purchase order PO018543. This ordinance will authorize the third renewal option (year four of a five year agreement) providing service for the period August 1, 2017 to July 31, 2018, at a cost of \$212,359.84.

The hosted NextGen system enables the Columbus Public Health Department to operate five major clinical operations, which provide an extensive array of services. The software enables patient registration, appointment scheduling, monitoring and tracking of patient test results, creation and processing of electronic medical records, and generation of reports to help manage clinic operations.

This ordinance also requests approval to continue an agreement with NextGen Healthcare Information Systems, LLC in accordance with sole source procurement provisions of Section 329 of the Columbus City Code as it has been determined that NextGen is the sole provider of direct hosted NextGen systems and is

the sole owner of NextGen software.

FISCAL IMPACT:

In 2015 and 2016, the Department of Technology legislated \$177,565.92 and \$183,952.56 with NextGen Healthcare Information Systems, LLC for the provisioning, hosting, and ongoing support services of an electronic medical records system utilized by the Columbus Public Health Department. The cost for the 2017 hosting and ongoing support services for the electronic medical records system is \$212,359.84. Funds are budgeted and available in the Department of Technology, Information Services Operating Fund. Including this ordinance, the aggregate contract total is \$983,878.32.

EMERGENCY:

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

CONTRACT COMPLIANCE:

Vendor: NextGen Healthcare Information Systems, LLC CC#: 33-0702959 Expiration: 06/19/2019
(DAX Vendor Acct #006326)

To authorize the Director of the Department of Technology, on behalf of the Columbus Public Health Department, to renew an agreement with NextGen Healthcare Information Systems, LLC for hosting and ongoing support of an electronic medical record system in accordance with sole source provisions in the Columbus City Code; to authorize the expenditure of \$212,359.84 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$212,359.84)

WHEREAS, this legislation will authorize the Director of the Department of Technology, on behalf of the Columbus Public Health Department, to renew an agreement with NextGen Healthcare Information Systems, LLC for hosting and ongoing support of an electronic medical record system. The original agreement (EL016122) was authorized by ordinance 1489-2014, passed July 21, 2014, and included four options to renew for additional one year terms. This ordinance will authorize the third renewal option (year four of a five year agreement) providing service for the period August 1, 2017 to July 31, 2018, at a cost of \$212,359.84; and

WHEREAS, the hosted NextGen system enables the Columbus Public Health Department to operate five major clinical operations, which provide an extensive array of services. The software enables patient registration, appointment scheduling, monitoring and tracking of patient test results, creation and processing of electronic medical records, and generation of reports to help manage clinic operations; and

WHEREAS, the original agreement was awarded in accordance with the sole source procurement provisions of Chapter 329 of the Columbus City Code as it was determined that NextGen Healthcare Information Systems, LLC is the sole provider of direct hosted NextGen systems and is the sole owner of NextGen software; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology (DoT) in that it is immediately necessary to authorize the Director to renew an agreement with NextGen Healthcare Information Systems, LLC, on behalf of the Columbus Public Health Department, for hosting and ongoing support of an electronic medical record system, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Director of the Department of Technology, on behalf of the Columbus Public Health

Department, be and is hereby authorized to renew an agreement with NextGen Healthcare Information Systems, LLC for hosting and ongoing support of an electronic medical records system. This ordinance will authorize the third renewal option (year four of a five year agreement) providing service for the period August 1, 2017 to July 31, 2018, at a cost of \$212,359.84.

SECTION 2. That the expenditure of \$212,359.84 or so much thereof as may be necessary is hereby authorized to be expended from the Department of Technology, Information Services Operating Fund, as follows: (see attachment 1966-2017 EXP)

Dept.: 47 | **Div.:** 4701 | **Obj Class:** 03 | **Main Acct:** 63946 | **Fund:** 5100 | **Subfund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS01 | **Section 5:** IT1225 | **Amount:** \$212,359.84 | {NextGen Healthcare Information Systems, LLC Hosting}

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

SECTION 4. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 5. That this agreement is being established in accordance with the sole source provisions of the Columbus City Code.

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

Legislation Number: 1967-2017

Drafting Date: 7/12/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the payments to employers who have met the requirements of their Jobs Growth Incentive Program (JGI) agreement and are eligible for payment for the 2016 reporting (tax) year. Emergency action is requested as it was the intention of the City to make payment by the end of the second quarter of this year in accordance with the Jobs Growth Incentive Program agreements.

FISCAL IMPACT: For tax year 2016 (also calendar year), the City of Columbus had a total of twenty-six (26) active and reporting JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for calendar year 2016. One (1) of these projects, Jeni's Splendid Ice Creams, LLC, is addressed via this legislation; the other twenty-five (25) were addressed via separate legislation (Ordinance #1732-2017). The total dollar amount to be disbursed for the Jeni's Splendid Ice Creams, LLC JGI payment is \$2,305.95.

The 2017 General Fund budget (citywide account) includes funding for this payment. A transfer equal to 25 percent (25%) of the payments will be transferred from the Special Income Tax Fund. The transfer amount of \$576.49 has been factored into the current special income tax analysis and resultant capital capacity. To authorize and direct the City Auditor to make payments not to exceed a total of \$2,305.95 in accordance with the Jobs Growth Incentive (JGI) Program to Jeni's Splendid Ice Creams, LLC; to authorize and direct the

City Auditor to transfer an amount not to exceed \$2,305.95 within the general fund; to authorize and direct the City Auditor to appropriate and transfer \$576.49 in cash from the Special Income Tax Fund to the general fund; to authorize the expenditure not to exceed of \$2,305.95 from the general fund; and to declare an emergency. (\$2,305.95)

WHEREAS, the Columbus Jobs Growth Incentive Program is one of the development tools utilized by the City of Columbus to encourage new job creation; and

WHEREAS, it is necessary to authorize payments to employers who have met the requirements under their Jobs Growth Incentive Program agreement; and

WHEREAS, the City of Columbus had a total of twenty-six (26) active and reporting JGI projects for which employers have met the requirements of their JGI agreements and thus are eligible to receive their payments for calendar year 2016 in 2017; and

WHEREAS, one (1) of these projects, Jeni's Splendid Ice Creams, LLC, is addressed via this legislation (the twenty-five (25) other projects were addressed via separate legislation, Ordinance #1732-2017) and the total dollar amount to be disbursed for Jeni's Splendid Ice Creams, LLC JGI payment is \$2,305.95; and

WHEREAS, it is necessary at this time to authorize payment of \$2,305.95 to Jeni's Splendid Ice Creams, LLC; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to make payments in accordance with the Jobs Growth Incentive Program agreements; now, therefore,

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

SECTION 1. That the transfer of \$2,305.95 or so much thereof as may be needed, is hereby authorized between the Department of Finance & Management and the Department of Development within fund 1000 general fund per the account codes in the attachment to this ordinance.

SECTION 2. That from the unappropriated monies 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, 2017, the sum of \$576.49 is appropriated in Fund 4300 Special Income Tax Fund in Object Class 10 Unallocated Balance per the accounting codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$576.49 in cash only or so much thereof as may be needed, is hereby authorized to fund 1000 general fund per the account codes in the attachment to this ordinance.

SECTION 4. That the City Auditor is hereby authorized and directed to make payment when initiated by the Director of Development in accordance with the Jeni's Splendid Ice Creams, LLC Jobs Growth Incentive agreement in the amount of \$2,305.95.

SECTION 5. That for the purpose stated in Section 4, the expenditure of \$2,305.95 or so much thereof as may be needed, is hereby authorized in fund 1000 general fund in Object Class 05 Other Expenditures per the accounting codes in the attachment to this ordinance.

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

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

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

Legislation Number: 1971-2017

Drafting Date: 7/12/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND

This ordinance authorizes the Director of the Department of Technology to renew a contract with SHI International Corp. for annual software maintenance and support services. The original agreement was authorized under the authority of ordinance 2104-2016, passed on September 19, 2016 through purchase order PO027785 and included two (2) renewal options. This ordinance authorizes one (1) of the two (2) allowable options to renew. The City uses the NetMotion mobility solution software to enable mobile workers, including police officers and public utility field crews, to utilize computer applications over cellular communication networks. Without the NetMotion solution, these applications will not function when accessed over a cellular network, significantly diminishing the effectiveness and efficiency of City police officers and other mobile workers. The coverage term period of this contract is September 30, 2017 through September 29, 2018.

FISCAL IMPACT:

In 2016, the Department of Technology legislated \$43,093.40 for the NetMotion software mobility solution. The cost for this year's annual renewal of the NetMotion mobility solution is \$39,098.24. Funds are budgeted and available within the Department of Technology's internal services fund direct charge budget. This enables pro-rating the cost among the various funds of the three beneficiary departments (i.e., Public Safety, Public Utilities, and Public Service). Including this renewal, the aggregate contract total amount is \$82,191.64.

EMERGENCY:

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

CONTRACT COMPLIANCE:

Vendor Name: SHI International Corporation (DAX Vendor Account #: 001671); FID/C.C#: 22-3009648;
Expiration Date: 8/3/2018

To authorize the Director of the Department of Technology (DoT) to renew a contract with SHI International Corporation to provide annual software maintenance and support services in support of the NetMotion mobility solution; to authorize the expenditure of \$39,098.24 from the Department of Technology, Information Services Operating Fund; and to declare an emergency. (\$39,098.24)

WHEREAS, this ordinance authorizes the Director of the Department of Technology to renew a contract with SHI International Corporation (SHI) to provide annual software maintenance and support to the City's NetMotion mobility solution, in the amount of \$39,098.24, for the coverage term period from September 30, 2017 to September 29, 2018; and

WHEREAS, the original agreement was authorized under the authority of ordinance 2104-2016, passed on

September 19, 2016 through purchase order PO027785 and included two (2) renewal options. This ordinance authorizes one (1) of the two (2) allowable options to renew; and

WHEREAS, the City of Columbus uses NetMotion software to enable mobile workers, including police officers, public utility, and public service field crews to utilize computer applications over cellular communication networks; and

WHEREAS, an emergency exists in the daily operation of the Department of Technology in that it is immediately necessary to authorize the Director of the Department of Technology to renew a contract with SHI International Corp. to provide for annual software maintenance and support services in support of the NetMotion mobility solution, for the preservation of the public health, peace, property, and safety; now, therefore:

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

SECTION 1: That the Director of the Department of Technology be and hereby is authorized to renew the contract with SHI International Corp. for annual software maintenance and support services in support of the NetMotion mobility solution in the amount of \$39,098.24 from September 30, 2017 through September 29, 2018.

SECTION 2: That the expenditure of \$39,098.24 or so much thereof as may be necessary is hereby authorized to be expended from: **(see attachment 1971-2017 EXP)**

Dept./Div. 47-01 | Fund 5100 | Sub-fund: 510001 | Object Class: 03 | Main Account: 63946 | Program: CW001 | Section 3: 470104 | Section 4: IS01 | Section 5: IT1215 | Amount: \$18,797.23 | {DoT/Police}

Dept./Div. 47-01 | Fund 5100 | Sub-fund: 510001 | Object Class: 03 | Main Account: 63946 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1308 | Amount: \$1,146.63 | {DoT/Electricity}

Dept./Div. 47-01 | Fund 5100 | Sub-fund: 510001 | Object Class: 03 | Main Account: 63946 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1309 | Amount: \$7,293.33 | {DoT/Water}

Dept./Div. 47-01 | Fund 5100 | Sub-fund: 510001 | Object Class: 03 | Main Account: 63946 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1310 | Amount: \$8,176.80 | {DoT/Sewer}

Dept./Div. 47-01 | Fund 5100 | Sub-fund: 510001 | Object Class: 03 | Main Account: 63946 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1311 | Amount: \$2,180.47 | {DoT/Storm}

Dept./Div. 47-01 | Fund 5100 | Sub-fund: 510001 | Object Class: 03 | Main Account: 63946 | Program: CW001 | Section 3: 470104 | Section 4: IS02 | Section 5: IT1316 | Amount: \$1,503.78 | {DoT/Transportation Infrastructure}

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 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.

Legislation Number: 1975-2017

Drafting Date: 7/12/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This legislation will authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to enter into a contract for software support provided by Milestone Utility Services, Inc. for the Department of Public Utilities' Mobile Dispatching System. Milestone Utility Services, Inc. developed the Appointment Booking Interface between PragmaCAD and Hansen Customer Suite CIS (CUBS) within the Mobile Dispatching System and is the only vendor authorized to provide support to their product.

This contract will provide a year of support services that are expected to be implemented after system acceptance is authorized by the Department of Public Utilities at a cost of \$17,000.00. The maintenance and support term includes 120 hours to be used between 9/21/2017-9/20/2018. The contract was most recently renewed via ordinance #1995-2016, passed by City Council on September 12, 2016, through purchase order PO027752 for the term period 9/21/2016 through 9/20/2017.

The PragmaCAD system was developed by CGI Technologies and Solutions, Inc. and provides the Department of Public Utilities with a Mobile Dispatching System that interfaces with the Hansen Customer Suite CIS (CUBS). Milestone Utility Services, Inc. was selected by CGI Technologies and Solutions, Inc. as a subcontractor under a modification to their original contract, EL012209. It was modified by authority of ordinance 2027-2012, passed October 22, 2012 through purchase order EL013746. Milestone Utility Services, Inc. was selected to design and build an Appointment Booking Interface between PragmaCAD and the Hansen Customer Suite CIS (CUBS) Mobile Dispatching System. The Mobile Dispatching System enables the Department of Public Utilities to optimize service order assignments, assign them to technicians in the field, and capture field information for immediate use.

This ordinance also requests approval to utilize services provided by Milestone Utility Services, Inc. in accordance with sole source procurement provisions of Section 329 of the Columbus City Code as it has been determined that Milestone Utility Services, Inc. is the sole distributor of the software products associated with the Appointment Booking Interface between PragmaCAD and the Hansen Customer Suite CIS (CUBS), and does not utilize distributors or resellers to provide maintenance and support, or professional services for its software products.

EMERGENCY:

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

FISCAL IMPACT:

In both 2015 and 2016, the department legislated \$17,000.00 for these services. Approval of this ordinance will allow for the 2017 expenditure of \$17,000.00. Funding for this purchase is available within the Department of Technology, Information Service Operating Fund.

CONTRACT COMPLIANCE:

Vendor Name: Milestone Utility Services, Inc. CC#: 45-3712715; Expiration Date: 05/28/2017
(DAX Acct # 012102)

To authorize the Director of the Department of Technology to enter into a contract for software support provided by Milestone Utility Services, Inc. for the Department of Public Utilities' Mobile Dispatching System in accordance with sole source procurement provisions of Chapter 329 of the Columbus City Code; to authorize the expenditure of \$17,000.00 from the Department of Technology, Information Service Operating Fund; and to declare an emergency. (\$17,000.00)

WHEREAS, this legislation authorizes the Director of the Department of Technology, on behalf of the Department of Public Utilities, to enter into a contract for software support provided by Milestone Utility Services, Inc. for the Department of Public Utilities Mobile Dispatching System pursuant to the sole source provisions of Chapter 329; and

WHEREAS, the PragmaCAD system was developed by CGI Technologies and Solutions, Inc. and provides the Department of Public Utilities with a Mobile Dispatching System that interfaces with the Hansen Customer Suite CIS (CUBS). Milestone Utility Services, Inc. was selected by CGI Technologies and Solutions, Inc. as a subcontractor under a modification to their original contract EL012209. It was modified by authority of ordinance 2027-2012, passed October 22, 2012, through purchase order EL013746; and

WHEREAS, the vendor Milestone Utility Services, Inc. was selected to design and build an Appointment Booking Interface between PragmaCAD and the Hansen Customer Suite CIS (CUBS) Mobile Dispatching System; and

WHEREAS, this contract will provide support services for the term period of 9/21/2017 through 9/20/2018, at a cost of \$17,000.00; and

WHEREAS, this contract was most recently renewed via ordinance #1995-2016, passed by City Council on September 12, 2016, through purchase order PO027752; and

WHEREAS, the Mobile Dispatching System enables the Department of Public Utilities to optimize service order assignments, assign them to technicians in the field, and capture field information for immediate use; and

WHEREAS, it has been determined that Milestone Utility Services, Inc. is the sole distributor of the software products associated with the Appointment Booking Interface between PragmaCAD and the Hansen Customer Suite CIS (CUBS) and does not utilize distributors or resellers to provide maintenance and support or professional services for its software products; and

WHEREAS, an emergency exists in the daily operation of the Department of Technology, in that it is immediately necessary for the Director of the Department of Technology, on behalf of the Department of Public Utilities, to enter into a contract for software support provided by Milestone Utility Services, Inc. for the Department of Public Utilities' Mobile Dispatching System, in order to facilitate and maintain uninterrupted support and services from the suppliers and for the preservation of the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Director of the Department of Technology, on behalf of the Department of Public Utilities, be and is hereby authorized to enter into a contract for software support services provided by Milestone Utility Services, Inc. for the Department of Public Utilities' Mobile Dispatching System. This contract will provide support services for the term period of 9/21/2017 through 9/20/2018, at a cost of \$17,000.00.

SECTION 2. That the expenditure of \$17,000.00, or so much thereof as may be necessary, is hereby authorized to be expended from: (see attachment 1975-2016 EXP)

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1308 {Electricity} | **Amount:** \$1,037.00

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1309 {Water} | **Amount:** \$6,596.00

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1310 {Sanitary Sewer} | **Amount:** \$7,395.00

Dept.: 47 | **Div.:** 47-01 | **Obj Class:** 03 | **Main Account:** 63946 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** CW001 | **Section 3:** 470104 | **Section 4:** IS02 | **Section 5:** IT1311 {Storm Sewer} | **Amount:** \$1,972.00

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

SECTION 4. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 5. That this contract is being established in accordance with the sole source provisions of the Columbus City Code, Chapter 329.

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

Legislation Number: 1987-2017

Drafting Date: 7/13/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The Mid-Ohio Regional Planning Commission (MORPC) is accepting Ohio Public Works Commission (OPWC) Round 32 applications for the Local Transportation Improvement Program (LTIP) and State Capital Improvement Program (SCIP). MORPC serves in a staff support capacity to the District Three (Franklin County) Public Works Integrating Committee (PWIC).

OPWC requires that a designated official be authorized to submit said applications and execute project agreements for approved projects. Additionally, OPWC is required to award a minimum of 10% of the SCIP funding as a no interest loan; in order to make City applications more favorable, some of the applications may

include a request for a no interest loan. Therefore, the applications and ensuing agreements may also require a signature from the Director of Finance and Management and City Auditor, as appropriate, to sign for funding use certification, local match availability, and to certify loan portion repayment.

This legislation will authorize the Director of Public Service to submit applications and to execute project agreements for approved projects. The legislation will also authorize the Director of Finance and Management, the City Auditor, any other City personnel as appropriate, to sign for funding use certification, local match availability, and to certify loan portion repayment.

2. EXPECTED PROJECTS

The Department of Public Service plans to submit applications for the following projects:

Hamilton Road - 161 to Morse Road - Phase A - This project widens Hamilton Road to provide an additional through lane in each direction between Morse Road and Preserve Boulevard; improve Morse Road to add a center turn lane between Hamilton Road and Trellis Lane; install street trees and street lighting to both locations; construct sidewalks along the west side of Hamilton Road, the south side of Morse Road, both sides of Chestnut Hill Drive, and both sides Preserve Crossing Boulevard; and construct a shared use path along the east of Hamilton Road and the north side of Morse Road. The approximate project limits are SR 161 to Morse Road. MORPC has committed \$20,932,405 for construction of this project.

Hamilton Road - I-70 to Refugee Road - This project improves intersections by adding turn lanes and upgrading traffic signals; improves drainage in the corridor; constructs curbs and gutters; constructs a sidewalk on east side of Hamilton Road; and constructs a shared-use path on west side of Hamilton Road. The approximate project limits are I-70 to Refugee Road. MORPC has committed \$17,602,400 for construction of this project.

Lazelle Road Phase C - This project widens Lazelle Road to add a center, two-way left-turn lane; provides for sidewalks on the south side of Lazelle Road; provides for a shared use path on the north side of Lazelle Road; improves drainage in the corridor; and installs lighting through corridor. The approximate project limits are Sancus Boulevard to Worthington Galena Road. MORPC has committed \$4,949,737 for construction of this project.

Lyra Drive - This project extends Lyra Drive northward from its current terminus north of Gemini Place to Powell Road. Final scoping for Lyra Drive has not yet been completed, but it will be either three or five lanes with a sidewalk, curb, new street lighting, new storm sewer, waterline, and new intersections where roadways or access points are planned. The approximate project limits are Gemini Place to Powell Road.

(This listing is meant to be illustrative and is believed to be accurate and complete; however, last minute project additions and substitutions are at the discretion of the Director of Public Service.)

3. FISCAL IMPACT

Approval of this legislation will provide an opportunity to secure funds for various projects. The approximate available funding to the District Three Public Works Integrating Committee is \$25,991,000, and it is to be awarded in the form of grants and loans. As a part of the application for grant funds, the City may apply for a maximum of \$3,000,000 in loans as necessary to make the applications more favorable to OPWC and the City.

Based on population, the City of Columbus' share can be forty percent (40%), more or less, of the total amount available. No financial participation is required at this time. City funds will be approved in the form of design contracts and/or construction contracts that will be or have been submitted for Council's approval.

4. EMERGENCY DESIGNATION

Emergency action is requested so certified copies of legislation can be submitted to OPWC in a timely manner, demonstrating Council authorization for application of the funds and entering into agreements for the funds.

To authorize the Director of Public Service to submit applications for Round 32 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Department of Public Service on behalf of the City of Columbus; to authorize the Director of Finance and Management and City Auditor, as appropriate, to sign for funding use certification, local match availability and to certify loan portion repayment; and to declare an emergency. (\$0.00)

WHEREAS, the Ohio Public Works Commission requires that the City of Columbus designate and authorize officials to submit Round 32 applications, execute project agreements, sign for funding use certification and local match availability, and to certify loan portion repayment for Local Transportation Improvement and State Capital Improvement Programs; and

WHEREAS, application amounts are approximate depending upon OPWC scoring criteria; and

WHEREAS, approved applications will require execution within 45 days of notification by the Ohio Public Works Commission;

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the submission of applications so as to be able to submit them by the MORPC application deadline of 9/11/17, thereby preserving the public health, peace, property, safety, and welfare; **now therefore**,

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

SECTION 1. That the Director of Public Service be and is hereby authorized to submit applications and execute project agreements with the Ohio Public Works Commission on behalf of the City of Columbus Department of Public Service for the Local Transportation Improvement Program and State Capital Improvement Program projects.

SECTION 2. That the Director of Public Service and Director of Finance and Management be and are hereby authorized to submit loan documents and borrow money from the Ohio Public Works Commission on behalf of the City of Columbus Department of Public Service for projects as awarded under the State Capital Improvement Program.

SECTION 3. That the Director of Finance and Management, the City Auditor, or other City personnel as appropriate, are authorized to sign any consequential promissory notes for a grand total of no more than \$3,000,000 to certify Round 32 OPWC funding for the City's SCIP loan portion of any project that is awarded a no interest loan.

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

Legislation Number: 2011-2017

Drafting Date: 7/14/2017

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND

The purpose of this ordinance is to appropriate \$10,416 in the Neighborhood Initiative Fund to Columbus Public Health to enter into contracts with Compumeric Engineering (dba SECURR) and MedPro Waste for the purchase of needle disposal containers and maintenance of said containers. Columbus, along with other major cities, has been plagued by an opiate epidemic that is a crisis of unparalleled proportion, with devastating, often deadly consequences. A necessary component to combatting the negative effects of this epidemic, specifically the spread of infectious diseases, is the safe and sanitary disposal of needles and related materials. These needle containers will be strategically placed on the South and West sides of Columbus, and these contracts will allow funding for their ongoing maintenance for a period of three years. The contract with SECURR will cover the costs of two containers and shipping (\$2,496.00), while the contract with MedPro Waste will cover maintenance and disposal of waste (\$2,640.00 / yr over 3 years). Due to there not being sufficient time to obtain formal bids to satisfy the public need, it is necessary to waive the competitive bidding provisions of the Columbus City Codes in order to enter into these contracts. This ordinance authorizes the appropriation of \$10,416 to Columbus Public Health within the Neighborhood Initiative Fund.

CONTRACT COMPLIANCE: MedPro Waste - #27-2452391 (Active C.C.: expires 07/17/2019).
Compumeric Engineering Inc (dba SECURR) - #33-0372483
(Active C.C.: expires 7/20/2019)

EMERGENCY DESIGNATION: Emergency action is requested to ensure that Columbus Public Health has the sufficient amount of these supplies and services to protect the health, safety, and welfare of the residents of Columbus.

FISCAL IMPACT: Total cost of the contract is \$10,416 and is available in the 2017 budget within the Neighborhood Initiative Fund, Fund 1000-100018.

To authorize the appropriation of \$10,416.00 to Columbus Public Health in the Neighborhood Initiative Fund; to authorize the Board of Health to enter into contracts with Compumeric Engineering (dba SECURR) and MedPro Waste for the purchase of needle disposal containers and the maintenance of said containers; to authorize the expenditure of \$10,416.00; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$10,416.00)

WHEREAS, Columbus Public Health is part of a community-wide effort to address heroin and opiate use; and,

WHEREAS, the Board of Health has need for needle disposal containers and related maintenance services; and,

WHEREAS, this Council finds it in the City’s best interest to waive the competitive bidding provisions of Chapter 329 of the Columbus City Codes and to enter into contract with Compumeric Engineering (dba SECURR) and MedPro Waste in order to immediately provide these supplies and services; and

WHEREAS, \$10,416 is available in the Neighborhood Initiative Fund for appropriation to Columbus Public Health to provide for this need; and,

WHEREAS, an emergency exists in the usual daily operation of Columbus Public Health, in that it is necessary to purchase these needed materials and services for the immediate preservation of the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1: That from the unappropriated monies in the Neighborhood Initiative Fund, Fund No. 1000-100018, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2017, the sum of \$10,416 is hereby appropriated to Columbus Public Health, Division No. 5001, per the account codes in the attachment to this ordinance.

SECTION 2: That the Board of Health is hereby authorized and directed to enter into contracts with Compumeric Engineering (dba SECURR) and MedPro Waste to provide needle disposal containers and related maintenance services in an amount not to exceed \$10,416.00.

SECTION 3: That to pay the costs of said contracts, the expenditure of \$10,416 from the Neighborhood Initiative Fund, Fund No. 1000-100018, is hereby authorized, per the account codes in the attachment to this ordinance.

SECTION 4: That the competitive bidding provisions of Chapter 329 of the Columbus City Codes are hereby waived for purposes of this ordinance.

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

Legislation Number: 2056-2017

Drafting Date: 7/18/2017

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND

The purpose of this ordinance is to appropriate \$7,500 in the Neighborhood Initiative Fund for Columbus Public Health to purchase Naloxone, also known as Narcan. Columbus, along with other major cities, has been plagued by an opiate epidemic that is a crisis of unparalleled proportion, with devastating, often deadly

consequences. Naloxone reverses the effects of overdose for opioids such as heroin, fentanyl, and carfentanyl. Columbus Public Health has been at the forefront of community partnerships to provide Narcan to City residents and train them in its use. With Columbus Public Health's commitment to fighting the opiate epidemic, additional funding has been requested to provide around 200 doses of Narcan along with the mucosal atomizer devices to administer the drug. This ordinance authorizes the appropriation of \$7,500 within the Neighborhood Initiative Fund.

EMERGENCY DESIGNATION: Emergency action is requested to ensure that Columbus Public Health is equipped with the sufficient amount of Naloxone to protect the health, safety, and welfare of the residents of Columbus.

FISCAL IMPACT: Total appropriation is \$7,500.00 and is available in the 2017 budget within the Neighborhood Initiative Fund, Fund 1000-100018.

To appropriate \$7,500.00 within the Neighborhood Initiative Fund for Columbus Public Health to purchase Naloxone and related supplies, and to declare an emergency. (\$7,500.00)

WHEREAS, Columbus Public Health is part of a community-wide effort to address heroin and opiate use; and,

WHEREAS, the Board of Health has need for further Naloxone and related supplies; and,

WHEREAS, \$7,500.00 is available in the Neighborhood Initiative Fund for appropriation to provide for this need; and,

WHEREAS, an emergency exists in the usual daily operation of Columbus Public Health, in that it is necessary to purchase Naloxone and related supplies 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 \$7,500.00 is hereby appropriated within Fund 1000-100018 Neighborhood Initiatives Fund per the accounting codes in the attachment to this ordinance.

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

WHEREAS, at the election held on November 8, 2016 on the proposition of issuing bonds for the purpose hereinafter stated in the sum of Seventy Million Dollars (\$70,000,000) and levying taxes outside the ten mill limitation to pay the principal and interest on such bonds, the majority of those voting on the proposition voted in favor thereof; and

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$18,225,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing, renovating, and improving infrastructure for the Department of Public Safety and the Department of Health, acquiring real estate and interests in real estate, landscaping and otherwise improving the sites thereof, and acquiring furnishings, equipment and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is sixteen (16) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Eighteen Million Two Hundred Twenty Five Thousand Dollars (\$18,225,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal

of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other unlimited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the “Unlimited Tax Bonds.” The Unlimited Tax Bonds shall be designated “Various Purpose Unlimited Tax Bonds, Series 2017,” or as otherwise provided in the Certificate of Award in order, among other things, to distinguish any taxable series of Unlimited Tax Bonds from any Unlimited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Unlimited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Unlimited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Unlimited Tax Bonds are called for redemption, the Unlimited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Unlimited Tax Bonds is authorized, the Bond Registrar shall select Unlimited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Unlimited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Unlimited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Unlimited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Unlimited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Unlimited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Unlimited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Unlimited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Unlimited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Unlimited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Unlimited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Unlimited Tax Bonds shall be payable upon presentation and surrender of the Unlimited Tax Bonds at the office of the Bond Registrar. Each Unlimited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Unlimited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Unlimited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Unlimited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Unlimited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Unlimited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Unlimited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Unlimited Tax Bonds. So long as any of the Unlimited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Unlimited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Unlimited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Unlimited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Unlimited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Unlimited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

An Unlimited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Unlimited Tax Bond or Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Unlimited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Unlimited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Unlimited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Unlimited Tax Bonds. All Unlimited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Unlimited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Unlimited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Unlimited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Unlimited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Unlimited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Unlimited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Unlimited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Unlimited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of

interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Unlimited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of an Unlimited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Unlimited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Unlimited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Unlimited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Unlimited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Unlimited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Unlimited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Unlimited Tax Bonds from the Depository, and authenticate and deliver Unlimited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Unlimited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Unlimited Tax Bonds may be transferred only through a book-entry and (ii) physical Unlimited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Unlimited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Unlimited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Unlimited Tax Bonds, and to effect transfers of Unlimited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Unlimited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Unlimited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Unlimited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Unlimited Tax Bonds.

In the event that the Unlimited Tax Bonds are sold on a negotiated basis, the Unlimited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Unlimited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Unlimited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Unlimited Tax Bonds, the aggregate principal amount of the Unlimited Tax Bonds to be issued, the dated date of the Unlimited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Unlimited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Unlimited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Unlimited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Unlimited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Unlimited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Unlimited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Unlimited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Unlimited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Unlimited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Unlimited Tax Bonds, together with accrued interest on the Unlimited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Unlimited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Unlimited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Unlimited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Unlimited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Unlimited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Unlimited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate,

prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Unlimited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Unlimited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality, and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7701	320001-100001	\$ 500,000	Police and Fire Annual Radio Equipment Program
7701	330021-100000	1,680,000	Police Facility Renovation
7701	330040-100000	6,000,000	Far North Substation
7701	340103-100000	1,320,000	Fire Facility Renovation
7701	340123-100000	225,000	Fire Equipment
7701	340150-100000	1,000,000	Fire Apparatus Replacement - Medics
7701	340151-100000	1,500,000	Fire Apparatus Replacement - Platform Ladders
7701	340152-100000	3,500,000	Fire Apparatus Replacement - Engines
7701	340153-100000	1,500,000	Fire Station #16
7701	340154-100000	<u>1,000,000</u>	Fire Station #36
Total		<u>\$18,225,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Unlimited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Unlimited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Unlimited Tax Bonds, the proceeds of such Unlimited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Unlimited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Unlimited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Unlimited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status

of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Unlimited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Unlimited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, at the election held on November 5, 2013 on the proposition of issuing bonds for the purpose hereinafter stated in the sum of One Hundred Twenty-Three Million Nine Hundred Ten Thousand Dollars (\$123,910,000) and levying taxes outside the ten mill limitation to pay the principal and interest on such bonds, the majority of those voting on the proposition voted in favor thereof; and

WHEREAS, this City Council (the "Council") of the City of Columbus, Ohio (the "Municipality") now deems it necessary to issue and sell up to \$15,230,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing, renovating, and improving infrastructure for the Department of Recreation and Parks, including municipal parks, playgrounds and recreation facilities, acquiring real estate and interests in real estate, landscaping and otherwise improving the sites thereof, and acquiring furnishings, equipment and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is fifteen (15) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Fifteen Million Two Hundred Thirty Thousand Dollars (\$15,230,000) (the "Bonds"), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal

of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other unlimited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the “Unlimited Tax Bonds.” The Unlimited Tax Bonds shall be designated “Various Purpose Unlimited Tax Bonds, Series 2017,” or as otherwise provided in the Certificate of Award in order, among other things, to distinguish any taxable series of Unlimited Tax Bonds from any Unlimited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Unlimited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Unlimited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Unlimited Tax Bonds are called for redemption, the Unlimited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Unlimited Tax Bonds is authorized, the Bond Registrar shall select Unlimited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Unlimited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Unlimited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Unlimited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Unlimited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Unlimited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Unlimited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Unlimited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Unlimited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Unlimited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Unlimited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Unlimited Tax Bonds shall be payable upon presentation and surrender of the Unlimited Tax Bonds at the office of the Bond Registrar. Each Unlimited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Unlimited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Unlimited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Unlimited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Unlimited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Unlimited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Unlimited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Unlimited Tax Bonds. So long as any of the Unlimited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Unlimited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Unlimited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Unlimited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Unlimited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Unlimited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

An Unlimited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Unlimited Tax Bond or Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Unlimited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Unlimited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Unlimited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Unlimited Tax Bonds. All Unlimited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Unlimited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Unlimited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Unlimited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Unlimited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Unlimited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Unlimited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Unlimited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Unlimited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of

interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Unlimited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of an Unlimited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Unlimited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Unlimited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Unlimited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Unlimited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Unlimited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Unlimited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Unlimited Tax Bonds from the Depository, and authenticate and deliver Unlimited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Unlimited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Unlimited Tax Bonds may be transferred only through a book-entry and (ii) physical Unlimited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Unlimited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Unlimited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Unlimited Tax Bonds, and to effect transfers of Unlimited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Unlimited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Unlimited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Unlimited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Unlimited Tax Bonds.

In the event that the Unlimited Tax Bonds are sold on a negotiated basis, the Unlimited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Unlimited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Unlimited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Unlimited Tax Bonds, the aggregate principal amount of the Unlimited Tax Bonds to be issued, the dated date of the Unlimited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Unlimited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Unlimited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Unlimited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Unlimited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Unlimited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Unlimited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Unlimited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Unlimited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Unlimited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Unlimited Tax Bonds, together with accrued interest on the Unlimited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Unlimited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Unlimited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Unlimited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Unlimited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Unlimited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Unlimited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate,

prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Unlimited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Unlimited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality, and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7702	440006-100000	\$ 94,000	Urban Infrastructure Recovery Fund - Miscellaneous
7702	440006-102104	260,000	UIRF - Goodale Park Improvements
7702	510017-100000	780,000	Park and Playground Improvements
7702	510017-100041	330,000	Park and Playground Improvements - Cost allocation
7702	510023-100000	2,450,000	Franklin Park Cascades Improvements
7702	510035-100004	2,400,000	Facility Renovation - Contingencies
7702	510035-100013	310,000	Facility Renovation - Project Cost Allocation
7702	510039-100001	500,000	Street Greens -Trees
7702	510039-100002	400,000	Street Greens - Ash Borer
7702	510040-100006	50,000	Sports Maintenance Equipment
7702	510112-100000	1,172,384	Park Acquisition - Miscellaneous
7702	510120-100000	1,500,000	Franklin Park Conservatory
7702	510125-100000	827,000	Alum Creek Facility Improvements
7702	510127-100000	800,000	Roof Improvements
7702	510229-100001	200,000	Bikeway Improvements - Bikeway Trail Safety - General
7702	510306-100000	244,616	Greenways - Olentangy Trail
7702	510316-100000	2,532,000	Greenways Projects - Miscellaneous
7702	510319-100000	200,000	Safe Playgrounds
7702	510429-100001	120,000	Golf - Equipment Replacement
7702	510429-100025	<u>60,000</u>	Golf - Raymond Golf Course
Total		<u>\$15,230,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Unlimited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the

Unlimited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Unlimited Tax Bonds, the proceeds of such Unlimited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Unlimited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Unlimited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Unlimited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the

Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Unlimited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Unlimited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal

action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, at the election held on November 8, 2016 on the proposition of issuing bonds for the purpose hereinafter stated in the sum of Three Hundred Ten Million Dollars (\$310,000,000) and levying taxes outside the ten mill limitation to pay the principal and interest on such bonds, the majority of those voting on the proposition voted in favor thereof; and

WHEREAS, this City Council (the "Council") of the City of Columbus, Ohio (the "Municipality") now deems it necessary to issue and sell up to \$120,680,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing, renovating, and improving infrastructure for the Department of Public Service, including streets and highways and refuse collection, acquiring real estate and interests in real estate, landscaping and otherwise improving the sites thereof, and acquiring furnishings, equipment and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is sixteen (16) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of One Hundred Twenty Million Six Hundred Eighty Thousand Dollars (\$120,680,000) (the "Bonds"), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal

of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other unlimited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the “Unlimited Tax Bonds.” The Unlimited Tax Bonds shall be designated “Various Purpose Unlimited Tax Bonds, Series 2017,” or as otherwise provided in the Certificate of Award in order, among other things, to distinguish any taxable series of Unlimited Tax Bonds from any Unlimited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Unlimited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Unlimited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Unlimited Tax Bonds are called for redemption, the Unlimited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Unlimited Tax Bonds is authorized, the Bond Registrar shall select Unlimited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Unlimited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Unlimited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Unlimited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Unlimited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Unlimited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Unlimited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Unlimited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Unlimited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Unlimited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Unlimited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Unlimited Tax Bonds shall be payable upon presentation and surrender of the Unlimited Tax Bonds at the office of the Bond Registrar. Each Unlimited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Unlimited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Unlimited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Unlimited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Unlimited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Unlimited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Unlimited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Unlimited Tax Bonds. So long as any of the Unlimited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Unlimited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Unlimited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Unlimited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Unlimited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Unlimited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

An Unlimited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Unlimited Tax Bond or Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Unlimited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Unlimited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Unlimited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Unlimited Tax Bonds. All Unlimited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Unlimited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Unlimited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Unlimited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Unlimited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Unlimited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Unlimited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Unlimited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Unlimited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of

interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Unlimited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of an Unlimited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Unlimited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Unlimited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Unlimited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Unlimited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Unlimited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Unlimited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Unlimited Tax Bonds from the Depository, and authenticate and deliver Unlimited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Unlimited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Unlimited Tax Bonds may be transferred only through a book-entry and (ii) physical Unlimited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Unlimited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Unlimited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Unlimited Tax Bonds, and to effect transfers of Unlimited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Unlimited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Unlimited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Unlimited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Unlimited Tax Bonds.

In the event that the Unlimited Tax Bonds are sold on a negotiated basis, the Unlimited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Unlimited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Unlimited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Unlimited Tax Bonds, the aggregate principal amount of the Unlimited Tax Bonds to be issued, the dated date of the Unlimited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Unlimited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Unlimited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Unlimited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Unlimited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Unlimited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Unlimited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Unlimited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Unlimited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Unlimited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Unlimited Tax Bonds, together with accrued interest on the Unlimited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Unlimited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Unlimited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Unlimited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Unlimited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Unlimited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Unlimited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate,

prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Unlimited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Unlimited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality, and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7704	440005-100000	\$3,001,813	Urban Infrastructure Recovery Fund
7704	440104-100007	8,141,461	Roadway Improvements - Creative Campus
7704	440104-100027	350,000	Roadway Improvements - Creative Campus Phase 2
7704	530020-100026	428,397	Street Equipment - Traffic Management
7704	530020-100027	428,397	Street Equipment - Infrastructure Management
7704	530053-100002	9,920,000	Downtown Streetscape - Short North SID - Phase 2
7704	530053-100003	1,600,000	Downtown Streetscape - Short North SID - Phase 3
7704	530058-100005	2,500,000	Neighborhood Commercial Revitalization - TBD
7704	530086-100013	141,350	Intersection Improvements - Safety Studies - General Engineering
7704	530086-100027	218,650	Intersection Improvements - Hilliard Rome at Feder
7704	530086-100028	600,000	Intersection Improvements - South Old State at Polaris Parkway
7704	530086-100029	56,707	Intersection Improvements - Main Street at McNaughten Rd
7704	530086-100034	148,293	Intersection Improvements - Hamilton Road
7704	530103-100000	150,000	Arterial Street Rehabilitation
7704	530103-100042	400,000	Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee
7704	530103-100051	200,000	Arterial Street Rehabilitation - Polaris Parkway
7704	530103-100054	1,184,599	Arterial Street Rehabilitation - Hamilton Rd.-161 to Morse Rd. Phase A
7704	530104-100004	1,500,000	Alley Rehabilitation - Miscellaneous
7704	530161-100000	1,529,836	Roadway Improvements
7704	530161-100013	1,550,000	Roadway Improvements - SCMRF Reimbursement
7704	530161-100070	100,000	Roadway Improvements - Utility Relocation
7704	530161-100071	100,000	Roadway Improvements - Miscellaneous Construction Inspection
7704	530161-100081	40,000	Roadway Improvements - Lazelle Road
7704	530161-100105	11,500,000	Roadway Improvements - Cannon Drive Relocation
7704	530161-100139	2,705,285	Roadway Improvements - I70/71 East Interchange Phase 2D
7704	530161-100141	551,084	Roadway Improvements - Rich ST. Town ST Corridor
7704	530161-100166	11,700,000	Roadway Improvements - Livingston Ave Phase C - Fifth St to Kennedy Dr
7704	530161-100179	1,000,000	Roadway Improvements - Yearly Traffic Calming
7704	530161-100181	2,200,000	Roadway Improvements - Scioto Peninsula Duct Bank
7704	530161-100097	101,866	Roadway Improvements - 70/71 East Interchange Phase 2C

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7704	530163-100000	\$2,000,000	Smart City Challenge
7704	530210-100002	50,000	Curb Reconstruction - Qwik Curb Commodities
7704	530282-932017	7,822,540	Resurfacing 2017 Project 3
7704	530282-100069	440,000	Resurfacing - Urban Paving SR33 Dublin Rd/Spring Street
7704	530282-100072	750,000	Resurfacing - Preventative Surface Treatment - Crack Seal
7704	530282-100073	549,184	Resurfacing - Preventative Surface Treatment - Slurry Seal
7704	530282-100105	350,000	Resurfacing - Urban Paving SR 315
7704	530282-100110	643,000	Resurfacing - West Broad Street Urban Paving
7704	530282-100114	66,000	Resurfacing - Urban Paving US33 Riverside
7704	530282-922017	8,774,227	Resurfacing - 2017 Project 2
7704	530292-100000	2,000,000	North Outpost Renovations
7704	530301-100000	55,000	Bridge Rehabilitation
7704	530301-100068	500,000	Bridge Rehabilitation - Godown Road Bridge
7704	530301-100069	220,000	Bridge Rehabilitation - Broad Street Bridge
7704	530301-100070	1,705,190	Bridge Rehabilitation - Annual Citywide
7704	530301-160259	750,000	Bridge Rehabilitation - 5th Avenue under Conrail and Norfolk
7704	531002-100000	350,000	Roadway Improvements - Little Turtle Way
7704	540002-100048	523,535	Bikeway Development - Olentangy River Rd. Shared use path Kinnear to Lane
7704	540002-100081	121,000	Bikeway Development - Cleveland Ave Shared Used Path-Community Path
7704	540002-100088	54,745	Bikeway Development - Bikeway Resurfacing
7704	540002-100095	130,000	Bikeway Development - Norton Road Shared Use Path
7704	540007-100000	1,000,000	Traffic Signal Installation
7704	540007-100012	10,000	Traffic Signal Installation - CTSS Phase E
7704	590105-100005	150,000	Pedestrian Safety Improvements - Sidewalks
7704	590105-100071	925,000	Pedestrian Safety Improvements - Waggoner Rd Shared Use Path - Broad St to Chapel Stone Rd
7704	590105-100077	1,420,000	Pedestrian Safety Improvements - Mound St. Sidewalks - Binns to Wayne
7704	590105-100081	559,400	Pedestrian Safety Improvements - Sidewalk Replacement
7704	590105-100082	860,000	Pedestrian Safety Improvements - Eakin Rd Sidewalks - Salisbury to Hague
7704	590105-100083	1,100,000	Pedestrian Safety Improvements - Wilson Rd Shared Use Path - Broad St to Sullivant
7704	590105-100089	600,000	Pedestrian Safety Improvements - Sidewalk NOV
7704	590105-100112	160,000	Pedestrian Safety Improvements - Refugee Rd - Winchester Pike to Hamilton
7704	590105-100127	250,600	Pedestrian Safety Improvements - Worthington
7704	590415-100012	1,000,000	Public Private Partnership (3P) Projects
7704	590416-100006	6,660,748	Poindexter Village Roadways Phase 3
7704	590417-100001	4,939,252	Project Diagnosis - Roadway
7704	590910-100002	4,237,841	SciTech Corridor Improvements-OSU Research Park
7704	590955-100028	1,400,000	Operation Safewalks - Celebrate1 Sidewalks
7704	590959-100000	200,000	Land Infrastructure Improvements
7703	520001-100000	2,155,000	Mechanized Collection Equipment
7703	520001-100001	300,000	Mechanized Collection Equipment - 96 Gallon Containers

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7703	520001-100002	\$725,000	Mechanized Collection Equipment - 300 Gallon Containers
7703	520001-100010	25,000	Mechanized Collection Equipment - Dumpsters
7703	520004-100005	<u>100,000</u>	Facility Improvements (Alum Creek)
Total		<u>\$120,680,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Unlimited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Unlimited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Unlimited Tax Bonds, the proceeds of such Unlimited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Unlimited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Unlimited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial

information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Unlimited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Unlimited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Unlimited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, at the election held on November 4, 2008 on the proposition of issuing bonds for the purpose hereinafter stated in the sum of Five Hundred Fifty-One Million Nine Hundred Seventy Thousand Dollars (\$551,970,000) and levying taxes outside the ten mill limitation to pay the principal and interest on such bonds, the majority of those voting on the proposition voted in favor thereof; and

WHEREAS, this City Council (the "Council") of the City of Columbus, Ohio (the "Municipality") now deems it necessary to issue and sell up to \$68,865,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring real estate and interests in real estate, landscaping and making site improvements, expanding and improving existing wastewater treatment facilities, constructing new wastewater treatment facilities, acquiring and improving instrumentation and control systems, sewer lines, pumping stations, lagoons and levees, constructing storm and sanitary sewer septations, wetlands, bioswales, rain gardens and vegetated roofs, and acquiring related machinery, equipment and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is twenty-five (25) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Sixty-Eight Million Eight Hundred Sixty-Five Thousand Dollars (\$68,865,000) (the "Bonds"), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the

same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other unlimited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the “Unlimited Tax Bonds.” The Unlimited Tax Bonds shall be designated “Various Purpose Unlimited Tax Bonds, Series 2017,” or as otherwise provided in the Certificate of Award in order, among other things, to distinguish any taxable series of Unlimited Tax Bonds from any Unlimited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Unlimited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Unlimited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Unlimited Tax Bonds are called for redemption, the Unlimited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Unlimited Tax Bonds is authorized, the Bond Registrar shall select Unlimited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Unlimited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Unlimited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Unlimited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Unlimited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Unlimited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Unlimited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Unlimited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Unlimited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as

authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Unlimited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Unlimited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Unlimited Tax Bonds shall be payable upon presentation and surrender of the Unlimited Tax Bonds at the office of the Bond Registrar. Each Unlimited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Unlimited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Unlimited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Unlimited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Unlimited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Unlimited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Unlimited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Unlimited Tax Bonds. So long as any of the Unlimited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Unlimited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Unlimited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Unlimited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Unlimited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Unlimited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be

exchanged for Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

An Unlimited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Unlimited Tax Bond or Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Unlimited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Unlimited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Unlimited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Unlimited Tax Bonds. All Unlimited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Unlimited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Unlimited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Unlimited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Unlimited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Unlimited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Unlimited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Unlimited Tax Bonds as such shall not be

transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Unlimited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Unlimited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of an Unlimited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Unlimited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Unlimited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Unlimited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Unlimited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Unlimited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Unlimited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Unlimited Tax Bonds from the Depository, and authenticate and deliver Unlimited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Unlimited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Unlimited Tax Bonds may be transferred only through a book-entry and (ii) physical Unlimited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Unlimited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Unlimited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Unlimited Tax Bonds, and to effect transfers of Unlimited Tax Bonds, in book-entry form,

and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Unlimited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Unlimited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Unlimited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Unlimited Tax Bonds.

In the event that the Unlimited Tax Bonds are sold on a negotiated basis, the Unlimited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Unlimited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Unlimited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Unlimited Tax Bonds, the aggregate principal amount of the Unlimited Tax Bonds to be issued, the dated date of the Unlimited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Unlimited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Unlimited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Unlimited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Unlimited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Unlimited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Unlimited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Unlimited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Unlimited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Unlimited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Unlimited Tax Bonds, together with accrued interest on the Unlimited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Unlimited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Unlimited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Unlimited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Unlimited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Unlimited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Unlimited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Unlimited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Unlimited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality, and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
6109	650020-100000	\$ 100,000	DOSD Security & Emergency Preparedness
6109	650033-100002	1,000,000	Big Walnut Sanitary Trunk Extension Phase 2
6109	650113-100000	400,000	General Engineering Services
6109	650230-100001	620,000	JPWWTP Primary Clarifiers Electric Upgrades
6109	650243-100002	1,530,000	JPWWTP Biosolids Land Application Improvements
6109	650250-100007	1,025,882	JPWWTP Facilities Cogeneration
6109	650258-100001	255,064	Facilities & Equipment Upgrade for WSST
6109	650260-100008	1,000,000	Short Circuit Arc Flash Studies
6109	650260-100100	500,000	DPU General Engineering Consultant Services
6109	650260-100200	1,133,045	DPU General Engineering Consultant Services
6109	650260-102008	1,000,000	JPWWTP PLC5 Upgrade
6109	650260-102010	329,000	JPWWTP HVAC System Replacement
6109	650260-103000	350,000	SWWTP Small Capital Projects
6109	650260-105000	450,000	SMOC Small Capital Projects
6109	650260-106000	300,000	Fairwood Building Small Capital Projects
6109	650260-106001	275,000	Fairwood Fueling Station Compliance Upgrade
6109	650348-100004	500,000	WWTFs Instrumentation and Control - Integration and Programming Part 2
6109	650353-100004	523,734	SWWTP Facilities Construction
6109	650360-100002	1,000,000	WWTF Upgrade - General Program #4
6109	650367-100002	3,668,016	SWWTP Chemically Enhanced Primary Treatment - Preliminary Treatment
6109	650367-100003	3,380,518	SWWTP Chemically Enhanced Primary Treatment - Clarification
6109	650367-100004	1,880,000	SWWTP Chemically Enhanced Primary Treatment - Disinfection
6109	650375-100002	834,687	Compost Facility Odor Reduction Improvements - Part 1
6109	650404-100043	960,000	2016 Annual Lining Contract
6109	650570-100000	71,250	Woodward Ave Sanitary Sewer
6109	650604-100000	60,779	Big Run/Hellbranch Subtrunk
6109	650704-100001	100,000	OSIS Augment Sewer, Henry St.-JPWWTP
6109	650706-100000	370,000	Lower Olentangy River Ecosystem Restoration, Fifth Ave. Dam Removal

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
6109	650724-100000	\$5,524,000	Lower Olentangy Tunnel
6109	650725-100004	600,000	Large Diameter Sewer Rehabilitation - Alum Creek Trunk South
6109	650725-100005	100,000	Big Walnut Trunk Sewer - North
6109	650725-100009	400,000	Center Large Diameter Rehabilitation
6109	650725-100010	1,867,154	Westside Trunk Rehabilitation
6109	650725-100011	1,200,000	Blacklick Creek Main Trunk
6109	650725-100014	250,000	Near North & East Area Large Diameter Assessment
6109	650744-100000	1,560,000	Brimfield Area Sanitary System Repair Project
6109	650745-100009	1,730,000	2017 General Construction Contract
6109	650747-100000	531,057	Fenway Court Sanitary Pump Station
6109	650748-100000	458,145	Stella Court Sanitary Pump Station
6109	650751-100000	525,000	Williams Rd./Castle Rd. Sanitary Pump Station Control Valve Upgrade
6109	650790-100000	100,000	Inflow Redirection - Noble & 4th
6109	650800-100000	5,331,984	General CA/CI
6109	650800-100021	500,000	Large Diameter Rehab Alum Creek Trunk
6109	650870-100003	987,130	Morse/Dominion Integrated Solution
6109	650870-100100	1,000,000	Blueprint Clintonville - Professional Const. Mgmt
6109	650870-100703	434,000	Blueprint Linden - Agler / Berrell
6109	650870-100704	650,000	Blueprint Linden - Artane / Parkwood
6109	650870-100801	771,000	Blueprint Hilliard - Palmetto/Westgate
6109	650870-100802	739,220	Blueprint Hilliard - Eureka/Fremont
6109	650870-101202	450,000	Blueprint Miller Kelton - Kelton/Fairwood
6109	650870-109151	700,000	Blueprint 5th Ave by Northwest - Northwest - Sunrise/Glenn
6109	650870-109152	494,370	Blueprint 5th Ave by Northwest - Northwest - Edgehill/Meadow
6109	650870-110166	200,000	Blueprint Olde Beechwold Area
6109	650870-115153	500,000	Blueprint Hilltop 4 - Highland/Harris
6109	650870-116154	500,000	Blueprint W. Franklinton - Yale/Edwin
6109	650870-116155	1,000,000	Blueprint W. Franklinton - Green/Glenwood
6109	650870-122171	1,500,000	Blueprint Near South - Morrill/Ann Area
6109	650870-122172	1,500,000	Blueprint Near South - Champion/Roberts Area
6109	650871-110171	5,910,400	2018 Construction Contract
6109	650872-110170	1,100,000	General CA/CI
6109	650875-100003	510,000	Blueprint Hilltop 4 Lining Project
6109	650875-100004	405,000	Blueprint Fifth by Northwest Lining Project
6109	650875-100005	1,050,000	Blueprint West Franklinton Lining Project
6109	650876-100000	1,700,000	Blueprint Columbus - Sump Pump Program
6109	650876-110172	1,749,565	Blueprint Clintonville - Sump Pump Project #2
6109	650886-100000	400,000	Scioto Main Sanitary Pump Stations
6109	650895-100002	320,000	Dyer/Lazar HSTS Elimination Program
	Total	<u>\$68,865,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Unlimited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Unlimited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Unlimited Tax Bonds, the proceeds of such Unlimited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

To provide for the payment of the costs of issuance of the Bonds and the rest of the Unlimited Tax Bonds, as well as the Limited Tax Bonds authorized by separate ordinances of this Council to be issued at the same time as the Unlimited Tax Bonds (as used herein, the “2017 Bonds”), which shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees, the Municipality is hereby authorized to expend a sum not to exceed One Million Dollars (\$1,000,000), and such amount is hereby deemed appropriated, which amount shall be allocated to, and paid from, the benefiting funds as determined by the City Auditor. Initial funds for the payment of such costs of issuance are hereby appropriated from Special Income Tax Fund, Fund 4430, which fund shall then be reimbursed by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Unlimited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Unlimited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Unlimited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Unlimited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

ORDINANCE ATTACHMENT

Template for Authorizing Appropriation

If fewer than three lines are needed please delete rows

If more than 3 lines are needed please insert rows.

Ord Number
1789-2017

Line #	Dept	Div	Obj Class	Main Acct	Fund	Subfund	Program	Section 3	Section 4	Section 5	Project ID	Amount
1	22	2201	07	67500	4430	443002	AU002					1,000,000.00
2												
3												

WHEREAS, at the election held on November 5, 2013 on the proposition of issuing bonds for the purpose hereinafter stated in the sum of Four Hundred Forty-Five Million Two Hundred Ninety-Five Thousand Dollars (\$445,295,000) and levying taxes outside the ten mill limitation to pay the principal and interest on such bonds, the majority of those voting on the proposition voted in favor thereof; and

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$62,820,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing, renovating, and improving infrastructure for the Department of Public Utilities, including the Division of Water, Division of Power, and Division of Sewerage and Drainage, acquiring real estate and interests in real estate, landscaping and otherwise improving the sites thereof, and acquiring furnishings, equipment and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is twenty-five (25) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Sixty-Two Million Eight Hundred Twenty Thousand Dollars (\$62,820,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal

of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other unlimited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the “Unlimited Tax Bonds.” The Unlimited Tax Bonds shall be designated “Various Purpose Unlimited Tax Bonds, Series 2017,” or as otherwise provided in the Certificate of Award in order, among other things, to distinguish any taxable series of Unlimited Tax Bonds from any Unlimited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Unlimited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Unlimited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Unlimited Tax Bonds are called for redemption, the Unlimited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Unlimited Tax Bonds is authorized, the Bond Registrar shall select Unlimited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Unlimited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Unlimited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Unlimited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Unlimited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Unlimited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Unlimited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Unlimited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Unlimited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Unlimited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Unlimited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Unlimited Tax Bonds shall be payable upon presentation and surrender of the Unlimited Tax Bonds at the office of the Bond Registrar. Each Unlimited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Unlimited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Unlimited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Unlimited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Unlimited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Unlimited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Unlimited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Unlimited Tax Bonds. So long as any of the Unlimited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Unlimited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Unlimited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Unlimited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Unlimited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Unlimited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

An Unlimited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Unlimited Tax Bond or Unlimited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Unlimited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Unlimited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Unlimited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Unlimited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Unlimited Tax Bonds. All Unlimited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Unlimited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Unlimited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Unlimited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Unlimited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Unlimited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Unlimited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Unlimited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Unlimited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of

interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Unlimited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of an Unlimited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Unlimited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Unlimited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Unlimited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Unlimited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Unlimited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Unlimited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Unlimited Tax Bonds from the Depository, and authenticate and deliver Unlimited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Unlimited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Unlimited Tax Bonds may be transferred only through a book-entry and (ii) physical Unlimited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Unlimited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Unlimited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Unlimited Tax Bonds, and to effect transfers of Unlimited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Unlimited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Unlimited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Unlimited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Unlimited Tax Bonds.

In the event that the Unlimited Tax Bonds are sold on a negotiated basis, the Unlimited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Unlimited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Unlimited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Unlimited Tax Bonds, the aggregate principal amount of the Unlimited Tax Bonds to be issued, the dated date of the Unlimited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Unlimited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Unlimited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Unlimited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Unlimited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Unlimited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Unlimited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Unlimited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Unlimited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Unlimited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Unlimited Tax Bonds, together with accrued interest on the Unlimited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Unlimited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Unlimited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Unlimited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Unlimited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Unlimited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Unlimited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate,

prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Unlimited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Unlimited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality, and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
6006	690026-100016	\$ 400,000	Home Road Property Demolition
6006	690236-100068	450,000	Silver Dr. Area WL imp
6006	690236-100070	75,000	South Broadleigh Rd Area WL imp
6006	690236-100076	375,000	Project Number 37 Water Main Replacement
6006	690236-100079	375,000	Project Number 40 Water Main Replacement
6006	690236-100080	350,000	Project Number 41 Water Main Replacement
6006	690236-100084	4,489,593	East Franklinton Water Line Improvements
6006	690236-100096	250,000	Project Number 50 Water Main Replacement
6006	690236-100097	250,000	Project Number 51 Water Main Replacement
6006	690236-100098	250,000	Project Number 52 Water Main Replacement
6006	690251-100000	150,000	O'Shaughnessy Hydroelectric - FERC
6006	690278-100004	150,000	DRWP Misc. Improve - Educational Signage
6006	690278-100005	500,000	DRWP Misc. Imp - Basin Clarifier Rehab
6006	690291-100002	5,000,000	PAWP Miscellaneous Improvements - Lime Slaker & Soda Ash Feeder
6006	690358-100000	1,000,000	Automatic Meter Reading
6006	690384-100000	410,000	Watershed Road Improvements
6006	690389-100000	800,000	HCWP Basin Concrete Rehab
6006	690391-100000	200,000	HCWP A & B Raw & Fin. Water
6006	690394-100000	3,250,000	Water Meter Renewal
6006	690411-100013	650,000	Hoover Dam Imp - Part 1
6006	690411-100015	100,000	Watershed Misc. Imp - Hoover Maintenance Complex Fuel System
6006	690414-100002	425,000	PAWP Sludge Removal - Land Acquisition
6006	690441-100002	2,000,000	Alum Creek Pump Stations - Exterior Renovations
6006	690451-100001	3,000,000	Mound District Booster Station discharge
6006	690473-100011	750,000	Misc. Water Tank Overflow Imp
6006	690477-100000	2,000,000	Water Storage Tank Painting
6006	690486-100000	1,200,000	HCWP Disinfection Improvements
6006	690487-100000	1,000,000	PAWP Disinfection Improvements
6006	690488-100000	1,800,000	PAWP Surface Water Treatment Upgrade
6006	690507-100000	400,000	HCWP Floc and Lime Basin Reconstruction
6006	690513-100000	350,000	PAWP HVAC Improvements
6006	690518-100000	3,295,407	Professional Construction Management-Supply Group
6006	690519-100000	1,375,000	HCWP Standby Power
6006	690520-100000	1,250,000	DRWP Standby Power
6006	690527-100000	1,000,000	Fire Hydrant Repairs (non R&R)
6006	690528-100002	500,000	2015 General Engineering Services - Distribution Group
6006	690535-100000	2,000,000	DRWP UV Disinfection

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
6006	690536-100000	\$1,600,000	HCWP UV Disinfection
6006	690541-100000	270,000	Reservoirs Bathymetric Study
6006	690549-100001	400,000	General CA-CI
6006	690554-100000	700,000	Laboratory Upgrades
6006	690556-100000	100,000	Security & Emergency Preparedness
6006	690557-100000	500,000	Land Stewardship Update
6006	690559-100000	1,650,000	HCWP Sludge Removal Lagoon 1&2
6303	440007-100000	15,000	UIRF Funding Street Lighting Projects - SIT Supported
6303	440007-100009	302,380	South High Street Decorative Lighting - 2126
6303	440007-100010	241,800	South High Street Decorative Lighting - 2140
6303	440007-100016	41,400	Mock Rd Standard Lighting
6303	440007-100018	205,000	North Central Standard Lighting
6303	440007-100019	33,000	Innis Road Standard Lighting
6303	440007-100021	566,420	East Main Decorative Lighting
6303	670003-100200	2,000,000	DOP Streetlight Program
6303	670793-100001	2,000,000	New Jackson Pike Substation Transformer
6204	610050-100000	3,680,000	Fountain Square
6204	610762-100000	400,000	General Engineering Services
6204	610792-100002	98,000	Detention Basin Modifications
6204	610805-100000	537,000	Rathbone Ave SSI
6204	611009-100000	5,300,000	Terrace Avenue/Broad Street Stormwater System Improvements
6204	611036-100000	185,000	Barnett Road Stormwater System Improvements
6204	611038-100000	<u>175,000</u>	Twin Lakes Upper Dam
	Total	<u>\$62,820,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Unlimited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Unlimited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Unlimited Tax Bonds, the proceeds of such Unlimited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds

and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Unlimited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Unlimited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Unlimited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the

representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Unlimited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Unlimited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$15,505,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23 of the, for the purpose of promoting economic and community development within the City of Columbus by purchasing, demolishing, renovating, improving, equipping and furnishing residential and commercial structures in the City, and acquiring, clearing, testing, remediating environmental issues, extending utilities, and otherwise improving residential and commercial sites in the City, and providing funds for grants in connection with the same; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is ten (10) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Fifteen Million Five Hundred Five Thousand Dollars (\$15,505,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and within the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other limited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the "Limited Tax Bonds." The Limited Tax Bonds shall be designated "Various Purpose Limited Tax Bonds, Series 2017," or as otherwise provided in the Certificate of Award, in order, among other things, to distinguish any taxable series of Limited Tax Bonds from any Limited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Limited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Limited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the "Interest Payment Dates"), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Limited Tax Bonds are called for redemption, the Limited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Limited Tax Bonds is authorized, the Bond Registrar shall select Limited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Limited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Limited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Limited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Limited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Limited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Limited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Limited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Limited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Limited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Limited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Limited Tax Bonds shall be payable upon presentation and surrender of the Limited Tax Bonds at the office of the Bond Registrar. Each Limited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond

shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Limited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Limited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Limited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Limited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Limited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Limited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Limited Tax Bonds. So long as any of the Limited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Limited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Limited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Limited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Limited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Limited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Limited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Limited Tax Bond or Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Limited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Limited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Limited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Limited Tax Bonds. All Limited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Limited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Limited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Limited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Limited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Limited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Limited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Limited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Limited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Limited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of a Limited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Limited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire

transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Limited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Limited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Limited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Limited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Limited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Limited Tax Bonds from the Depository, and authenticate and deliver Limited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Limited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Limited Tax Bonds may be transferred only through a book-entry and (ii) physical Limited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Limited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Limited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Limited Tax Bonds, and to effect transfers of Limited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Limited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Limited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Limited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Limited Tax Bonds.

In the event that the Limited Tax Bonds are sold on a negotiated basis, the Limited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Limited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Limited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Limited Tax Bonds, the aggregate principal amount of the Limited Tax Bonds to be issued, the dated date of the Limited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Limited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Limited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Limited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Limited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Limited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Limited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Limited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Limited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Limited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Limited Tax Bonds, together with accrued interest on the Limited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Limited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Limited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Limited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Limited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Limited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Limited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Limited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Limited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their

official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7739	590415-100000	\$ 50,000	Economic and Community Development
7739	590416-100002	2,200,000	Poindexter Village Housing
7739	590418-100000	1,100,000	Poindexter Village African American History Museum
7739	590423-100000	6,205,000	Neighborhood Infrastructure Improvements
7739	782001-100000	2,000,000	Housing Preservation
7739	782003-100000	350,000	Emergency Shelter Repair
7739	782004-100000	3,500,000	Vacant Housing Demolition
7739	782008-100000	<u>100,000</u>	Housing Remediation and Renovation
Total		<u>\$15,505,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Limited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The Municipality hereby covenants, pursuant to Ohio Revised Code Section 133.05(B)(7), to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Bonds in each year until full payment is made.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Limited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Limited Tax Bonds, the proceeds of such Limited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time

as the Limited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Limited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Limited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the

representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Limited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Limited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$5,900,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing and improving municipal facilities, including the acquisition of real estate, easements and other interests in real estate, the construction, reconstruction, relocation, remodeling, enlargement and improvement of buildings and other structures and related appurtenances thereto, the acquisition of furnishings, apparatus, communications equipment and other equipment, landscaping and site improvements; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is fifteen (15) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Five Million Nine Hundred Thousand Dollars (\$5,900,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and within the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other limited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the "Limited Tax Bonds." The Limited Tax Bonds shall be designated "Various Purpose Limited Tax Bonds, Series 2017," or as otherwise provided in the Certificate of Award, in order, among other things, to distinguish any taxable series of Limited Tax Bonds from any Limited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Limited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Limited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the "Interest Payment Dates"), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Limited Tax Bonds are called for redemption, the Limited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Limited Tax Bonds is authorized, the Bond Registrar shall select Limited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Limited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Limited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Limited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Limited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Limited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Limited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Limited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Limited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Limited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Limited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Limited Tax Bonds shall be payable upon presentation and surrender of the Limited Tax Bonds at the office of the Bond Registrar. Each Limited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond

shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Limited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Limited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Limited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Limited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Limited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Limited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Limited Tax Bonds. So long as any of the Limited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Limited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Limited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Limited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Limited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Limited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Limited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Limited Tax Bond or Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Limited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Limited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Limited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Limited Tax Bonds. All Limited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Limited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Limited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Limited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Limited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Limited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Limited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Limited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Limited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Limited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of a Limited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Limited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire

transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Limited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Limited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Limited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Limited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Limited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Limited Tax Bonds from the Depository, and authenticate and deliver Limited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Limited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Limited Tax Bonds may be transferred only through a book-entry and (ii) physical Limited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Limited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Limited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Limited Tax Bonds, and to effect transfers of Limited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Limited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Limited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Limited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Limited Tax Bonds.

In the event that the Limited Tax Bonds are sold on a negotiated basis, the Limited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Limited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Limited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Limited Tax Bonds, the aggregate principal amount of the Limited Tax Bonds to be issued, the dated date of the Limited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Limited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Limited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Limited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Limited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Limited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Limited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Limited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Limited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Limited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Limited Tax Bonds, together with accrued interest on the Limited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Limited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Limited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Limited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Limited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Limited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Limited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Limited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Limited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their

official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7733	570030-100120	\$2,000,000	Facility Renovations - Various
7733	570031-100001	600,000	City Hall Renovations - various
7733	570043-100025	2,300,000	Municipal Court Renovations
7733	570078-100001	<u>1,000,000</u>	1111 E. Broad Street Elevator Modernization
Total		<u>\$5,900,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Limited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The Municipality hereby covenants, pursuant to Ohio Revised Code Section 133.05(B)(7), to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Bonds in each year until full payment is made.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Limited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Limited Tax Bonds, the proceeds of such Limited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Limited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the

alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Limited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Limited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having

applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Limited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Limited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$1,500,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing and improving municipal facilities for the Division of Fleet Management, including the acquisition of real estate, easements and other interests in real estate, the construction, reconstruction, relocation, remodeling, enlargement and improvement of buildings and other structures and related appurtenances thereto, the acquisition of furnishings, apparatus, communications equipment and other equipment, landscaping and site improvements; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is ten (10) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of One Million Five Hundred Thousand Dollars (\$1,500,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and within the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other limited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the “Limited Tax Bonds.” The Limited Tax Bonds shall be designated “Various Purpose Limited Tax Bonds, Series 2017,” or as otherwise provided in the Certificate of Award, in order, among other things, to distinguish any taxable series of Limited Tax Bonds from any Limited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Limited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Limited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Limited Tax Bonds are called for redemption, the Limited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Limited Tax Bonds is authorized, the Bond Registrar shall select Limited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Limited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Limited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Limited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Limited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Limited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Limited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Limited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Limited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Limited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Limited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Limited Tax Bonds shall be payable upon presentation and surrender of the Limited Tax Bonds at the office of the Bond Registrar. Each Limited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond

shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Limited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Limited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Limited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Limited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Limited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Limited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Limited Tax Bonds. So long as any of the Limited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Limited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Limited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Limited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Limited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Limited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Limited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Limited Tax Bond or Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Limited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Limited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Limited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Limited Tax Bonds. All Limited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Limited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Limited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Limited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Limited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Limited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Limited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Limited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Limited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Limited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of a Limited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Limited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire

transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Limited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Limited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Limited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Limited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Limited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Limited Tax Bonds from the Depository, and authenticate and deliver Limited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Limited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Limited Tax Bonds may be transferred only through a book-entry and (ii) physical Limited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Limited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Limited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Limited Tax Bonds, and to effect transfers of Limited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Limited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Limited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Limited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Limited Tax Bonds.

In the event that the Limited Tax Bonds are sold on a negotiated basis, the Limited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Limited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Limited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Limited Tax Bonds, the aggregate principal amount of the Limited Tax Bonds to be issued, the dated date of the Limited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Limited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Limited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Limited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Limited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Limited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Limited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Limited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Limited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Limited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Limited Tax Bonds, together with accrued interest on the Limited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Limited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Limited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Limited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Limited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Limited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Limited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Limited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Limited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their

official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following fund and project in the amount set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
5215	550006-100005	<u>\$1,500,000</u>	CNG West Construction
Total		<u>\$1,500,000</u>	

While the Municipality anticipates spending the moneys allocated to the fund and project in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Limited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The Municipality hereby covenants, pursuant to Ohio Revised Code Section 133.05(B)(7), to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Bonds in each year until full payment is made.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Limited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Limited Tax Bonds, the proceeds of such Limited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Limited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Limited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Limited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby

authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Limited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Limited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$4,645,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23 of the, for the purpose of acquiring, developing, designing, improving and installing information systems software and hardware and related network infrastructure, acquiring, constructing, equipping and improving a fiber optic conduit system and a wireless infrastructure system in the City of Columbus, and related appurtenances thereto; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is seven (7) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Four Million Six Hundred Forty-Five Thousand Dollars (\$4,645,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and within the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other limited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other bonds may be issued in one or more series and will be jointly referred to herein as the "Limited Tax Bonds." The Limited Tax Bonds shall be designated "Various Purpose Limited Tax Bonds, Series 2017," or as otherwise provided in the Certificate of Award, in order, among other things, to distinguish any taxable series of Limited Tax Bonds from any Limited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Limited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Limited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the "Interest Payment Dates"), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Limited Tax Bonds are called for redemption, the Limited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Limited Tax Bonds is authorized, the Bond Registrar shall select Limited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Limited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Limited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Limited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Limited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Limited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Limited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Limited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Limited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Limited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Limited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Limited Tax Bonds shall be payable upon presentation and surrender of the Limited Tax Bonds at the office of the Bond Registrar. Each Limited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond

shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Limited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Limited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Limited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Limited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Limited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Limited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Limited Tax Bonds. So long as any of the Limited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Limited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Limited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Limited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Limited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Limited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Limited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Limited Tax Bond or Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmaturing principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Limited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Limited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Limited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Limited Tax Bonds. All Limited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Limited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Limited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Limited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Limited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Limited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Limited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Limited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Limited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Limited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of a Limited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Limited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire

transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Limited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Limited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Limited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Limited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Limited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Limited Tax Bonds from the Depository, and authenticate and deliver Limited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Limited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Limited Tax Bonds may be transferred only through a book-entry and (ii) physical Limited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Limited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Limited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Limited Tax Bonds, and to effect transfers of Limited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Limited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Limited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Limited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Limited Tax Bonds.

In the event that the Limited Tax Bonds are sold on a negotiated basis, the Limited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed, in the event that the Limited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Limited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the “Certificate of Award”) setting forth the Original Purchaser for the Limited Tax Bonds, the aggregate principal amount of the Limited Tax Bonds to be issued, the dated date of the Limited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

“Certificate of Award” means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Limited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which the Limited Tax Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which the Limited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Limited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Limited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Limited Tax Bonds shall be as set forth in the Certificate of Award.

“Original Purchaser” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which the Limited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Limited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Limited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Limited Tax Bonds, together with accrued interest on the Limited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Limited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Limited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Limited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Limited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Limited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Limited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Limited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Limited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their

official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
5105	470031-100000	\$ 200,000	Data Center Facility Upgrades
5115	470046-100000	750,000	Connectivity Project Fiber/Wireless
5105	470046-100003	60,000	Uninterruptable Power Supply (UPS)
5105	470047-100000	475,000	Enterprise System Upgrades
5105	470047-100002	250,000	Security Program Implementation (Citywide)
5105	470047-100003	190,000	Asset Management
5105	470047-100005	50,000	Enterprise System Upgrades - GIS
5105	470047-100011	150,000	Enterprise System Upgrades - Applications
5105	470050-100001	100,000	E – Gov. Initiatives - Mobile Application
5105	470052-100001	40,000	Telephony Upgrade - IVR Enhancements
5105	470066-100000	1,000,000	311 Call Center Upgrade
5105	470067-100000	<u>1,380,000</u>	Network Improvements
Total		<u>\$4,645,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Limited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The Municipality hereby covenants, pursuant to Ohio Revised Code Section 133.05(B)(7), to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Bonds in each year until full payment is made.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Limited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Limited Tax Bonds, the proceeds of such Limited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Limited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Limited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Limited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status

of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Limited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Limited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

WHEREAS, this City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality”) now deems it necessary to issue and sell up to \$750,000 of bonds of the Municipality under authority of the general laws of the State of Ohio, and in particular Ohio Revised Code Section 133.23, for the purpose of acquiring, constructing, renovating, and improving infrastructure for the Department of Recreation and Parks, including municipal parks, playgrounds and recreation facilities, acquiring real estate and interests in real estate, landscaping and otherwise improving the sites thereof, and acquiring furnishings, equipment and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is fifteen (15) years.

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

Section 1. Bonds of the Municipality shall be issued in one or more series, in the principal sum of Seven Hundred Fifty Thousand Dollars (\$750,000) (the “Bonds”), or such lesser amount as shall be set forth in the Certificate of Award, as hereinafter defined, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and within the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it is in the best interests of the Municipality to combine all or a portion of the Bonds with other limited tax bond issues of the Municipality, authorized by other ordinances adopted by this Council. The Bonds and such other

bonds may be issued in one or more series and will be jointly referred to herein as the "Limited Tax Bonds." The Limited Tax Bonds shall be designated "Various Purpose Limited Tax Bonds, Series 2017," or as otherwise provided in the Certificate of Award, in order, among other things, to distinguish any taxable series of Limited Tax Bonds from any Limited Tax Bonds the interest on which is excluded from gross income for federal tax purposes, for the purpose described in the title of this ordinance.

Section 5. The Limited Tax Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Limited Tax Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the "Interest Payment Dates"), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Limited Tax Bonds are called for redemption, the Limited Tax Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Limited Tax Bonds is authorized, the Bond Registrar shall select Limited Tax Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Limited Tax Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Limited Tax Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Limited Tax Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Limited Tax Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Limited Tax Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Limited Tax Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Limited Tax Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Limited Tax Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Limited Tax Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Limited Tax Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Limited Tax Bonds shall be payable upon presentation and surrender of the Limited Tax Bonds at the office of the Bond Registrar. Each Limited Tax Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the

preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Limited Tax Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Limited Tax Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Limited Tax Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Limited Tax Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Limited Tax Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Limited Tax Bond.

Section 7. The City Auditor is hereby appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Limited Tax Bonds. So long as any of the Limited Tax Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Limited Tax Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Limited Tax Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Limited Tax Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Limited Tax Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Limited Tax Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Limited Tax Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Limited Tax Bond or Limited Tax Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Limited Tax Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Limited Tax Bond for a period of fifteen (15) days next preceding the date of its maturity.

In all cases in which Limited Tax Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Limited Tax Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Limited Tax Bonds. All Limited Tax Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Limited Tax Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor determines that it is in the best interest of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Limited Tax Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the City Auditor or the Director of Finance and Management may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 8. The Limited Tax Bonds, or any portion thereof, may be initially issued to a Depository for use in a book-entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Limited Tax Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book-entry form shall have no right to receive Limited Tax Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Limited Tax Bond in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (iv) the Limited Tax Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Limited Tax Bonds in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Limited Tax Bonds as provided in this Ordinance.

The Bond Registrar may enter into an agreement with the beneficial owner or registered owner of a Limited Tax Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Limited Tax Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Limited Tax Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner

of the Limited Tax Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Limited Tax Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor, as Bond Registrar, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar (if the City Auditor is not then serving as Bond Registrar) and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Limited Tax Bonds to the Depository for use in a book-entry system.

If any Depository determines not to continue to act as a depository for the Limited Tax Bonds for use in a book-entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Limited Tax Bonds from the Depository, and authenticate and deliver Limited Tax Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Limited Tax Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Limited Tax Bonds may be transferred only through a book-entry and (ii) physical Limited Tax Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Limited Tax Bonds “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Limited Tax Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of Limited Tax Bonds, and to effect transfers of Limited Tax Bonds, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 9. The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to cause the Limited Tax Bonds to be sold by either competitive sale or by negotiated sale. In the event that the Limited Tax Bonds are sold by competitive sale, a Notice of Sale shall be published in the form and manner as shall be approved by the City Auditor or the Director of Finance and Management. After publication of such Notice of Sale, the Limited Tax Bonds may be awarded and sold to such purchaser (the “Competitive Purchaser”) as shall offer, in the opinion of the City Auditor or the Director of Finance and Management, the best rate of interest on the Limited Tax Bonds.

In the event that the Limited Tax Bonds are sold on a negotiated basis, the Limited Tax Bonds shall be sold to the purchaser or purchasers (collectively, the “Negotiated Purchaser,” and together with the Competitive Purchaser, the “Original Purchaser”) designated in the Certificate of Award (as defined herein). The City Auditor and the Director of Finance and Management, or either of them individually,

are authorized and directed, in the event that the Limited Tax Bonds are sold on a negotiated basis, to execute on behalf of the Municipality a Bond Purchase Agreement with the Negotiated Purchaser (which agreement may be combined with the purchase agreement for the purchase of other general obligation bonds authorized by separate ordinances of this Council), setting forth the conditions under which the Limited Tax Bonds are to be sold and delivered, which agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to execute on behalf of the Municipality a Certificate of Award (the "Certificate of Award") setting forth the Original Purchaser for the Limited Tax Bonds, the aggregate principal amount of the Limited Tax Bonds to be issued, the dated date of the Limited Tax Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance.

As used in this Section 9 and Section 5 hereof:

"Certificate of Award" means the Certificate of Award authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Limited Tax Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

"Earliest Optional Redemption Date" means the date specified in the Certificate of Award as the earliest date on which the Limited Tax Bonds may be called for redemption at the option of the Municipality.

"Mandatory Redemption Dates" means the dates to be specified in the Certificate of Award in which the Limited Tax Bonds that are Term Bonds are to be redeemed pursuant to the applicable Mandatory Sinking Fund Requirements.

"Mandatory Sinking Fund Requirements" means, as to Limited Tax Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Limited Tax Bonds (less the amount of credit, if any, as provided in the Certificate of Award) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

"Optional Redemption Prices," if any, for the Limited Tax Bonds shall be as set forth in the Certificate of Award.

"Original Purchaser" means such purchaser or purchasers as are identified in the Certificate of Award.

"Principal Retirement Dates" means the dates on which the Limited Tax Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Limited Tax Bonds is not later than the final maturity date permitted pursuant to Ohio Revised Code Section 133.20.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Limited Tax Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 100% of the aggregate principal amount of the Limited Tax Bonds, together with accrued interest on the Limited Tax Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Limited Tax Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five per centum (5.00%) per annum.

“Term Bonds” means those Limited Tax Bonds, as are determined in the Certificate of Award that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Limited Tax Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award.

The Mayor, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Limited Tax Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Limited Tax Bonds under the terms of this Ordinance and the Certificate of Award. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Limited Tax Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in their official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Limited Tax Bonds, and each is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Limited Tax Bonds as each deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and allocated to the following fund and project in the amount set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
7712	510622-100000	<u>\$750,000</u>	COSI
Total		<u>\$750,000</u>	

While the Municipality anticipates spending the moneys allocated to the fund and project in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Any premium received from the sale of the Limited Tax Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

The Municipality hereby covenants, pursuant to Ohio Revised Code Section 133.05(B)(7), to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Bonds in each year until full payment is made.

The City Auditor and the Director of Finance and Management, or either of them individually, are authorized to transfer funds from the unappropriated balance of Special Income Tax Fund, Fund 4430, as necessary to pay expenses related to the projects until such funds are received from the sale of the Limited Tax Bonds, at which time, the City Auditor and the Director of Finance and Management, or either of them individually, are authorized and directed to repay the Special Income Tax Fund the amount transferred under this Section. The Municipality intends to make a reimbursement allocation on its books for such expenditures not later than eighteen months following the later to occur of the date of such expenditures to be reimbursed or the date the project for which such expenditures were made is “placed in service” within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Limited Tax Bonds, the proceeds of such Limited Tax Bonds shall be used to reimburse the fund from which the advance for costs of the project will be made.

Pursuant to Ordinance No. 1789-2017, adopted on the same date as this ordinance, Council has authorized the expenditure of a sum not to exceed \$1,000,000 from Special Income Tax Fund, Fund 4430, and appropriated such amount to pay costs of issuance of the Bonds, in addition to Unlimited Tax Bonds and Limited Tax Bonds authorized by separate ordinances of this Council, to be issued at the same time as the Limited Tax Bonds (as used herein, the “2017 Bonds”), which costs of issuance shall include, but shall not be limited to, the fees and expenses of the Municipality’s bond counsel, the fees and expenses of the Municipality’s municipal advisor, rating agency fees, the fees and expenses associated with the sale of the 2017 Bonds and printing fees. Council hereby affirms such use and authorizes the reimbursement of Special Income Tax Fund, Fund 4430, by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the 2017 Bonds from the proceeds of the sale of the 2017 Bonds.

This Council hereby declares that the Limited Tax Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. Further, the City Auditor and Director of Finance and Management, or either of them

individually, are hereby authorized and directed to execute and deliver, for the benefit of the bondholders, a Continuing Disclosure Certificate in such form as is approved by the officer executing such certificate, as necessary to assist the Original Purchaser in complying with Rule 15c2-12(b)(5) adopted by the Securities Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time. The Continuing Disclosure Certificate shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07. The approval of such Continuing Disclosure Certificate shall be conclusively evidenced by the execution of such certificate by the City Auditor or Director of Finance and Management.

Section 10. Certain of the Limited Tax Bonds or a series thereof (the “Tax-Exempt Bonds”) may be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality hereby covenants that it shall comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Tax-Exempt Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it shall restrict the use of the proceeds of the Tax-Exempt Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the Tax-Exempt Bonds are issued, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Tax-Exempt Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Tax-Exempt Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer of the Municipality, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Tax-Exempt Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Tax-Exempt Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Tax-Exempt Bonds which limits the amount of Tax-Exempt Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Tax-Exempt Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits

(or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 11. The appointment of the law firm of Bricker & Eckler LLP to serve as bond counsel with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 12. The appointment of H.J. Umbaugh & Associates, Certified Public Accountants, LLP to serve as municipal advisor to the Municipality with respect to the issuance of the 2017 Bonds is hereby approved. The fees to be paid to such firm shall be subject to review and approval of the City Auditor, shall not exceed the fees customarily charged for such services, and shall be paid upon closing with cash from Special Income Tax Fund, Fund 4430, pursuant to Section 9.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Limited Tax Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Limited Tax Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 44-1(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://vendors.columbus.gov/sites/public>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

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 - 8/2/2017 9:00:00AM

RFQ006291 - Mayor's Office Copier

SEE ATTACHMENT

BID OPENING DATE - 8/3/2017 11:00:00AM

RFQ006053 - GASOLINE POWERED BOX TRUCK

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus Police Department via Fleet Management to obtain formal bids to establish a contract for the purchase and delivery of one (1) Gasoline Powered Box Truck with a minimum GVW rating of 14,500 lbs.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

delivery of one (1) Box Truck. All offerors must document a Box Truck certified reseller partnership. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The Box Truck offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The Box Truck and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.3 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Monday, July 17, 2017. Responses will be posted on the RFQ on Vendor Services no later than Thursday, July 20, 2017 at 4:00 pm.

1.4 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

RFQ006145 - Laboratory Water Sample Analysis UTC

1.1 Scope: The City of Columbus, Division of Water is obtaining bids for professional laboratory services to test water and environmental samples for Giardia and Cryptosporidium. The proposed contract will be in effect from the date of execution by the City through August 31, 2020.

1.2 Classification: Suppliers bidding on this bid proposal must be able to perform the following: MPA sample analysis - Consensus method without IFA techniques, MPA sample analysis - Consensus method with IFA techniques for Giardia and Cryptosporidium, Method 1623 or 1623.1 Giardia & Cryptosporidium analysis, Additional Aliquot Analysis, Additional Filter Analysis, Matrix Spike Analysis, and Rental of sampling equipment for Method 1623 including water meter, pressure regulator, flow control and 2 Envirocheck HV filters. Bidders are required to show experience in providing these types of services as detailed in these specifications.

1.2.1 Bidder Experience: The laboratory services offeror must submit an outline of its experience and work history in these types of laboratory services for the past five years.

1.2.2 Bidder References: The laboratory services offeror shall have documented proven successful contracts as specified in sections 3.4.2.1 and sections 3.4.2.2 with customers for that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page <http://vendors.columbus.gov/sites/public> and view bid number RFQ006145.

RFQ006192 - DOW/WQAL/ Real-Time qPCR System

1.1 Scope: The Water Quality Assurance Laboratory, Division of Water, is soliciting bids for a qPCR system to analyze cyanobacteria toxins in source and finished water of equal or greater quality than the Applied Biosystems 7500 Fast Real Time PCR system with 9 logs of linear dynamic range equipped with a Dell tower desktop computer. The 7500 Fast Real Time PCR system incorporates maximum performance in minimum time with its fully integrated fast block that ensures thermal uniformity at top speeds to deliver high quality results in thirty minutes.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.2 Classification The contractor will be responsible for supplying the real-time qPCR system, one primer express software and sequence detection software with supporting licenses on a tower computer, one 19 inch LCD flat panel monitor, and one printer. The contractor must have a dedicated service representative within 150 miles of the laboratory. The contractor will provide product installation and familiarization including: instrument connection, interface, functional confirmation, and on-site customer training.

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://vendors.columbus.gov/sites/public> and view bid number RFQ006192.

BID OPENING DATE - 8/4/2017 1:00:00PM

RFQ006057 - Parsons Ave. Water Plant HVAC Improvements

The City of Columbus, Department of Public Utilities (DPU), Division of Water (DOW) is soliciting Requests for Proposals (RFPs) from experienced professional consulting firms for engineering and architectural design services to evaluate and renovate the various existing heating, ventilating, and air conditioning (HVAC) systems at the Parsons Avenue Water Plant (PAWP) located at 5600 Parsons Avenue, Lockbourne, Ohio 43137.

RFQ006152 - West Side Trunk Large Diameter Sewer Condition Assessment

The City of Columbus Division of Sewerage and Drainage (DOSD) initiated West Side Trunk Large Diameter Sewer Condition Assessment CIP 650725-100010 to proceed forward with the next segment of its Large Diameter Sewer Assessment program in which field investigations are performed in order to produce a Technical Memorandum summarizing the observed conditions of the sewer.

The West Side Trunk includes:

Big Run Trunk

West Side Sanitary Sewer

Williams Road Sanitary Subtrunk-Parsons Relief Sewer

Interconnecting Trunk (North and South)

The sewers diameters ranging from 42" to 156" and the approximate length of the sewers to be inspected is 95,600 feet.

All work shall meet or exceed the requirements of the National Association of Sewer Service Companies (NASSCO) Recommended Specifications for Sewer Collection System Rehabilitation (latest edition) and must be done in complete conformance with the current versions of Sewer Video Recording and Inspection supplemental Specification SS-5.

Proposals will be received by the City until 1:00 pm on Friday, August 4, 2017. No proposals will be accepted thereafter.

RFQ006294 - 2017 CFD Dewalt Batteries

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 8/8/2017 1:00:00PM

RFQ006135 - Construction Inspection and Materials Testing 2017

1.1 Scope: The City of Columbus, Department of Public Service is receiving proposals until August 8, 2017 at 1:00 P.M. local time, for professional engineering consulting services for the Construction Inspection & Materials Testing 2017 RFP. Proposals are being received electronically by Department of Public Service, Office of Support Services. Proposals shall be submitted to DPSRFP@columbus.gov.

The Department of Public Service is initiating a procurement effort for a construction inspection contract with materials testing. The contract will provide for construction inspection services and materials testing for City of Columbus projects and may also be used for other projects for which the City is providing construction inspection services and materials testing. The intent of the contracts is to provide the Department of Public Service with continuing, contractual access to additional resources that are necessary to provide inspection expertise and various material testing. The Department will award one (1) contract worth up to \$250,000.00. The Department anticipates submitting planned requests to modify the contract as the operational need arises and as funding capacity will allow over the term of this contract. The initial contract amount and subsequent modification amounts are dependent upon funding approval.

A pre-proposal meeting will not be held.

The last day to submit questions is August 1, 2017; phone calls will not be accepted.

The selected Consultants shall attend a scope meeting anticipated to be held on/about August 23, 2017. If the Project Manager is not available, the Consultants may designate an alternate to attend in their place.

1.2 Classification: Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. All questions concerning the RFP are to be sent to capitalprojects@columbus.gov. The last day to submit questions is August 8, 2017. Responses will be posted on the Vendor Services po

BID OPENING DATE - 8/9/2017 1:00:00PM

RFQ006284 - DEV Land Bank Demolition

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus Department of Development has demolished hundreds of structures and expects to continue demolitions as funds are available. The contractors will provide all labor, material, and equipment necessary to demolish structures and perform asbestos abatement services at specifically designated structures of the Department of Development's Land Bank Program and non-City owned properties. The services must comply with all codes, standards, regulations, and worker safety rules, as they apply, that are administered by federal, state, and local agencies.

Interested contractors must respond to this bid and submittals will be reviewed by an Evaluation Committee. Any agreement or contract entered into will be in accordance with the provisions of Chapter 329 of Columbus City Code, the standard agreements for construction and services of the Department of Development, and all other applicable rules and regulations.

The City seeks to hire one contractor per bid to perform the designated services. Each bid may have multiple structures requiring demolition and asbestos abatement services of each. The City will provide copies of asbestos survey reports. The City reserves the right to cap the dollar amount of contracts awarded to one contractor at any one time. The City also reserves the right to limit the number of bids awarded to a single contractor at any one time dependent on funding availability, number of structures already assigned for demolition to a contractor, contractor's capacity to tear down assigned structures, and compliance with the scope of services.

Bids will be received electronically through the Vendor Services System. For additional information concerning this bid, including procedures for obtaining a copy of the bid documents and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov> <<http://vendorservices.columbus.gov>>) and view this bid number in Open Solicitations

RFQ006285 - DEV Land Bank Demolition

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Bids will be received electronically through the Vendor Services System. For additional information concerning this bid, including procedures for obtaining a copy of the bid documents and how to submit a proposal, you must go to the City of Columbus Vendor Services web page

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(<http://vendorservices.columbus.gov> <<http://vendorservices.columbus.gov/>>) and view this bid number in Open Solicitations

BID OPENING DATE - 8/10/2017 11:00:00AM

RFQ006093 - DOT/SAP BUSINESS OBJECTS/RFP

1.1 Purpose

The City of Columbus, Ohio is soliciting Proposals (hereon referred to as RFP) pursuant to Columbus City Codes from experienced professional consulting firms to assist with the continued development of the Department of Technology's (DoT) SAP Business Objects Business Intelligence Platform (SBOP BI).

The Department of Technology provides the following services:

- Manages nearly \$12 million in City of Columbus technology contracts
- Supports major City of Columbus Technology Systems including income tax, utilities billing systems, 311, and building permit systems
- Procures, deploys and support over 10,000 networked devices, including desktop computers, tablets, telephones and mobile devices
- Manages and operates two Data Centers, storing over 1.8 petabytes on over 550 servers
- Manages over 500 miles of fiber that allows for quick and efficient transfer of data between City facilities
- Houses a nationally recognized and award winning Geographic Information System
- Houses the award winning MyColumbus mobile app and Columbus.gov website delivering city services to your fingertips

COMPLETE BID SPECIFICATION ATTACHED

RFQ006211 - FLOCCULATOR SPROCKET AND BEARINGS REPLACEMENT PTS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of this bid proposal to provide an option contract(s) for Flocculator Sprockets and Bearings, as specified within. These replacement parts will be used at various water and wastewater treatment plants located within the Columbus metropolitan area. The proposed contract will be in effect through December 31, 2020. The City estimates spending \$70,000.00 annually for this contract.

1.2 Classification: This bid proposal and the resulting universal term contract will provide for the purchase and delivery only of flocculator parts as originally manufactured by the Jeffrey Manufacturing Company. All installation will be handled by City of Columbus personnel. Part numbers referenced in the bid specifications and on the Proposal Pages are Envirex part numbers unless otherwise stated. Bidders are required to show experience in providing this type of equipment as detailed in these specifications.

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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.

1.3 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

RFQ006247 - JPWWTP - GAS FLOW METER

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 ten (10) Gas Flow Meters consisting of flow sensing transducers, separate electronics packages, and interconnect cables. The equipment will be used at the Jackson Pike Wastewater Treatment Plant to monitor digester gas flow. This will help the facility monitor the amount of gas being produced in the digesters.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of the ten (10) Gas Flow Meters. The winning bidder will provide all materials as listed in these specifications. Installation is to be provided by the City of Columbus.

1.2.1 Bidder Experience: The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

1.2.2 Bidder References: The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity and cost to the requirements of this specification.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page <http://vendors.columbus.gov/sites/public> and view bid number RFQ006247.

BID OPENING DATE - 8/10/2017 1:00:00PM

RFQ006136 - UIRF - South Linden Sidewalks

1.1 Scope: The City of Columbus, Department of Public Service is receiving proposals until August 10, 2017 at 1:00 P.M. local time, for professional engineering consulting services for the UIRF – South Linden Sidewalks 2017, UIRF - Far South Engineering 2017, and UIRF - Sidewalks and Roadway Improvements 2017 RFP. Proposals are being received electronically by Department of Public Service, Office of Support Services. Proposals shall be submitted to DPSRFP@columbus.gov.

The Department of Public Service is initiating a procurement effort that will result in the award and execution of three engineering contracts for specific projects defined in the RFP. Three separate firms will be selected. The selection will be based on established scoring criteria. A firm may specify a preference for a specific contract as indicated in their proposal but it will not affect proposal scoring.

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The intent of these contracts is to provide the Department of Public Service with continuing, contractual access to additional resources that are necessary to perform professional engineering and survey services as well as provide technical expertise for the Department to implement projects for the Department of Development through the City's Urban Infrastructure Recovery Fund (UIRF) program.

A pre-proposal meeting will not be held.

The last day to submit questions is August 3, 2017; phone calls will not be accepted.

The selected Consultants shall attend a scope meeting anticipated to be held on/about August 24, 2017. If the Project Manager is not available, the Consultants may designate an alternate to attend in their place.

1.2 Classification: Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. All questions concerning the RFP are to be sent to capitalprojects@columbus.gov. The last day to submit questions is Aug 3, 2017. Responses will be posted on the Vendor Services portal as an addendum. Phone calls will not be accepted.

BID OPENING DATE - 8/15/2017 1:00:00PM

RFQ006198 - SI - Glenchester Dr at Hilliard-Rome Rd

1.1 Scope: The City of Columbus, Department of Public Service is receiving bids until August 15, 2017 at 1:00 PM local time, for construction services for the Signal Installation - Glenchester Drive at Hilliard-Rome Road project. Bids are to be submitted only at www.bidexpress.com. Hard copies shall not be accepted.

This project will add a signal at the intersection of Hilliard-Rome Road and Glenchester Drive, a north bound left turn lane onto Glenchester Drive, and new curb ramps on the northern limits of the project at Glenchester Drive at the intersection of Hilliard-Rome Road. Hilliard-Rome Road will be widened from south of Glenchester Drive to Smith Road.

A pre-bid meeting will not be held.

Notice of published addenda will be posted on the City's Vendor Services web site and all addenda shall be posted on www.bidexpress.com.

1.2 Classification: All bid documents (Invitation for Bid, technical specifications, plans, and future addenda) are available for review and download at www.bidexpress.com. Firms wishing to submit a bid must meet the mandatory requirements stated in the IFB, including being prequalified by the City of Columbus Office of Construction Prequalification. All questions concerning this project are to be sent to capitalprojects@columbus.gov. The last day to submit questions is August 8, 2017; phone calls will not be accepted.

1.3 Bid Express: If you do not have an account with Bid Express and you would like to review projects information or submit a bid, you will need to sign up for an account. Go to www.bidexpress.com in order to sign up.

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BID OPENING DATE - 8/17/2017 11:00:00AM

RFQ006220 - Fleet OEM Truck Parts UTC

1.1 Scope: It is the intent of this bid proposal to provide all agencies of the City of Columbus with a "Catalog" firm offer for sale option contract(s) for the purchase of OEM Truck Parts, Supplies, and Accessories. The bidder shall submit standard published catalogs and price lists of items offered. The total annual estimated expenditure for OEM Truck Parts, Supplies, and Accessories is eight thousand dollars (\$800,000.00). The proposed contract shall be in effect from the date of execution by the City to and including September 30, 2019.

1.2 Classification: The contract(s) resulting from this bid proposal will provide an option for the purchase and delivery of OEM Truck Parts, Supplies, and Accessories by any agency of the City from the catalogs and price lists provided. Bidders are required to show experience in providing these types of products and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The OEM Truck Parts, Supplies, and Accessories offeror must submit an outline of its experience and work history in these types of products and warranty service for the past five years.

1.2.2 Bidder References: The OEM Truck Parts, Supplies, and Accessories 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 submitted on the vendor services portal by 11:00 am Thursday, August 3, 2017. Responses will be posted on the portal no later than 4:00 p.m. (local time) on Monday, August 10, 2017. See section 3.2.3 for additional details.

1.3 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid.

RFQ006222 - Utility Service Bodies

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Division of Water, to obtain formal bids to establish a contract for the purchase, installation, and immediate delivery of four (4) Service Bodies to be mounted on Division of Water supplied Cab and Chassis. The equipment will be used as a Service Truck by the Water Consumer Services Section.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase, installation, and delivery of four (4) Service Bodies to be mounted on Division of Water supplied Cab and Chassis. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

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1.2.1 Bidder Experience: The Service Body offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The Service Body warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.3 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by Monday, July 31, 2017 at 11:00 am. Responses will be posted on the RFQ on Vendor Services no later than Thursday, August 3, 2017 at 4:00 pm.

1.4 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

RFQ006237 - Golf - Greens Roller

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department, Golf Section to obtain formal bids to establish a contract for the purchase of three (3) Greens Rollers with three (3) Transport Trailers and four (4) Brush kits to be used on the Golf Courses throughout the City for grounds maintenance.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of three (3) Greens Rollers, three (3) transport trailers and four (4) brush kits. All Offerors must document the manufacture certified reseller partnership. Bidders are required to show experience in providing this type of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.3 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

BID OPENING DATE - 8/23/2017 3:00:00PM

RFQ006234 - Cooper Park Stormwater System Improvements Project

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus is accepting bids for Cooper Park Stormwater System Improvements CIP6111011-100000, the work for which consists of approximately 1082 feet of 30 inch and 48 inch pipe, 1252 feet of 15 inch to 48 inch pipe cleaning, and other such work as may be necessary to complete the contract, in accordance with the plans [plan number] and specifications set forth in the Invitation For Bid.

WHERE & WHEN TO SUBMIT BID

Bids will only be received electronically by the City of Columbus, Department of Public Utilities via Bid Express (www.bidexpress.com). Bids are due August 23rd at 3:00 P.M. local time. Bidders are welcome to attend the public bid opening, to be held in the 1st Floor Auditorium at 910 Dublin Road, Columbus, Ohio 43215.

SPECIFICATIONS

Drawings and technical specifications are available as separate documents at www.bidexpress.com. Drawings and technical specifications are contract documents.

PRE-BID CONFERENCE

There will be no pre-bid conference for this project. Submit questions as directed below.

QUESTIONS

Questions pertaining to the drawings and specifications must be submitted in writing only to the City of Columbus, ATTN: Hunter Kelly PE, via email at hwkelly@columbus.gov prior to August 16, 2017, 5:00 PM local time.

Questions regarding the IFB (excluding the drawings and specifications) should be submitted to Mary Miller, Management Analyst I, City of Columbus, Fiscal-Capital, via fax 614-724-0193, voice 614-645-6476, or email mlmiller@columbus.gov prior to August 16, 2017, 5:00 PM local time.

PREQUALIFICATION REQUIREMENTS

Bidders must be pre-qualified responsible or provisionally responsible at bid due date to be awarded a contract for city construction work.

BID OPENING DATE - 8/24/2017 11:00:00AM

RFQ006268 - Pothole Patchers

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus Public Service Department to obtain formal bids to establish a contract for the purchase and delivery of Compressed Natural Gas (CNG) powered pothole patcher trucks.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of two (2) CNG powered pothole patcher trucks. All offerors must document a pothole patcher reseller partnership. Bidders are required to show experience in providing the type of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The pothole patcher offeror must submit an outline of its experience

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and work history with this type of equipment and warranty service for the past five years.

1.2.2 Bidder References: The pothole patcher equipment and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.3 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Monday, August 7, 2017. Responses will be posted on the RFQ on Vendor Services no later than Thursday, August 10, 2017 at 4:00 pm.

1.4 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

RFQ006292 - DUMP AND LIFT GATE

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase and installation of one (1) Dump Body and Lift Gate. The truck will be used by the Sewer Maintenance Operations Center.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and installation of one (1) Dump Body and Lift Gate. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The truck offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The truck and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.3 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Monday, August 7, 2017. Responses will be posted on the RFQ on Vendor Services no later than Thursday, August 10, 2017 at 4:00 pm.

1.4 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

RFQ006298 - Forklift

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Ohio to obtain formal bids to establish a contract for the immediate purchase and delivery of one (1) Yale NDR030DB Narrow Aisle Reach Truck or equal with accessories. This forklift will be used at the City of Columbus Traffic Maintenance Facility.

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1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) Yale NDR030DB Narrow Aisle Reach Truck or equal. All offerors must document a certified reseller partnership for the proposed unit. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The forklift and attachment offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The forklift and attachment and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.3 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Monday, August 7, 2017. Responses will be posted on the RFQ on Vendor Services no later than Thursday, August 10, 2017 at 4:00 pm.

1.4 For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the City of Columbus Vendor Services web site at <http://vendors.columbus.gov/sites/public> and view this bid number.

COLUMBUS FAMILIES TOGETHER FUND LEGAL SERVICES GRANT REQUEST FOR PROPOSALS (RFP)

- Release Date of RFP: Friday, July 28, 2017
- Pre-Bidders' Conferences: Thursday, August 3, 2017, 3:00 pm to 4:30 pm
Columbus City Hall
90 West Broad Street, Room 225
Columbus, OH 43215
RSVP: kaellingsen@columbus.gov
- Monday, August 7, 2017, 9:00 am to 10:30 am
Columbus City Hall
90 West Broad Street, Room 225
Columbus, OH 43215
RSVP: kaellingsen@columbus.gov
- Submission Deadline: **Friday, August 18, 2017, at 5:00 pm EDT**
Late submissions will not be accepted.
- Submission Details: Proposals may be submitted by e-mail to kaellingsen@columbus.gov & beshinn@columbus.gov or by hard copy via mail or hand delivery to:
Columbus Families Together Legal Services Grant
Councilmember Elizabeth Brown
Columbus City Council
90 West Broad Street, Room 231
Columbus, OH 43215
- Points of Contact: Kelsey Ellingsen, Legislative Aide to Councilmember Elizabeth Brown
kaellingsen@columbus.gov
614-645-7163
Brian E. Shinn, Director of Human Resources for City Council
beshinn@columbus.gov
614-645-5525
- Availability of RFP: The RFP will be posted on the Columbus City Council website:
<https://www.columbus.gov/council/ColumbusFamiliesTogetherFund>

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SECTION I – BACKGROUND

A. Introduction

Columbus prides itself on being a diverse city that welcomes all people. Ten percent of the city's residents are foreign-born; our Somali population is the second-largest in the nation; and nearly half of all refugees settled in Ohio are settled here in Franklin County. Immigrant and refugee communities are critical economic contributors to Columbus. They pay \$345 million each year in state and local income taxes, \$638 million in federal taxes, and spend \$2.8 billion in the local economy. In fact, immigrants contribute slightly more than their share in taxes relative to their income. It is in the city's clear economic and public safety interest to protect its immigrant and refugee families.

Yet Columbus' immigrant and refugee communities face unique threats. They are especially vulnerable as victims of crime and financial scams because the fear of a loved one's deportation prevents them – undocumented or not – from reporting crimes. This makes the city less safe for everyone. Aggressive deportation tactics tear deported parents from their children, inducing permanent financial strains on families, placing children into the foster care system, and unnecessarily burdening state and local resources for the long run.

According to Secure Communities data, among counties with more than 1,000 removals between 2010 and February 2015, Franklin County removed the nation's highest percentage of low-priority immigrants at 52 percent. Recently, immigrants in Columbus have reported higher rates of fear of deportation and a higher presence of ICE within their communities, as well as heightened fear that applications for immigration benefits will result in being targeted by ICE for deportation.

Many immigrants who do not have lawful immigration status nonetheless have meritorious claims to remain in the United States, including asylum, Deferred Action for Childhood Arrivals, cancellation of removal, waivers of unlawful presence, or other legal forms of relief that could prevent deportations and the resulting harms to family members and the Columbus community.

The missing link is access to competent legal services. Legal representation is the most decisive factor in the outcome of immigration cases, yet it is woefully out of reach for low-income immigrants in particular.

Consequently, Columbus City Council established the Columbus Families Together Fund (CFTF) in 2017, to protect immigrant and refugee families in Central Ohio from the financial and emotional devastation that results from aggressive immigration enforcement. The CFTF has a \$275,000 total budget over three years for organizations that meet specified legal services needs within the immigrant community, with \$175,000 allocated by the City of Columbus and an additional \$100,000 in private philanthropic dollars pledged by the Vera Institute of Justice.

The CFTF is a critical need in Central Ohio. The wellbeing of our immigrant communities is intertwined with the city's overall wellbeing. Ultimately, Columbus is a safer, more just, and more economically vibrant city for everyone when we address the needs of all our residents.

B. Funding Areas

1. Legal Orientation Program & Direct Legal Representation Grant

Columbus City Council is soliciting proposals from nonprofit legal service providers (LSPs) in the Central Ohio area to provide a Legal Orientation Program (LOP) to educate detained persons on their rights under immigration law and to provide direct legal representation to detained immigrants in removal proceedings in the Cleveland Immigration Court in Cleveland, Ohio, for those persons who meet the program's eligibility criteria. Currently, persons from Central Ohio who are detained by ICE are detained in the Butler County Jail in Hamilton, Ohio, while their cases are pending in the Cleveland Immigration Court.

a. The Legal Orientation Program (LOP)

The LOP will be available to any person detained in the Butler County Jail by ICE. It will provide general information about immigration law, the rights of those detained and subject to removal, and the processes and procedures in U.S. Immigration Courts. The LOP will not provide specific legal advice to any person, will be conducted consistent with the Ohio Rules of Professional Conduct, and will not constitute the unauthorized practice of law. LOP programs and any materials distributed must be provided in the native languages that are spoken by the majority of persons detained in that facility or through qualified interpreters. Initially, the LOP will be offered weekly, and may be offered on other regularly scheduled intervals depending upon the need and the response. The LOP must be conducted by licensed attorneys, paralegals, or other trained professionals who have experience in immigration law, and the persons conducting the LOP may be paid or pro bono. The detained persons who participate in the LOP will be informed of the availability of legal representation for qualified individuals and will be given information about eligibility and screening.

b. Screenings for Eligibility for Legal Representation

In accordance with existing Butler County Jail practice, the LSP will request attorney visits with interested individuals in order to complete the screening, and the visits will take place in the jail's existing attorney visitation rooms. The LSP may utilize licensed attorneys employed by the LSP, licensed attorneys contracting with the LSP, or volunteer licensed attorneys to conduct the screenings. However, the LSP must require that any volunteer attorneys conducting screenings will not represent for private gain any individual with whom they came into contact while volunteering for the screening unless the client becomes ineligible for CFTF or Vera funds due to a change in income or other reasons. Family members of the detained individuals may also request that their family member be screened for eligibility for representation by contacting the LSP.

c. Eligibility Requirements for Legal Representation

Detained persons who meet the eligibility requirements will be provided with legal representation by licensed attorneys in the Cleveland Immigration Court. To be eligible for representation using CFTF monies, a person must:

1. Be detained by ICE in the Butler County Jail and subject to removal proceedings;
2. Either be a resident of Columbus or Franklin County, Ohio, or have resident dependents;
3. Live at or below 200 percent of the federal poverty line; and
4. May not have a documented conviction of a violent crime.

d. Anticipated Number of Cases

On average, Butler County Jail holds 10 to 15 bond hearings each week via televideo for individuals detained by ICE. Based on estimations by the local legal community and data from the jail, of the 10 to 15 bond hearings each week, approximately six detained individuals per week (or approximately 312 per year) would meet the eligibility requirements of CFTF. Over a one-year period, CFTF expects to be able to provide legal representation for all eligible individuals for their bond redetermination hearings. Of those cases, we estimate that a maximum of 25 CFTF-eligible individuals per year would need representation for their detained individual hearings if they were denied bond and qualified for an application for relief from removal. This is due to the fact that the Cleveland Immigration Court is among the most backlogged in the country.

e. Other Requirements

- The LSP receiving this CFTF grant must submit a proposal to provide **both** the LOP in the Butler County Jail and direct legal representation for detained persons facing removal proceedings in the Cleveland Immigration Court.
- To allow more persons to obtain representation through the fund, the LSP proposal that is awarded the CFTF grant must include hiring an attorney full-time or part-time on a salary basis to handle the legal representation, rather than billing on a per case or billable hour basis.
- The LSP that is awarded this grant must be able to begin providing the legal services described in this RFP **no later than October 31, 2017**.
- The LSP that is awarded the grant for the LOP & Direct Legal Representation must agree to continue representing the individuals represented through the CFTF grant through the life of the case, and they only may withdraw from the representation consistent with the Ohio Rules of Professional Conduct.
- The LSP awarded the grant must agree to participate in training organized by the CFTF and Vera.
- The LSP awarded the grant must submit monthly, quarterly, and annual reports related to the LOP and representation as requested by CFTF and Vera.

- The LSP awarded the grant must agree to cooperate with CFTF and Vera regarding data collection related to the legal services provided, consistent with protecting client confidences and the Ohio Code of Professional Conduct.
- The LSP awarded the grant must agree to participate in public information and awareness activities related to the CFTF and Vera grant.

2. Additional Legal Assistance Grant(s)

Because an intact family is one determining factor in economic self-sufficiency and long-term child success, the CFTF will allocate \$17,500 towards additional legal services that help keep families together in the Central Ohio immigrant and refugee communities. Those services may include but are not limited to: family reunification assistance applications; applications for visas, political asylum, and U visas; and Know-Your-Rights (KYR) training sessions.

These services may leverage volunteer attorney networks. For example, KYR training sessions are a useful tool to help immigrant and refugee communities in Central Ohio gain an understanding of their legal rights in their native languages. When faced with an encounter with law enforcement or ICE officials, immigrants who know their rights can reduce their chances of detention in a lawful fashion. An organization could leverage pro bono services by matching KYR experts with volunteer attorneys in order to create a training network that will expand local expertise on immigrant rights. It could use those volunteer attorneys to staff KYRs within its own organization and other organizations where needed.

An organization may submit a proposal to provide additional legal assistance separately from or together with a proposal to provide the other services described in this RFP funded by the CFTF. A grant from the CFTF for additional legal assistance will be awarded independently from other grants from the CFTF.

- Priority will be given to grant proposals directed at serving diverse immigrant and refugee groups, rather than a single immigrant and refugee group.
- The organization(s) awarded grants for additional legal assistance must be able to begin providing those services **no later than December 2017**.
- The organization(s) awarded grants for additional legal assistance must agree to participate in training organized by the CFTF.
- The organization(s) awarded grants for additional legal assistance must submit monthly, quarterly, and annual reports related to the services provided under this grant as requested by CFTF.
- The organization(s) awarded grants for additional legal assistance must agree to cooperate with CFTF regarding data collection related to the services provided, consistent with protecting client confidences and the Ohio Code of Professional Conduct.

- The organization(s) awarded grants for additional legal assistance must agree to participate in public information and awareness activities related to the CTF.

C. Eligible Organizations

1. Applicants for all CTF grant awards shall meet the following requirements:

- a. Be a nonprofit organization with a with a Federal 501(c)(3) tax-exempt status or evidence of fiscal agent relationship with a 501 (c)(3) organization; or be a private entity that is mobilizing pro bono legal services;
- b. Be currently registered to do business in Ohio and in good standing with the Ohio Secretary of State; and
- c. Have a record of successfully providing services to the Central Ohio immigrant and refugee community.

2. In addition to the requirements listed above, applicants for the LOP/Direct Legal Assistance grant must also meet the following requirements:

- a. Demonstrate a successful record of providing competent legal services to immigrant and refugee communities in a manner consistent with all ethical requirements;
- b. Possess the knowledge and experience to be able to provide competent legal representation in removal defense cases in immigration courts or present a training plan that will permit a licensed attorney to be trained and prepared to handle these cases by the end of October 2017;
- c. Utilize an effective case management system for all client matters;
- d. Provide proof of professional liability insurance for all attorneys employed or contracted with to provide the legal services described in this RFP to clients; and
- e. Provide to the city a Certificate of Good Standing or similar document from the jurisdiction in which any attorney employed or contracted with to provide the legal services described in this RFP is licensed to practice law within 30 days of being employed or engaged.

D. Number of Grants to Be Awarded, Amounts, and Duration of Grants

1. **One grant of \$157,500 from CTF to an LSP to provide the LOP & Direct Legal Representation and a potential additional grant of \$100,000 from Vera to the same LSP for legal representation.**

Columbus also applied for and was selected to be a member of the SAFE (Safety and Fairness for Everyone) Cities Network – a diverse group of local jurisdictions from around the country committed to due process and to providing legal representation to immigrants facing removal. As a member of this network, the legal services provider awarded the CFTF grant will potentially become eligible for increased funding of up to \$100,000 from the Vera Institute of Justice to augment the legal representation funded by the city. This funding will be made available directly from Vera for representation for removal defense provided under the universal representation model, with a priority for serving those who are detained.

Under the universal representation model, representation is offered to all clients who meet the eligibility requirements specified above, without conducting a preliminary assessment of the merits of the case. To receive the additional Vera funding, the LSP will propose a plan for intaking clients (for example, using the LOP to identify clients who qualify for the program, and then conducting intake for all who qualify) and offering representation under this model. If a client is released while the case is pending, the LSP will re-screen for financial eligibility. If the client is no longer financially eligible for services, or if she or he obtains a change of venue outside of the Cleveland Immigration Court, she or he will be required to seek other counsel. Withdrawal from representation is permitted in either of these circumstances, and when required for legal or ethical reasons, and consistent with the Ohio Code of Professional Conduct.

The LSP receiving Vera funding will provide representation at all stages of immigration court proceedings, including master calendar hearings, bond proceedings, competency hearings, merits hearings, USCIS applications and proceedings related to being granted relief from removal, and BIA appeals. Additional representation services for post-conviction relief, federal habeas corpus, or post-BIA appeals are not mandated by this funding, but are encouraged when merited by the issues involved. Representation initiated under Vera funding must be continued through the disposition of the case, including those cases that will be completed after the contract period.

2. \$17,500 for additional legal services – grants to multiple organizations are possible.

There is no guarantee of any additional funding beyond the initial grant awards.

E. Review of Grant Applications

All grant applications for CFTF received by the deadline of Friday, August 18, 2017, at 5:00 p.m. EDT will be reviewed and scored by a panel of five reviewers. The panel will consist of city officials and outside experts who are qualified based upon their experience in legal services, criminal justice, immigration law, project management, grant administration, and/or education. No member of the review panel shall

have a business or fiduciary relationship with any organization that submits a grant application for CFTF funds. Grant award determinations may not be contested.

F. Award Notification

Organizations that are awarded CFTF funds will be notified by e-mail and regular U.S. mail no later than Friday, September 8, 2017.

G. Submission Guidelines

Grant applications may be submitted electronically by e-mail to kaellingsen@columbus.gov and to beshinn@columbus.gov. Grant applications may also be submitted in hard copy via mail or hand delivery to:

Columbus Families Together Legal Services Grant
Councilmember Elizabeth Brown
Columbus City Council
90 West Broad Street, Room 231
Columbus, OH 43215

H. Pre-Bidders' Conferences

Organizations that are interested in submitting grant applications for CFTF grants are encouraged to attend one of two Pre-Bidders' Conferences for an overview of the Request for Proposals and the opportunity to ask questions. All questions asked during the conferences and the answers to the questions will be posted on the Columbus City Council website and e-mailed to all organizations and individuals who RSVP to attend within 48 hours after the conclusion of the conferences. The conferences are scheduled for:

Thursday, August 3, 2017, 3:00 pm to 4:30 pm
Columbus City Hall
90 West Broad Street, Room 225
Columbus, OH 43215
RSVP: kaellingsen@columbus.gov

Monday, August 7, 2017, 9:00 am to 10:30 am
Columbus City Hall
90 West Broad Street, Room 225
Columbus, OH 43215
RSVP: kaellingsen@columbus.gov

Potential bidders may also email questions prior to the conferences that will be read and answered during the conferences by emailing the questions to kaellingsen@columbus.gov and to beshinn@columbus.gov.

I. Terms and Conditions

- Funding for this award is contingent on available funding. The RFP does not commit the city to make an award.
- The city reserves the right to accept or deny any or all applications if it determines it is in the best interest of the city to do so. The city shall notify the applicant if it rejects that applicant's proposal. The city reserves the right to suspend or terminate an outstanding RFP.
- The city reserves the right to issue addenda and/or amendments subsequent to the issuance of the RFP, or to rescind the RFP.
- The city shall not be liable for any costs incurred in the preparation of applications in response to the RFP. Applicant agrees that all costs incurred in developing the application are the applicant's sole responsibility.
- The city may enter into negotiations with an applicant and adopt a firm funding amount or other revisions for the applicant's proposal that may result from negotiations.

SECTION II – PROPOSAL FORMAT

Please provide the requested information for your proposal, based upon the grant area(s) for which you are seeking funding. If a category of requested information is not applicable to your proposal, then please respond with "not applicable."

A. LOP & DIRECT LEGAL REPRESENTATION GRANT

1. Overview of Organization or Organizations Submitting the Bid

- a. Name of organization
- b. Contact information and website
- c. Mission of organization
- d. Legal status of organization
- e. Leadership team of the organization, including Board of Directors and affiliations
- f. Key staff who will oversee the grant if awarded
- g. Describe the organization's experience in providing services to the immigrant and refugee community in Central Ohio
- h. Attach the most recent audited financial statements and 990 form for the organization
- i. Explain your organization's financial management system and protocols and procedures for managing grant money

2. Program Narrative

- a. Legal Orientation Program
 - i. Describe how you will promote the program to detained persons, their families, and the community
 - ii. Describe the information that will be provided to persons who participate

- iii. Describe the kinds of materials that will be provided
 - iv. Explain what languages in which the materials will be provided
 - v. Explain how the program will be presented in native languages or through qualified interpreters
 - vi. Identify the staff (existing or to be hired) or volunteers who will provide the program, including their credentials and experience
 - vii. Explain any training that will be required for staff providing the LOP
 - viii. Describe the frequency of providing the program and logistics
 - ix. Explain how many persons you anticipate serving
 - x. Explain your timeline for implementing the program
 - xi. Describe the data that will be collected related to participants
- b. Screenings for Eligibility
- i. Describe how you will handle requests for screenings from detained persons, their family members, or others
 - ii. Describe the logistics for providing the screenings in the Butler County Jail
 - iii. Identify the staff (existing or to be hired) or volunteers who will provide the screenings, including their credentials and experience
 - iv. Explain any training that will be required for staff or volunteers providing the screenings
 - v. Describe any materials that will be provided during the screenings
 - vi. Explain how you will verify eligibility for representation for individuals from CFTF funds
 - vii. Explain how many persons you anticipate screening
 - viii. Describe the statistics you will collect related to participants consistent with the Ohio Code of Professional Conduct
 - ix. Explain your timeline for implementing the screenings
- c. Legal Representation for Eligible Persons
- i. Describe the specific legal services that you will provide for eligible participants
 - ii. Explain the logistics of representing persons detained in the Butler County Jail in the Cleveland Immigration Court
 - iii. Identify the licensed attorney or attorneys who will provide the legal representation, including their background and experience. Include resumes if the attorneys are already identified. If the position will be filled subsequently, provide a position description.
 - iv. Identify who will be supervising the work conducted by the attorney(s) and the supervisor's background and experience. Include a resume for the supervisor.
 - v. Explain your plan to cover hearings if there are scheduling conflicts or in case of illness or an emergency.
 - vi. Identify and provide an overview of your case management system for client files

- vii. Explain your plan for providing initial and ongoing training for attorneys providing the representation
 - viii. Identify your legal malpractice insurance coverage or plan for obtaining it
 - ix. Explain your plan and timeline to provide legal services no later than the end of October 2017
 - x. Explain the number of cases that you will be able to take
 - xi. Describe the statistics you will collect related to participants consistent with the Ohio Code of Professional Conduct
- d. Budget – provide a detailed budget with the following line items, amounts, and a description of what expenses are covered by the line items:
- i. Personnel
 - ii. Fringe benefits
 - iii. Travel expenses (no food expenses may be included)
 - iv. Equipment & supplies
 - v. Communications
 - vi. Printing/copying
 - vii. Transcripts
 - viii. Court costs & filing fees
 - ix. Experts & consultants
 - x. Training
 - xi. Operating expenses
 - xii. Other expenses (please identify specifically)
 - xiii. Total expenses for your proposal
- e. Goals, Objectives, & Evaluation
- i. Describe the goals and objectives of the program
 - ii. Explain how you will evaluate the program’s success and outcomes
- f. Name, title, and signature of person submitting the proposal on behalf of the organization(s)

B. OTHER LEGAL SERVICES GRANT(S)

1. Overview of Organization or Organizations Submitting the Proposal
- a. Name of organization(s)
 - b. Contact information and website
 - c. Mission of organization(s)
 - d. Legal status of organization(s)
 - e. Identify persons who will oversee the grant if awarded
 - f. Describe the organization’s experience in providing services to the immigrant and refugee community in Central Ohio

2. Program Narrative
 - a. Provide an overview of the program(s) for which you are seeking funding
 - b. Describe the target group or groups that will be served
 - c. Describe how you will promote the program(s) to the community
 - d. Describe the kinds of materials that will be provided
 - e. Explain what languages in which the materials will be provided
 - f. Explain how the program will be presented in native languages or through qualified interpreters
 - g. Identify the staff (existing or to be hired) or volunteers who will provide the program(s), including their credentials and experience. If the position(s) will be filled subsequently, provide a position description. If the program will be staffed by volunteers, describe the qualifications for the volunteers.
 - h. Explain any training that will be required for staff or volunteers providing the program(s)
 - i. Describe the frequency of providing the program(s) and logistics
 - j. Explain how many persons you anticipate serving
 - k. Explain your timeline for implementing the program(s)
 - l. Describe the data that will be collected related to participants

3. If your program(s) include providing legal services, please provide the following information in addition to the information in Section II.B.2.:
 - a. Describe the specific legal services that you will provide
 - b. Explain any eligibility requirements for obtaining legal services
 - c. Identify the licensed attorney or attorneys who will provide the legal services, including their background and experience. Include resumes if the attorneys are already identified. If the position will be filled subsequently, provide a position description. If the program will be staffed by volunteers, describe the qualifications for the volunteers.
 - d. Explain whether the attorneys will be compensated and on what basis or providing legal services pro bono
 - e. Identify who will be supervising the work conducted by the attorney(s) and the supervisor's background and experience. Include a resume for the supervisor.
 - f. Explain your plan for providing any initial and ongoing training for attorneys providing legal services
 - g. Identify your legal malpractice insurance coverage or plan for obtaining it
 - h. Explain your plan and timeline to provide the program's legal services no later than the end of December 2017
 - i. Describe the statistics you will collect related to participants consistent with the Ohio Code of Professional Conduct

4. Budget – provide a detailed budget with the following line items, amounts, and a description of what expenses are covered by the line items:
 - a. Personnel

- b. Fringe benefits
 - c. Travel expenses
 - d. Equipment & supplies
 - e. Communications
 - f. Printing/copying
 - g. Transcripts
 - h. Court costs & filing fees
 - i. Experts & consultants
 - j. Training
 - k. Operating expenses
 - l. Other expenses (please identify specifically)
 - m. Total expenses for your program(s)
5. Goals, Objectives, & Evaluation
- a. Describe the goals and objectives of the program(s)
 - b. Explain how you will evaluate the program's success and outcomes
6. Name, title, and signature of person submitting the proposal on behalf of the organization(s)

SECTION III – SCORING OF GRANT APPLICATIONS

Scoring Criteria – Proposals will be evaluated objectively based upon the following criteria:

A. Soundness of the Proposal – 25 Points

- 1. The proposal will result in the accomplishment of the CFTF's goals, objectives, and outcomes.
- 2. The description of the proposal's implementation timeline is realistic based on the time requirements.

B. Program Goals, Objectives & Evaluation – 15 Points

- 1. Proposal goals and supporting objectives and activities are clearly defined, measurable, and time specific.
- 2. Applicant demonstrates a clear process to measure/evaluate its program.

C. Organizational Capability & Relevant Experience – 35 Points

- 1. Applicant demonstrates qualifications and past experiences or an appropriate training program to provide the services applied for to the Central Ohio immigrant and refugee population.

2. Applicant clearly details objectives and related activities, program outputs/outcomes, estimated timeline, milestones, and staff responsible.
3. Applicant demonstrates sufficient and appropriate staffing for proposed services. Staff roles and responsibilities are clearly defined. Resumes and/or position descriptions for key project staff should be included as an attachment.
4. Applicant demonstrates an established organizational structure and its ability to administer the proposed program and function as an LSP (if applicable).

D. Sound Fiscal Management & Budget – 25 points

1. Applicant demonstrates sound fiscal management protocols and procedures and the submission of the organization’s most recent audited financial statements and 990 (if applicable).
2. Applicant’s budget with budget justifications is reasonable and realistic to achieve stated goals and objectives.

SECTION IV – ADMINISTRATIVE REQUIREMENTS

A. Insurance Requirements

1. Worker’s Compensation - Organizations awarded grants from CFTF shall comply with all Workers’ Compensation laws of the State of Ohio. Proof of coverage shall be attached to the proposal as EXHIBIT A.
2. Liability Insurance – Organizations awarded grants from CFTF shall carry at least the minimum amounts listed below of Commercial Liability Insurance (Bodily Injury and Property Damage) naming the City as an additional insured. A copy of the Certificate of Insurance shall be attached to the proposal as EXHIBIT B:

Bodily Injury Liability:		Property Damage Liability:	
Each Person	\$500,000	Each Accident	\$500,000
Each Accident	\$1,000,000	All Accidents	\$1,000,000

3. Professional Liability Insurance - Organizations awarded grants from CFTF for the provision of legal services shall carry at least the minimum coverage of \$100,000 per occurrence and \$300,000 aggregate. Proof of coverage shall be attached as EXHIBIT C.

B. Audits

At any time after the award of a CFTF grant and for three (3) years thereafter, the city may have the grantee’s expenditure statements and source documentation audited.

C. Equal Opportunity Clause

Organizations awarded grants from CFTF agree to abide by all of the terms, conditions and requirements set forth in Columbus City Code Section 3906.02, Equal Opportunity Clause:

1. The contractor/vendor/bidder will not discriminate against any employee or applicant for employment because of race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, familial status or military status. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, familial status or military status. Such action shall include, but not be limited to, the following: employment up-grading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provisions of this Equal Opportunity Clause.
2. The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal opportunity employer.
3. It is the policy of the City of Columbus that business concerns owned and operated by M/WBEs shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the city.
4. The contractor shall permit access to any relevant and pertinent reports and documents by the ODI director for the sole purpose of verifying compliance with this Title and ODI regulations. All such materials provided to the ODI director by the contractor shall be considered confidential.
5. The contractor will not obstruct or hinder the ODI director or his/her deputies, staff and assistants in the fulfillment of the duties and responsibilities imposed by Title 39 of the Columbus City Codes.
6. The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.
7. The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Title 39.
8. Failure or refusal of a contractor or subcontractor to comply with the provisions of Title 39 may result in cancellation of this contract.

D. Campaign Contributions

Organizations awarded grants from CFTF hereby certify the following: that it is familiar with Ohio Revised Code (“O.R.C.”) Section 3517.13; that it is in full compliance with Divisions (I) and (J) of that Section; that it is eligible for this contract under the law and will remain in compliance with O.R.C. Section 3517.13 for the duration of this contract and for one year thereafter.

E. City Income Taxes

Organizations awarded grants from CFTF hereby further agree to withhold and pay all city income taxes due or payable under the provisions of Chapter 362, Columbus City Codes, for wages, salaries and commissions paid to its employees and further agrees that any of its subcontractors shall be required to agree to withhold and pay any such city income taxes due under said chapter for services performed under a grant agreement. If it has been determined by the Columbus Income Tax Division that Contractor, or any of its subcontractors, owes city income taxes, the Contractor agrees that the City may withhold the amount due to the City from any amount due to the Contractor for services performed under a grant agreement.

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0001-2017

Drafting Date: 1/3/2017

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title:
OFFICIAL NOTICE

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.columbus.gov/civilservice 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 Self-Serve 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 third floor. Applicants interested in City jobs or job announcement alerts should check our website or visit the Commission offices.

Legislation Number: PN0006-2017

Drafting Date: 1/5/2017

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Columbus Recreation and Parks 2017 Updated Commission Meetings
Contact Name: Stephanie Brock
Contact Telephone Number: 614-645-5932
Contact Email Address: sybrock@columbus.gov

**Columbus Recreation and Parks
2017 Commission Meetings**

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 8:30a.m. on the following dates and locations (unless otherwise posted):

Wednesday, March 8, 2017 - 1111 East Broad Street, 43205

Wednesday, April 12, 2017 - Lashutka Center, 3479 Riverside Dr., 43221
Wednesday, May 10, 2017 - Gillie Community Center, 4625 Morse Center Dr., 43229
Wednesday, June 14, 2017 - 1111 East Broad Street, 43205
Wed., July 12, 2017 -Maintenance Operations Bldg., 1533 Alum Industrial Dr., 43209
August Recess - No Meeting
Wed., Sept. 13, 2017 - Wyandot Lodge at McKnight Center, 3200 Indian Village Rd., 43221
Wednesday, October 11, 2017 - 1111 East Broad Street, 43205
Wed., November 8, 2017 - Westgate Community Center, 455 S. Westgate Ave., 43204
Wednesday, December 13, 2017 - 1111 East Broad Street, 43205

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Columbus Recreation and Parks Department, 1111 East Broad Street, Suite 200, Columbus, Ohio 43205 (Telephone: 614-645-3319).

Tony A. Collins, Director
Columbus Recreation and Parks Department

Legislation Number: PN0015-2015

Drafting Date: 1/27/2015

Version: 1

Current Status: Clerk's Office for Bulletin

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

Legislation Number: PN0105-2017

Drafting Date: 5/3/2017

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Title: Community Relations Commission, 2017 Meeting Schedule

Contact Name: Nelson Hewitt

Contact Telephone Number: (614) 645-1977

Contact Email Address: nohewitt@Columbus.gov

Thursday, May 18, 2017, 9:00AM - 11:00AM

Thursday, July 20, 2017, 9:00AM - 11:00AM

Friday, September 29, 2017, 9:00AM - 11:00AM

Thursday, October 19, 2017, 9:00AM - 11:00AM

Thursday, November 16, 2017, 8:00AM Retreat followed by a full commission meeting

All meetings will be held at the Jerry Hammond Center, 1111 East Broad Street, Columbus, Ohio 43205. Please check in at the security desk at the Broad Street entrance for room location. Bring a photo identification for security purposes. Any changes to meeting times, dates or location will be published in the city bulletin.

Legislation Number: PN0156-2017

Drafting Date: 7/19/2017

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: City Council Zoning Meeting, July 31, 2017

Contact Name: Monique Goins-Ransom

Contact Telephone Number: 614-645-0845

Contact Email Address: mlgoins-ransom@columbus.gov

REGULAR MEETING NO. 42 OF CITY COUNCIL (ZONING), JULY 31, 2017 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: PAGE, CHR. E. BROWN M. BROWN HARDIN STINZIANO TYSON KLEIN

1491-2017 To rezone 2700 MCKINLEY AVENUE (43214), being 2.85± acres located on the east side of McKinley Avenue, 1,650± feet southeast of West Fifth Avenue, From: L-M, Limited Manufacturing District, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z16-081).

1745-2017 To grant a Variance from the provisions of Sections 3365.01, M-1, Manufacturing District; 3312.25, Maneuvering; 3312.29, Parking space; and 3312.49, Minimum numbers of parking spaces required, of the Columbus City Codes; for the property located at 6480 DOUBLETREE AVENUE (43229), to allow general office uses and a federal Immigration and Customs Enforcement processing station with reduced parking standards in the M-1, Manufacturing District (Council Variance # CV17-039).

1768-2017 To rezone 1086 NORTH FOURTH STREET (43201), being 2.03± acres located at the southeast corner of North Fourth Street and East Fourth Avenue, From: M-2, Manufacturing District, To: CPD, Commercial Planned Development District (Rezoning # Z16-076).

1845-2017 To rezone 3342 WEST HENDERSON ROAD (43220), being 3.6± acres located at the northwest corner of West Henderson Road and Chevy Chase Court, From: RR, Rural Residential District, To: L-AR-12, Limited Apartment Residential District (Rezoning # Z16-013).

1846-2017 To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1 apartment residential district use; 3312.25, Maneuvering; 3312.29, Parking space; 3333.16, Fronting; 3333.18, Building lines; and 3333.255, Perimeter yard; of the Columbus City Codes; for the property located at 3342 WEST HENDERSON ROAD (43220), to permit 16 detached single-unit dwellings with reduced development standards in the L-AR-12, Limited Apartment Residential District (Council Variance # CV16-014).

1884-2017 To rezone 2585 WALCUTT ROAD (43026), being 6.78± acres located on the west side of Walcutt Road, 135± feet south of Hilliard Oaks Court, From: R-1, Residential District and CPD, Commercial Planned Development District, To: L-AR-1, Limited Apartment Residential District (Rezoning # Z16-011).

1885-2017 To grant a Variance from the provisions of Section 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 2585 WALCUTT ROAD (43026), to permit a reduced perimeter yard for an apartment complex in the L-AR-1, Limited Apartment Residential District (Council Variance # CV16-057).

1929-2017 To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district uses; 3309.14, Height districts; 3312.21(D)(1), Landscaping and screening; 3312.25, Maneuvering; 3312.27, Parking setback line; 3312.29, Parking space; 3332.15, R-4 area district requirements; 3332.21, Building lines; 3332.285, Perimeter yard; 3333.15(C), Basis of computing area; 3333.18, Building lines; 3333.24, Rear yard; and 3333.26, Height district, of the Columbus City Codes; for the property located at 1414 BROADVIEW AVENUE (43212), to permit two multi-unit residential developments with reduced development standards in the AR-3, Apartment Residential District and the R-4, Residential District, and to repeal Ordinance # 0714-2016, passed April 4, 2016, and Ordinance # 1630-2007, passed November 5, 2007 (Council Variance # CV17-012).

1932-2017 To rezone 7000 BENT TREE BOULEVARD (43235), being 16.75± acres located at the southeast corner of Bent Tree Boulevard and Sawmill Place Boulevard, From: CPD, Commercial Planned Development District, To: L-AR-2, Limited Apartment Residential District (Rezoning # Z17-008).

1933-2017 To grant a Variance from the provisions of Sections 3312.09, Aisle; 3312.13, Driveway; 3312.21(A)(B), Landscaping and screening; 3312.25, Maneuvering; 3312.27(2), Parking setback line; 3312.49, Minimum numbers of parking spaces required; 3321.07(B), Landscaping; 3333.13, AR-2 area district requirements; 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City codes; for the property located at 7000 BENT TREE BOULEVARD (43235), to permit reduced development standards for a multi-unit residential development in the L-AR-2, Limited Apartment Residential District (Council Variance # CV17-020).

1937-2017 To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1 apartment residential district use; 3309.148, Area districts; 3312.25, Maneuvering; 3312.49, Minimum numbers of parking spaces required; 3321.05(B), Vision clearance; 3333.15, Basis of computing area; 3333.18, Building lines; 3333.22, Maximum side yard required; 3333.23(a), Minimum side yard permitted; 3333.24, Rear yard; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 63-71 SOUTH EIGHTEENTH STREET (43205), to permit mixed-use development with reduced development standards in the ARLD, Apartment Residential District (Council Variance # CV17-024).

1944-2017 To rezone 1541 SCHROCK ROAD (43229), being 0.7± acres located at the southwest corner of Schrock and Karl Roads, From: C-5, Commercial District, To: CPD, Commercial Planned Development District (Rezoning # Z17-004).

1946-2017 To grant a Variance from the provisions of Sections 3332.039, R-4, residential district; 3312.13(B), Driveway; 3312.49(C), Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; 3332.15, R-4 Area district requirements; and 3372.604(B), Setback requirements, of the Columbus City codes; for the property located at 851 NORTH FOURTH STREET (43215), to permit 1,050± square feet of ground floor commercial use and two second-story dwelling-units, with reduced development standards in the R-4, Residential District; (Council Variance # CV17-016).

1947-2017 To rezone 868 INGLESIDE AVENUE (43215), being 0.98± acres located on the east side of Ingleside Avenue, 70± feet north of Buttles Avenue, From: M, Manufacturing District, To: AR-2, Apartment Residential District (Rezoning # Z16-073).

1948-2017 To grant a Variance from the provisions of Sections 3333.025, AR-2 apartment residential district use; 3309.14, Height districts; 3312.49, Minimum numbers of parking spaces required; 3333.18(F), Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 868 INGLESIDE AVENUE (43215), to permit a multi-unit residential development and monopole communications tower with reduced development standards in the AR-2, Apartment Residential District (Council Variance # CV16-073).

1953-2017 To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3309.14, Height districts; 3321.05(A)(1), Vision clearance; 3332.18(D), Basis of computing area; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.29, Height district; and 3372.604(A), Setback requirements, of the Columbus City codes; for the property located at 97 EAST FIFTH AVENUE (43201), to permit a mixed-use development with reduced development standards in the R-4, Residential District and C-4, Commercial District (Council Variance # CV17-032).

1973-2017 To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.05, Area district lot width requirements; Section 3332.15, R-4 Area district requirements; 3332.19, Fronting; and 3332.27, Rear yard, of the Columbus City codes; for the property located at 1069 SAY AVENUE (43201), to permit a single-unit dwelling (a carriage house) on the rear of a lot developed with a single-unit dwelling, with reduced development standards in the R-4, Residential District (Council variance # CV15-052).

1974-2017 To grant a Variance from the provisions of Sections 3356.03, C-4 Permitted Uses; 3312.13, Driveway; and 3312.25, Maneuvering, of the Columbus City codes, for the property located at 1021 SOUTH HIGH STREET (43206), to conform an existing single-unit dwelling with reduced development standards in the C-4, Commercial District (Council Variance # CV17-045).

1979-2017 To rezone 6261 WRIGHT ROAD (43130), being 74.38± acres located at the southeast corner of Wright Road and Gender Road, From: NE, Neighborhood Edge, NC, Neighborhood Center, and R, Rural districts, To: CPD, Commercial Planned Development, and PUD-8, Planned Unit Development districts (Rezoning # Z16-054).

1980-2017 To grant a Variance from the provisions of Sections 3361.02, Permitted uses, of the Columbus City Codes, for the property located at 6261 WRIGHT ROAD (43130), to permit an animal shelter with outdoor runs, cages, or structures for open air confinement of animals in the CPD, Commercial Planned Development District, subject to an approved Special Permit from the Board of Zoning Adjustment (Council Variance #CV17-044).

1983-2017 To grant a Variance from the provisions of Sections 3332.033, R-2, residential district; 3312.21, Landscaping and screening; 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3332.21(B), Building lines, of the Columbus City Codes; for the property located at 2058 MOCK ROAD (43219), to permit carry-out food sales with limited outdoor seating and storage with reduced development standards in the R-2, Residential District (Council Variance # CV17-040).

ADJOURNMENT

Legislation Number: PN0157-2017

Drafting Date: 7/26/2017

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: To amend Chapter 248 of the Columbus City Health Code

Contact Name: Luke Jacobs

Contact Telephone Number: 614-645-02566

Contact Email Address: lkjacobs@columbus.gov

At the July 18, 2017 Columbus Board of Health meeting, the following resolution was passed by the Columbus Board of Health and becomes effective August 7, 2017.

RESOLUTION NO. 17-11

To amend Chapter 248 of the Columbus City Health Code for licensure for the sale of tobacco in the City of Columbus

WHEREAS, Columbus City Council revised the Columbus City Code in December of 2016 to prohibit the sale of tobacco to anyone under the age of twenty-one (21); and,

WHEREAS, Columbus City Code Chapter 2329.13 authorizes the Board of Health to promulgate rules to implement this section; and,

WHEREAS, on 2/21/17, Resolution 17-04 enacted Chapter 248 Tobacco Sales, which established rules and regulations concerning the sale of tobacco and tobacco products; and,

WHEREAS, this resolution revises certain definitions and provisions to be consistent with Columbus City Code and extends the time period for a temporary license; **now, therefore**,

BE IT RESOLVED BY THE BOARD OF HEALTH OF THE CITY OF COLUMBUS:

Section 1. That Chapter 248 of the Columbus City Health Code, Tobacco Products and Paraphernalia Sales, is enacted as follows:

**COLUMBUS CITY HEALTH CODE CHAPTER 248
Tobacco Products and Paraphernalia Sales**

248.01 Definitions

248.02 License Application

248.03 License Application Denial, Renewal Denial, Suspension, and Revocation

248.04 Sign Distribution and Posting

248.05 Illegal Distribution

248.06 Enforcement and Civil Penalty

248.01 DEFINITIONS

As used in this Chapter:–

(A) “Department” means Columbus City Health Department and its authorized employees and agents.

(B) “Electronic smoking device” means any device that can be used to deliver aerosolized or vaporized nicotine to the person inhaling from the device, including, but not limited to, an e-cigarette, e-cigar, e- pipe, vape pen or e-hookah. Electronic smoking device includes any component, part, or accessory of such a device, whether or not sold separately, and includes any substance intended to be aerosolized or vaporized during the use of the device. Electronic smoking device does not include drugs, devices, or combination products authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

(C) “Licensee” means a person that applied for and was issued a retail tobacco and paraphernalia sales license or a temporary retail tobacco and paraphernalia sales license.

(D) “Product Paraphernalia” means any product that is used to assist in chewing, smoking, absorbing, dissolving, inhaling, or any other consumption of nicotine to include, but not limited to, pipes and rolling papers.

(E) “Retail Paraphernalia Sales” means the act of giving, selling or otherwise distributing product paraphernalia in a retail setting, including but not limited to, gas stations, convenience stores, carry out markets, groceries, supermarkets, retail warehouse clubs, drug stores, vape shops and hookah bars.

(F) “Retail Tobacco Sales” means the act of giving, selling or otherwise distributing tobacco products in a retail setting, including but not limited to, gas stations, convenience stores, carry out markets, groceries, supermarkets, retail warehouse

clubs, drug stores, vape shops and hookah bars.

(G) "Temporary Retail Tobacco and Paraphernalia Sales" means the act of giving, selling or otherwise distributing tobacco products and/or product paraphernalia at an event for not more than thirty consecutive days.

(H) "Tobacco Product" means any product that is made from or derived from tobacco, and is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, absorbed, dissolved, inhaled or ingested by any other means, including, but not limited to, a cigarette, a cigar, pipe tobacco, chewing tobacco, snuff, or snus. The term also includes, but is not limited to, an electronic smoking device and any component or accessory used in the consumption of a tobacco product, such as filters, rolling papers, pipes, or liquids used in electronic smoking devices, whether or not they contain nicotine. Tobacco product does not include drugs, devices, or combination products authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

(I) "Underage Buy Attempt" means a person, authorized by the Department, under the age of 21, who requests purchase of tobacco products or product paraphernalia from a retailer or a person under age 30 who requests purchase of tobacco products or product paraphernalia from a retailer without presenting identification.

(J) "Vending Machine" means any mechanical or electronic device designed to do both of the following:

- (1) Receive a coin, bill, token, or credit card, including, but not limited to, a card, code, device, or other means of access to a customer's account, made for that purpose;
- (2) In return for the insertion or deposit of a coin, bill, token, or credit card, automatically dispense property, provide a service, or grant a license.

248.02 LICENSE APPLICATION

(A) All retailers of tobacco products and/or product paraphernalia shall apply for a valid retail tobacco and paraphernalia sales license or a temporary retail tobacco and paraphernalia sales license. For the purposes of this Chapter, retailers shall include any person performing retail tobacco sales, retail paraphernalia sales, or temporary retail tobacco and paraphernalia sales. Retail tobacco and paraphernalia sales licenses shall be issued by the department annually. Temporary retail tobacco and paraphernalia sales licenses shall be valid for not longer than thirty consecutive days. A license shall be required for each location where retail tobacco sales or retail paraphernalia sales are conducted and is non-transferable.

(B) Any retailer applying for a retail tobacco and paraphernalia sales license or a temporary retail tobacco-and paraphernalia sales license shall submit a current and valid vendor's license as required by the Ohio Department of Taxation to the Department. Any retailer who distributes, stores, or sells cigarettes shall submit a current and valid Retail Cigarette Dealer's License as required by Ohio Revised Code Chapter 5743 to the Department prior to approval for licensing.

(C) The annual retail tobacco and paraphernalia sales license fee shall be \$150. The license shall be valid beginning on the first day of October through the last day of September of the following year. A license issued to a new licensee after the first day of July and before the first day of October shall not expire until the last day of September of the following year. A penalty equal to twenty-five percent of the applicable license fee shall be assessed by the Department for license fee payments that are not received or postmarked by the first of October.

(D) The temporary retail tobacco and paraphernalia sales license fee shall be \$50. The license shall be valid for no longer than thirty consecutive days and limited to a single event. The application shall be made at least ten days prior to the event.

(E) License fees are due at the time of application and are not refundable.

248.03 LICENSE APPLICATION DENIAL, RENEWAL DENIAL, SUSPENSION, AND REVOCATION

(A) Applications for retail tobacco and paraphernalia sales licenses and temporary retail tobacco and paraphernalia sales licenses may be denied, and such licenses may be suspended or revoked for any of the following:

- (1) The applicant or licensee is giving, selling, or offering to sell cigarettes, other tobacco products, or product

paraphernalia by or from a vending machine.

- (2) Observation by the Department or its authorized agent that the licensee or any agent, employee, or representative of said licensee has violated Section 2329.14(A)(1) or (A)(3) of the Columbus City Code.
- (3) Failure by the licensee to post signage as required by Section 248.04 of the Columbus City Health Code.
- (4) The applicant or licensee having a conviction for violating Section 2329.13 or Section 2329.14 of the Columbus City Code. In the case of licensees, convictions for violations of Sections 2329.13 and 2329.14 of the Columbus City Code shall be a sufficient basis for denying a license renewal, for license suspension, or license revocation if the date of conviction is within two years of the issuance of the current retail tobacco and paraphernalia sales license or temporary retail tobacco and paraphernalia sales license.
- (5) An order by a court of competent jurisdiction that a retail tobacco and paraphernalia sales location or temporary retail tobacco and paraphernalia sales location owned and/or operated by the licensee constitutes a public nuisance.
- (6) Information contained in the application is misleading, inaccurate, or false.
- (7) The applicant or licensee fails to comply with U.S. Food and Drug Administration regulations, Ohio Revised Code, Ohio Administrative Code, and city codes relating to building, health and fire.
- (8) The licensee has outstanding fines, pursuant to Columbus City Health Code §248.05(B).

(B) Any person whose retail tobacco and paraphernalia sales license or temporary retail tobacco and paraphernalia sales license has been proposed to be suspended or revoked shall be notified in writing by the Department. Appeals of such action may be made in accordance with Columbus City Health Code §203.10.

(C) Any person whose application for a retail tobacco and paraphernalia sales license or temporary retail tobacco and paraphernalia sales license is denied shall be notified in writing by the Department. Appeals of such action may be made in accordance with Columbus City Health Code §203.08.

248.04 SIGN DISTRIBUTION AND POSTING

(A) The Department shall make signs available to all retail tobacco and paraphernalia sales licensees, and temporary retail tobacco and paraphernalia sales licensees. Signs shall be provided by the Department at the time of license approval or renewal, and upon request.

(B) The licensee shall post the signs provided by the Department at points of transaction, which may include, but are not limited to, cash registers, sales counters and on any display cases of tobacco products and product paraphernalia. Signage shall be prominently displayed and not obscured.

248.05 ILLEGAL DISTRIBUTION

(A) No manufacturer, producer, distributor, wholesaler, or retailer of cigarettes or other tobacco products or product paraphernalia, or any agent, employee, or representative of a manufacturer, producer, distributor, wholesaler, or retailer of cigarettes or other tobacco products or product paraphernalia shall do any of the following:

1. Give, sell, or otherwise distribute cigarettes, other tobacco products, or product paraphernalia to any person under Twenty-one (21) years of age.
2. Give, sell, or otherwise distribute cigarettes, other tobacco products, or product paraphernalia without viewing proof of age demonstrating the recipient is at least Twenty-one (21) years of age, except that no such verification is required for a recipient over the age of Thirty (30). That a person appeared to be over the age of Thirty (30) shall not constitute a defense to a violation of this section. "Proof of age" means a driver's license, a commercial

driver's license, a military identification card, a passport, or an identification card issued under Sections 4507.50 to 4507.52 of the Ohio Revised Code demonstrating that the recipient or purchaser is at least 21 years of age.

(B) No person shall give, sell or offer to sell cigarettes, other tobacco products, or product paraphernalia by or from a vending machine.

248.06 ENFORCEMENT AND CIVIL PENALTY

(A) The Department of Public Safety, Division of Police, retains authority to enforce Sections 2329.13 and 2329.14 of the Columbus City Code.

(B) The Department shall conduct an inspection, which shall include an underage buy attempt, at least once per licensing period for all retail tobacco and paraphernalia sales licenses.

(C) The Department shall conduct an inspection at least once during the event for all temporary retail tobacco and paraphernalia sales licenses.

(D) If the Department observes violation(s) of this Chapter at a retail tobacco and paraphernalia sales location or at a temporary retail tobacco and paraphernalia sales location, the following schedule of civil penalties shall be imposed on the licensee, in addition to the sanctions specified in Section 248.03(A):

- (1) For a first violation, \$500.00.
- (2) Second and additional violations within two years of the first violation, \$1,000 per violation.
- (3) Violations of this Chapter which occur more than two years after a prior violation shall not be considered a second or additional violation of this Chapter if there has been no violation during the intervening time period.
- (4) Licensees have the right to appeal civil penalties in accordance with Columbus City Health Code §203.08.

Legislation Number: PN0158-2017

Drafting Date: 7/26/2017

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Development Commission Zoning Meeting Agenda - August 10, 2017

Contact Name: Kelsey Priebe

Contact Telephone Number: (614) 645-1341

Contact Email Address: krpriebe@columbus.gov

The Development Commission of the City of Columbus will hold a public hearing on the following applications on **Thursday, August 10, 2017**, beginning at **6:00 P.M.** at the **CITY OF COLUMBUS, I-71 NORTH COMPLEX** at 757 Carolyn Avenue, Columbus, OH 43224 in the lower level **HEARING ROOM**.

Further information may be obtained by visiting the City of Columbus Zoning Office website at <http://www.columbus.gov/bzs/zoning/Development-Commission> or by calling the Department of Building and Zoning Services, Council Activities section at 614-645-4522.

THE FOLLOWING APPLICATIONS WILL BE HEARD ON THE 6:00 PM AGENDA:

1. APPLICATION: Z16-069

Location: 471 NORTON ROAD (43119), being 16.24± acres located on the west side of Norton Road, 465± feet south of Sullivant Avenue (570-268728 and 29 others; Westland Area Commission).

Existing Zoning: L-AR-12, Limited Apartment Residential, ARLD, Apartment Residential, and C-4, Commercial Districts.

Request: CPD, Commercial Planned Development, and L-AR-12, Limited Apartment Residential Districts.

Proposed Use: Nursing home and multi-unit residential development.

Applicant(s): The Laurels of West Columbus Real Estate, LLC; c/o Donald Plank, Atty.; Plank Law Firm; 423 East Town Street, 2nd Floor; Columbus, OH 43215.

Property Owner(s): The Laurels of West Columbus Real Estate, LLC, et al; 8181 Worthington Road; Westerville, Ohio 43082.

Planner: Kelsey Priebe; 614-645-1341; krpriebe@columbus.gov <<mailto:krpriebe@columbus.gov>>

2. APPLICATION: Z17-015

Location: 700 FAIRWAY BOULEVARD (43123), being 3.87± acres located on the north side of Fairway Boulevard, 400± feet west of Etna Road (010-109334; Far East Area Commission).

Existing Zoning: PUD-2, Planned Unit Development District.

Request: PUD-4, Planned Unit Development District.

Proposed Use: Multi-unit residential development.

Applicant(s): 14th Hole Development, LLC; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 460; Columbus, OH 43215.

Property Owner(s): The Applicant.

Planner: Tim Dietrich; 614-645-6665; tedietrich@columbus.gov <<mailto:tedietrich@columbus.gov>>

3. APPLICATION: Z17-016

Location: 2965 LAMB AVENUE (43219), being 1.11± acres located at the southeast corner of Lamb Avenue and Johnstown Road (010-158262).

Existing Zoning: M-2, Manufacturing District.

Request: M, Manufacturing District.

Proposed Use: Manufacturing uses.

Applicant(s): Madwil III, LLC; c/o Donald Plank, Atty.; Plank Law Firm; 411 East Town Street, 2nd Floor; Columbus, OH 43215

Property Owner(s): The Applicant.

Planner: Michael Maret; 614-645-2749; mjmaret@columbus.gov <<mailto:mjmaret@columbus.gov>>

4. APPLICATION: Z17-020

Location: 3660 OLENTANGY RIVER ROAD (43214), being 3.9± acres located on the east side of Olentangy River Road, across from the intersection with Latham Court (010-126692, 010-096918, and part of 010-109193).

Existing Zoning: I, Institutional and C-2, Commercial Districts.

Request: CPD, Commercial Planned Development District.

Proposed Use: Mixed-use development.

Applicant(s): Spectrum Acquisition Columbus LLC; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 460; Columbus, OH 43215.

Property Owner(s): Olentangy Christian Reformed Church et al.; 2660 Olentangy River Road; Columbus, OH 43214.

Planner: Kelsey Priebe; 614-645-1341; krpriebe@columbus.gov <<mailto:krpriebe@columbus.gov>>

Legislation Number: PN0159-2017

Drafting Date: 7/28/2017

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: COLUMBUS FAMILIES TOGETHER FUND LEGAL SERVICES GRANT REQUEST FOR PROPOSALS (RFP) Pre-Bidders' Conference Meetings

Contact Name: Kelsey Ellingsen

Contact Telephone Number: (614) 645-7163

Contact Email Address: kaellingsen@columbus.gov

Thursday, August 3, 2017, 3:00 pm to 4:30 pm

Columbus City Hall

90 West Broad Street, Room 225

Columbus, OH 43215

RSVP: kaellingsen@columbus.gov

Monday, August 7, 2017, 9:00 am to 10:30 am

Columbus City Hall

90 West Broad Street, Room 225

Columbus, OH 43215

RSVP: kaellingsen@columbus.gov

Submission Deadline: Friday, August 18, 2017, at 5:00 pm EDT

Late submissions will not be accepted.

Submission Details: Proposals may be submitted by e-mail to kaellingsen@columbus.gov & beshinn@columbus.gov, or by hard copy via mail or hand delivery to:

Columbus Families Together Legal Services Grant

Councilmember Elizabeth Brown

Columbus City Council

90 West Broad Street, Room 231

Columbus, OH 43215

Points of Contact: Kelsey Ellingsen, Legislative Aide to Councilmember Elizabeth Brown

kaellingsen@columbus.gov

614-645-7163

Brian E. Shinn, Director of Human Resources for City Council

beshinn@columbus.gov

614-645-5525

Availability of RFP: The RFP will be posted on the Columbus City Council website:

<https://www.columbus.gov/council/ColumbusFamiliesTogetherFund>

Legislation Number: PN0292-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: German Village Commission 2017 Meeting Schedule

Contact Name: Connie Torbeck

Contact Telephone Number: (614) 645-0664

Contact Email Address: cltorbeck@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 contacting the above staff.

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

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
January 24, 2017	January 31, 2017	February 7, 2017
February 21, 2017	February 28, 2017	March 7, 2017
March 21, 2017	March 28, 2017	April 4, 2017
April 18, 2017	April 25, 2017	May 2, 2017
May 23, 2017	May 31, 2017* / **	June 6, 2017
June 20, 2017	June 27, 2017	July 5, 2017 *
July 18, 2017	July 25, 2017	August 1, 2017
August 22, 2017	August 29, 2017	September 6, 2017 *
September 19, 2017	September 26, 2017	October 3, 2017
October 24, 2017	October 31, 2017	November 8, 2017 *
November 21, 2017	November 28, 2017	December 5, 2017
December 19, 2017	December 27, 2017*	January 3, 2018 *

NOTE:

*Day change to Wednesday due to Holiday

**Room change to "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

Legislation Number: PN0293-2016

Drafting Date: 12/8/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Brewery District Commission 2017 Meeting Schedule

Contact Name: Cristin Moody

Contact Telephone Number: (614) 645-8040

Contact Email Address: camoody@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 contacting the above staff.

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

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) 6:00pm
January 19, 2017	January 26, 2017	February 2, 2017
February 16, 2017	February 23, 2017	March 2, 2017
March 23, 2017	March 30, 2017	April 6, 2017
April 20, 2017	April 27, 2017	May 4, 2017
May 18, 2017	May 25, 2017	June 1, 2017
June 22, 2017	June 29, 2017	July 6, 2017
July 20, 2017	July 27, 2017	August 3, 2017
August 24, 2017	August 31, 2017	September 7, 2017
September 21, 2017	September 28, 2017	October 5, 2017
October 19, 2017	October 26, 2017	November 2, 2017
November 22, 2017 *	November 30, 2017	December 7, 2017
December 21, 2017	December 28, 2017	January 4, 2018

***Drop off by Noon due to Holiday**

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: PN0294-2016

Drafting Date: 12/8/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Victorian Village Commission 2017 Meeting Schedule

Contact Name: Cristin Moody

Contact Telephone Number: (614) 645-8040

Contact Email Address: camoody@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 contacting the above staff.

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

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.) 6:00pm
January 26, 2017	February 2, 2017	February 9, 2017
February 23, 2017	March 2, 2017	March 9, 2017
March 30, 2017	April 6, 2017	April 13, 2017
April 27, 2017	May 4, 2017	May 11, 2017
May 25, 2017	June 1, 2017	June 8, 2017
June 29, 2017	July 6, 2017	July 13, 2017
July 27, 2017	August 3, 2017	August 10, 2017
August 31, 2017	September 7, 2017	September 14, 2017
September 28, 2017	October 5, 2017	October 12, 2017
October 26, 2017	November 2, 2017	November 9, 2017
November 30, 2017	December 7, 2017	December 14, 2017
December 28, 2017	January 4, 2018	January 11, 2018

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: PN0295-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Italian Village Commission 2017 Meeting Schedule

Contact Name: James Goodman

Contact Telephone Number: (614) 645-7920

Contact Email Address: jagoodman@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 contacting the above staff.

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

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) 6:00pm
January 3, 2017	January 10, 2017	January 17, 2017
February 7, 2017	February 14, 2017	February 21, 2017
March 7, 2017	March 14, 2017	March 21, 2017
April 4, 2017	April 11, 2017	April 18, 2017
May 2, 2017	May 9, 2017	May 16, 2017
June 6, 2017	June 13, 2017	June 20, 2017
July 5, 2017*	July 11, 2017	July 18, 2017
August 1, 2017	August 8, 2017	August 15, 2017
September 5, 2017	September 12, 2017	September 19, 2017
October 3, 2017	October 10, 2017	October 17, 2017
November 7, 2017	November 14, 2017	November 21, 2017
December 5, 2017	December 12, 2017	December 19, 2017
January 2, 2018	January 9, 2018	January 16, 2018

*Application deadline date deviates from the regular schedule due to Holiday

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: PN0296-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Historic Resource Commission 2017 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@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 contacting the above staff.

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

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) 6:00pm
January 5, 2017	January 12, 2017	January 19, 2017
February 2, 2017	February 9, 2017	February 16, 2017
March 2, 2017	March 9, 2017	March 16, 2017
April 6, 2017	April 13, 2017	April 20, 2017
May 4, 2017	May 11, 2017	May 18, 2017
June 1, 2017	June 8, 2017	June 15, 2017
July 6, 2017	July 13, 2017	July 20, 2017
August 3, 2017	August 10, 2017	August 17, 2017
September 7, 2017	September 14, 2017	September 21, 2017
October 5, 2017	October 12, 2017	October 19, 2017
November 2, 2017	November 9, 2017	November 16, 2017
December 7, 2017	December 14, 2017	December 21, 2017
January 4, 2018	January 11, 2018	January 18, 2018

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: PN0297-2016

Drafting Date: 12/8/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Board of Commission Appeals 2017 Meeting Schedule

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

The Board of Commission Appeals reserves its meeting date on 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 contacting the above staff.

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Business Meeting Dates
(50 W. Gay St., 1st Fl., Rm. A)
1:00pm

January 25, 2017
March 29, 2017
May 31, 2017
July 26, 2017
September 27, 2017
November 29, 2017

Legislation Number: PN0298-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Big Darby Accord Advisory Panel 2017 Schedule

Contact Name: Festus Manly-Spain

Contact Telephone Number: (614) 645-8062

Contact Email Address: famanly-spain@columbus.gov

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline

Hearing Date
Franklin County Courthouse
373 S. High St., 25th Fl. - Room B
1:30PM

December 13, 2016
January 17, 2017
February 14, 2017
March 14, 2017
April 11, 2017
May 16, 2017
June 13, 2017
July 11, 2017
August 15, 2017

January 10, 2017
February 14, 2017
March 14, 2017
April 11, 2017
May 9, 2017
June 13, 2017
July 11, 2017
August 8, 2017
September 12, 2017

September 12, 2017
October 17, 2017
November 14, 2017

October 10, 2017
November 14, 2017
December 12, 2017

Applications should be submitted by 5:00pm on deadline day to:

City of Columbus Planning Division
Attn: Festus Manly-Spain
50 W. Gay St. 4th Fl.
Columbus OH 43215

Legislation Number: PN0299-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Downtown Commission 2017 Meeting Schedule

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Regular Meeting
77 N. Front St.
Columbus STAT Room
8:30am - 11:00am

January 24, 2017
February 28, 2017
March 28, 2017
April 25, 2017
May 23, 2017
June 27, 2017
July 25, 2017
August 22, 2017
September 26, 2017
October 24, 2017
November 21, 2017
December 19, 2017

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Legislation Number: PN0300-2016

Drafting Date: 12/8/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: East Franklinton Review Board 2017 Meeting Schedule

Contact Name: Jackie Yeoman

Contact Telephone Number: (614) 645-0663

Contact Email Address: jeyeman@columbus.gov

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline	Regular Meeting* 50 W. Gay 1st Fl. Room A 3:00pm
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January 3, 2017	January 17, 2017
February 7, 2017	February 21, 2017
March 7, 2017	March 21, 2017
April 4, 2017	April 18, 2017
May 2, 2017	May 16, 2017
June 6, 2017	June 20, 2017
July 3, 2017**	July 18, 2017
August 1, 2017	August 15, 2017
September 5, 2017	September 19, 2017
October 3, 2017	October 17, 2017
November 7, 2017	November 21, 2017
December 5, 2017	December 19, 2017

*Meetings subject to cancellation. Please contact staff to confirm.

**Office may close early for Holiday

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
 Board Website: www.columbus.gov/planning/efrb.aspx

Legislation Number: PN0301-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Land Review Commission 2017 Schedule

Contact Name: Kevin Wheeler

Contact Telephone Number: 614-645-6057
Contact Email Address: 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

January 19, 2017
February 16, 2017
March 16, 2017
April 20, 2017
May 18, 2017
June 15, 2017
July 20, 2017
August 17, 2017
September 21, 2017
October 19, 2017
November 16, 2017
December 21, 2017

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Legislation Number: PN0303-2016

Drafting Date: 12/8/2016

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Rocky Fork-Blacklick Accord 2017 Meeting Schedule

Contact Name: Festus Manly-Spain

Contact Telephone Number: (614) 645-8062

Contact Email Address: famanly-spain@columbus.gov

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 under the ADA, please call the City's ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline

Hearing Dates
New Albany Village Hall

99 W. Main St.
New Albany, OH 43054
6:00pm

December 22, 2016	January 19, 2017
January 19, 2017	February 16, 2017
February 16, 2017	March 16, 2017
March 23, 2017	April 20, 2017
April 20, 2017	May 18, 2017
May 18, 2017	June 15, 2017
June 22, 2017	July 20, 2017
July 20, 2017	August 17, 2017
August 24, 2017	September 21, 2017
September 21, 2017	October 19, 2017
October 19, 2017	November 16, 2017
November 22, 2017*	December 21, 2017

*Application deadline date changed due to Holiday...office may close early

Applications should be submitted by 5:00pm on deadline day to:

City of Columbus Planning Division
Attn: Festus Manly-Spain
50 W. Gay St. 4th Fl.
Columbus OH 43215

Legislation Number: PN0304-2016

Drafting Date: 12/8/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: University Area Review Board 2017 Meeting Schedule

Contact Name: Daniel Ferdelman, AIA

Contact Telephone Number: 614-645-6096 Fax: 614-645-6675

Contact Email Address: dbferdelman@columbus.gov

Date of Submittal

Date of Meeting

2231 N. High St.
(Northwood & High Building)
6:30pm

January 5, 2017
February 2, 2017

January 19, 2017
February 16, 2017

March 2, 2017	March 16, 2017
April 6, 2017	April 20, 2017
May 4, 2017	May 18, 2017
June 1, 2017	June 15, 2017
July 6, 2017	July 20, 2017
August 3, 2017	August 17, 2017
September 7, 2017	September 21, 2017
October 5, 2017	October 19, 2017
November 2, 2017	November 16, 2017
December 7, 2017	December 21, 2017

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 under the ADA, please call the City’s ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Legislation Number: PN0308-2016

Drafting Date: 12/14/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Columbus Art Commission 2017 Meeting Schedule

Contact Name: Lori Baudro

Contact Telephone Number: (614) 645-6986

Contact Email Address: lsbaudro@columbus.gov

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 under the ADA, please call the City’s ADA Coordinator at (614) 645-7206 at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline	Hearing Dates
	50 W. Gay St., 1st Fl. Room B
	5:00pm

January 6, 2017	January 24, 2017
February 3, 2017	February 28, 2017
March 3, 2017	March 28, 2017
April 7, 2015	April 25, 2017
May 5, 2017	May 23, 2017
June 2, 2017	June 27, 2017
July 7, 2017	July 25, 2017
	No August Meeting
September 1, 2017	September 26, 2017

October 6, 2017 October 24, 2017
November 3, 2017 November 14, 2017*
December 8, 2017 December 19, 2017**

Room is subject to change
***Room A**
****3rd fl. conference room**

Submission Information:

City of Columbus
Columbus Planning Division
Attn: Lori Baudro, AICP
50 W. Gay St., 4th Floor
Columbus OH 43215

Legislation Number: PN0310-2016

Drafting Date: 12/14/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Finance, Health & Human Services, and Workforce Development Committee Meeting
(UPDATED)

Contact Name: Carl G. Williams

Contact Telephone Number: (614)645-0854

Contact Email Address: cgwilliams@columbus.gov <<mailto:cgwilliams@columbus.gov>>

President Pro Tempore Priscilla R. Tyson, Chair of the Finance, Health and Human Services and Workforce Development Committee will host a public hearing to review legislation that will be appearing on future City Council agendas. Legislation will be reviewed for items that will be scheduled to appear in the following committees: **Finance, Health & Human Services and Workforce Development**. Representatives from each of these departments have been asked and will be available to present upcoming legislation.

Time: Unless noted, each meeting will begin at **5:00 p.m.**

~~Tuesday, June 20th 2017~~ **Wednesday JUNE 21st @ 5:00 pm. (NEW DATE AND TIME)**

Tuesday, July 11th 2017

Tuesday, July 25th 2017

August Council Recess

Tuesday, September 5th 2017

Tuesday, September 19th 2017

Tuesday, October 3rd 2017

Tuesday, October 17th 2017

Tuesday, October 31st 2017

Tuesday, November 14th 2017

Tuesday, November 28th 2017

Location: Council Chambers Columbus City Hall
90 West Broad Street, 2nd Floor
Columbus, Ohio 43215

Public Testimony: Public testimony will be accepted. Comments will be limited to three (3) minutes. Individuals wishing to offer testimony must fill out a speaker slip between the hours of 8:00 a.m. and 5:00 p.m. at Columbus City Hall on the day of the hearing.

Legislation Number: PN0314-2016

Drafting Date: 12/16/2016

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: City of Columbus Records Commission- 2017 Meeting Schedule

Contact Name: Monique L. Goins-Ransom, Records Commission Coordinator

Contact Telephone Number: 614-645-0845

Contact Email Address: mlgoins-ransom@columbus.gov

CITY BULLETIN NOTICE

MEETING SCHEDULE

CITY OF COLUMBUS RECORDS COMMISSION:

The regular meetings of the City of Columbus Records Commission for the calendar year 2017 are scheduled as follows:

February 27, 2017

May 15, 2017

September 25, 2017

Meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room 225. They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-0845.