

# **Columbus City Bulletin**



**Bulletin #50  
December 10, 2022**

# Proceedings of City Council

Saturday, December 10, 2022



## SIGNING OF LEGISLATION

(Legislation was signed by Council President Shannon G. Hardin on the night of the Council meeting, *Monday, December 5, 2022*; by Mayor, Andrew J. Ginther on *Tuesday, December 6, 2022*; and attested by the City Clerk, Andrea Blevins on *Wednesday December 7, 2022* 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

## Minutes - Final

### Columbus City Council

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

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Monday, December 5, 2022

5:00 PM

City Council Chambers, Rm 231

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#### REGULAR MEETING NO. 57 OF COLUMBUS CITY COUNCIL, DECEMBER 5, 2022 at 5:00 P.M. IN COUNCIL CHAMBERS.

#### ROLL CALL

**Present:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

#### READING AND DISPOSAL OF THE JOURNAL

A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

#### ADDITIONS OR CORRECTIONS TO THE JOURNAL

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

- [C0042-2022](#) THE FOLLOWING COMMUNICATIONS WERE RECEIVED BY THE CITY CLERK'S OFFICE AS OF WEDNESDAY, NOVEMBER 30, 2022  
New Type: D3 D3A  
To: AB Brewery District LLC  
716 S High St  
Columbus, OH 43206  
Permit #: 41108560005  
  
New Type: C1 C2  
To: 2760 E Blin Granville Rd  
2760 E Dublin Granville Rd  
Columbus, OH 43231  
Permit #: 2322079  
  
Trex Type: D5  
To: Ten Star Enterprises INC  
DBA Scramblers  
5291 Nike Station Way  
Columbus, OH 43026

From: Ten Star Enterprises INC  
DBA Scramblers  
6819 W Central Av Unit A  
Sylvania Twp  
Toledo, OH 43617  
Permit #: 88407200055

New Type: D5  
To: 2486 South High LLC  
2486 S High St  
Columbus, OH 43207  
Permit #: 9078588

New Type: C1 C2  
To: Snag Snaglt INC  
266 Chittenden Ave  
Columbus, OH 43201  
Permit #: 8317700

New Type: D5  
To: Idika LLC  
DBA Spice9  
8631 Sancus Blvd  
Columbus, OH 43240  
Permit #: 4127855

New Type: C1 C2  
To: Walgreen Co  
DBA Walgreens #21398  
1752 N High St  
Columbus, OH 43201  
Permit #: 93579411585

New Type: C1 C2 D6  
To: Mi Familia Market LLC  
2231 W Broad St  
Columbus, OH 43204  
Permit #: 5897112

New Type: C1 C2  
To: Bake Me Happy LLC  
500 E Whitter Ave  
Columbus, OH 43207  
Permit #: 03830910005

TREX Type: D1 D2 D3 D3A  
 To: CMC Food Services LLC  
 17 E Lane Ave  
 Columbus, OH 43201  
 From: Shelby J Keller  
 DBA Adobe Lounge  
 1782 Huy Rd  
 Clinton Twp  
 Columbus, OH 43224  
 Permit #: 1169480

Transfer Type: D5 D6  
 To: Dphen INC  
 2280 W Henderson Rd Ste H  
 Columbus, OH 43220  
 From: U A Tavern LLC  
 DBA CBUS Sports Pub & Patio  
 2280 W Henderson Rd Ste H  
 Columbus, OH 43220  
 Permit #: 2296195

Advertise Date: 12/10/22  
 Agenda Date: 12/5/22  
 Return Date: 12/15/22

Read and Filed

**RESOLUTIONS OF EXPRESSION**

**BANKSTON**

- 2     [0253X-2022](#)     To Congratulate and Recognize the East High School Football Team for a Successful Season

**Sponsors:**     Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel V. Remy and Shannon G. Hardin

**A motion was made by Nicholas Bankston, seconded by Emmanuel V. Remy, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:**   7 -   Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**HARDIN**

- 3     [0231X-2022](#)     To Recognize and Celebrate the Historical Significance of the Summit Station Bar

**Sponsors:**     Shannon G. Hardin, Nicholas Bankston, Lourdes Barroso De Padilla,

Elizabeth Brown, Rob Dorans, Shayla Favor and Emmanuel V. Remy

**A motion was made by Shannon G. Hardin, seconded by Shayla Favor, that this Ceremonial Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**FROM THE FLOOR**

**LA**     [0245X-2022](#)     To Recognize and Celebrate the Work of President Pro Tempore Elizabeth Brown and Congratulate her on Becoming President and CEO of YWCA Columbus

**Sponsors:**     Shannon G. Hardin, Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor and Emmanuel V. Remy

**A motion was made by Emmanuel V. Remy, seconded by Rob Dorans, that this Ceremonial Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**ADDITIONS OR CORRECTIONS TO THE AGENDA**

**THE FOLLOWING ORDINANCES WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING. Public Service and Transportation: Ordinance #3167-2022 and Finance: Ordinance #3434-2022.**

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

**A motion was made by Emmanuel V. Remy, seconded by Nicholas Bankston, to waive the reading of the titles of first reading legislation. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**PUBLIC SERVICE & TRANSPORTATION: BARROSO DE PADILLA, CHR. FAVOR BANKSTON HARDIN**

**FR-1**     [3187-2022](#)     To authorize the City Attorney to file complaints in order to immediately appropriate and accept the remaining fee simple and lesser real estate necessary to timely complete the Pedestrian Safety Improvements - Worthington Woods Boulevard Sidewalks Project and to authorize an expenditure of \$28,971.00. (\$28,971.00)

**Read for the First Time**

**FINANCE: E. BROWN CHR. BANKSTON REMY HARDIN**

**FR-2** [3174-2022](#) To authorize the Director of the Department of Finance and Management to associate all General Budget Reservations resulting from this ordinance with the Universal Term Contract Purchase Agreement with S.A. Comunale Company, Inc. for annual smoke and fire alarm testing, inspection and repair, as well as sprinkler inspections, fire pump testing, and fire suppression testing for the Facilities Management Division; to authorize the expenditure of \$100,000.00 from the general fund. (\$100,000.00)

**Read for the First Time**

**FR-3** [3175-2022](#) To authorize the Director of the Department of Finance and Management, on behalf of the Facilities Management Division, to modify a contract with SGI Matrix, LLC for new installations and existing security equipment for the Inspector General Office at the Lazarus Building; and to authorize the expenditure of \$30,000.00 from the general fund. (\$30,000.00)

**Read for the First Time**

**FR-4** [3353-2022](#) To adopt the Draft FY 2023 Annual Action Plan which implements the fourth year of the five-year Consolidated Plan for the CDBG, HOME, ESG and HOPWA programs; to authorize the acceptance of 2023 HUD Community Planning and Development grant awards; and to authorize the filing of the final FY 2023 Annual Action Plan with the U. S. Department of Housing and Urban Development.

**Read for the First Time**

**FR-5** [3360-2022](#) To authorize and direct the Director of Finance and Management to appropriate and authorize the expenditure of \$3,883,940.00 in CDBG grant funds (Fund 2248) from the U.S. Department of Housing and Urban Development; to authorize the Director of Finance and Management to enter in Subrecipient Agreements with community-based partners to undertake eligible activities. (\$3,883,940.00)

**Read for the First Time**

**RECREATION & PARKS: E. BROWN, CHR. REMY BANKSTON HARDIN**

**FR-6** [3003-2022](#) To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple title and lesser real estate located in the vicinity of Dodridge Street, and contract for associated professional services in order for the Recreation and Parks Department to timely complete the acquisition of Real Estate for the Olentangy Trail--Dodridge



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Street Connector Project and to expend up to \$100,000.00 within the Recreation and Parks Voted Bond Fund. (\$100,000.00)

**Read for the First Time**

### **PUBLIC UTILITIES: DORANS, CHR. BANKSTON REMY HARDIN**

**FR-7** [2905-2022](#) To authorize the Director of Public Utilities to pay the annual discharge fees for fiscal year 2022 to the State of Ohio, Ohio Environmental Protection Agency, for the Division of Sewerage and Drainage and the Division of Stormwater; and to authorize the expenditure of \$103,500.00 from the Sewer Operating Sanitary Fund and \$10,000.00 from the Storm Sewer Operating Fund. (\$113,500.00)

**Read for the First Time**

**FR-8** [2951-2022](#) To authorize the Director of Public Utilities to enter into a Memorandum of Agreement with the Ohio Department of Transportation (ODOT) for the reimbursement of construction inspection costs up to \$549,832.21 relating to the West Columbus Local Protection Project (WCLPP).

**Read for the First Time**

**FR-9** [3116-2022](#) To authorize the Director of Public Utilities to enter into an agreement for General Engineering Services for the Hoover Dam - Part 2 CIP 690411-100014 with Burgess & Niple, Inc.; to authorize the transfer within of up to \$600,000.00 and the expenditure of up to \$600,000.00 from the Water General Obligations Bonds Fund; and to authorize an amendment to the 2022 Capital Improvements Budget. (\$600,000.00)

**Read for the First Time**

**FR-10** [3120-2022](#) To authorize the Director of Public Utilities to apply for, accept, and enter into up to sixty-five (65) Ohio Water Pollution Control Loan Fund Loan Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for the financing of up to sixty-five Division of Sewerage and Drainage construction projects; and to designate a dedicated source of repayment for the loans.

**Read for the First Time**

**FR-11** [3124-2022](#) To authorize the Director of Public Utilities to modify a professional engineering services agreement with GS-OH Inc. for the Division of Sewerage and Drainage for the Jackson Pike WWTP Stormwater and Floodplain Improvements; and to authorize an expenditure of up to \$879,100.78 from the Sanitary Sewer General Obligation Bond Fund (\$879,100.78).

**Read for the First Time**

**FR-12** [3193-2022](#) To authorize the Director of Public Utilities to execute a planned modification to the 2020-2022 Construction Administration/Inspection Services agreement with DLZ Ohio, Inc. for the Near North & East-Phase 2: Iuka Park Rehabilitation Project, for the Division of Sewerage and Drainage, Sanitary Section, to authorize a transfer and expenditure up to \$907,699.53 within the Sanitary G.O. Fund; and to authorize an amendment to the 2022 Capital Improvements Budget. (\$907,699.53)

**Read for the First Time**

**FR-13** [3208-2022](#) To authorize the Director of Public Utilities to enter into a construction contract with Jack Conie & Sons Corp for the South Hampton Road Area Water Line Improvements Project in an amount up to \$3,672,578.45; to encumber \$2,000.00 for prevailing wage services provided by the Department of Public Service; to authorize the appropriation and transfer of \$3,672,578.45 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$3,672,578.45 within the Water Supply Revolving Loan Account Fund; to authorize an expenditure up to \$2,000.00 within the Water General Obligations Bond Fund; and to authorize an amendment to the 2022 Capital Improvements Budget. (\$3,674,578.45)

**Read for the First Time**

**FR-14** [3245-2022](#) To authorize the Director of Public Utilities to execute a planned modification to the 2020-2022 Construction Administration/Inspection Services contract with DLZ Ohio for the Street Lighting Improvements for Smoky Row Road Project for the Division of Power; to authorize a transfer of cash and appropriation and an expenditure of up to \$136,005.59 within the Electricity General Obligations Bond Fund; and to authorize an amendment to the 2022 Capital Improvements Budget. (\$136,005.59)

**Read for the First Time**

**FR-15** [3247-2022](#) To authorize the Director of Finance and Management to establish a contract with Southeastern Equipment Company Inc. for the purchase of an Articulating Wheel Loader for the Division of Sewerage and Drainage; and to authorize the transfer and expenditure of \$228,950.00 from within the G. O. Sanitary Fund 6109 and amend the 2022 Capital Improvement Budget. (\$228,950.00)

**Read for the First Time**

**FR-16** [3256-2022](#) To authorize the Director of Public Utilities to execute a planned modification to the 2020-2022 Construction Administration/Inspection Services contract with DLZ Ohio for the Hilltop Smart Lighting Phase One Project for the Division of Power; to authorize an expenditure of up to \$459,092.57 within the Electricity General Obligations Bond Fund; and

to authorize an amendment to the 2022 Capital Improvements Budget. (\$459,092.57)

**Read for the First Time**

**FR-17** [3269-2022](#)

To authorize the Director of Public Utilities to modify and increase the 2020-2022 Construction Administration and Inspection Services Agreement with Stantec Consulting Services for the Division of Sewerage and Drainage's Blueprint Linden Hudson McGuffey Project, Division of Water's Manchester Ave WL Improvements Project, and the Division of Public Services' CelebrateOne - Blueprint Linden - Hudson McGuffey Sidewalk Project; and a transfer and an expenditure up to \$735,366.23 within the Sanitary General Obligations Bond Fund 6109, an expenditure of \$183,841.56 within the Water General Obligation Fund 6006, and an expenditure up to \$48,379.36 within the Streets and Highways G. O. Bond Fund 7704 and to amend the 2022 Capital Improvement Budget. (\$967,587.15)

**Read for the First Time**

**FR-18** [3303-2022](#)

To authorize the Director of Public Utilities to modify and increase the 2020-2022 Construction Administration and Inspection Services Agreement with Stantec Consulting Services for the Division of Water's S. Hampton Road Area Water Line Improvements Project. (\$424,624.90)

**Read for the First Time**

**FR-19** [3315-2022](#)

To authorize the Director of Finance and Management to establish a contract with Altec Inc. for the purchase of a Crane Truck for the Division of Sewerage and Drainage; and to authorize the transfer and expenditure of \$369,107.00 from within the G. O. Sanitary Fund 6109 and amend the 2022 Capital Improvement Budget. (\$369,107.00)

**Read for the First Time**

**FR-20** [3320-2022](#)

To authorize the Director of Public Utilities to execute a planned modification to the 2020-2022 Construction Administration/Inspection Services contract with DLZ Ohio for the Street Lighting Improvements for Jasonway and Knightsbridge project for the Division of Power; to authorize a transfer of cash and appropriation and an expenditure of up to \$133,788.46 within the Electricity General Obligations Bond Fund; and to authorize an amendment to the 2022 Capital Improvements Budget. (\$133,788.46)

**Read for the First Time**

**FR-21** [3334-2022](#)

To authorize the Director of Public Utilities to execute a planned modification to the 2020-2022 Construction Administration/Inspection

Services contract with DLZ Ohio for the Street Lighting Improvements for Morningstar / North-Forty Project for the Division of Power; to authorize a transfer of cash and appropriation and an expenditure of up to \$161,019.30 within the Electricity General Obligations Bond Fund; and to authorize an amendment to the 2022 Capital Improvements Budget. (\$161,019.30)

**Read for the First Time**

### **HOUSING: FAVOR, CHR. BROWN BANKSTON HARDIN**

**FR-22** [3249-2022](#) 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 (1322 Eldorn Dr.) held in the Land Bank pursuant to the Land Reutilization Program.

**Read for the First Time**

**FR-23** [3294-2022](#) To create the Riverside Community Reinvestment Area; to authorize real property tax exemptions as authorized by Sections 3735.65 to 3735.70 of the Ohio Revised Code; and to provide that the City's existing Community Reinvestment Area Housing Council shall serve as the Housing Council for the Riverside Community Reinvestment Area.

**Read for the First Time**

**FR-24** [3296-2022](#) To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$2,550,000.00 with Columbus Housing Partnership, Inc for Easton Place Homes Phase II development; to authorize the appropriation and expenditure of \$2,550,000.00 within the Affordable Housing Taxable Bond Fund. (\$2,550,000.00)

**Read for the First Time**

**FR-25** [3350-2022](#) To amend the Fifth by Northwest Community Reinvestment Area and to modify its geographic boundaries; to provide that the City's existing Community Reinvestment Area Housing Council shall serve as the Housing Council for the Fifth by Northwest Community Reinvestment Area.

**Read for the First Time**

### **HEALTH & HUMAN SERVICES: FAVOR, CHR. BARROSO DE PADILLA BROWN HARDIN**

**FR-26** [3468-2022](#) To authorize the Director of Development to enter into a Beneficiary Grant Agreement with Community Shelter Board in an amount up to \$7,398,138.00 of federal American Rescue Plan Act (ARPA) funds to provide operating support for CBS's Emergency Shelter Program and to pay for expenses starting January 1, 2023; to authorize the Director of Development to modify the terms and conditions of the Beneficiary Grant Agreement as needed without seeking further City Council approval in order to align with the most current version of the laws, regulations, and guidance; to authorize the expenditure of up to \$7,398,138.00 of ARPA funds. (\$7,398,138.00)

**Read for the First Time**

**PUBLIC SAFETY: REMY, CHR. BARROSO DE PADILLA DORANS HARDIN**

**FR-27** [3160-2022](#) To authorize the Director of the Department of Public Safety to modify the present contract with Helicopter Minit-Men for additional funds for helicopter maintenance services; to authorize the Finance and Management Director to associate all general budget reservations resulting from this ordinance to Arrow Energy, Inc. for the purchase of helicopter fuel; and to authorize an expenditure of \$250,000.00 from the General Fund. (\$250,000.00)

**Read for the First Time**

**FR-28** [3180-2022](#) To establish an auditor's certificate in the amount of \$498,700.00 for the purchase of equipment, supplies and services for the Division of Police; to authorize and direct the Director of Finance and Management and the Director of Public Safety to enter into various contracts for the purchase of equipment, supplies and services on behalf of the Division of Police; to authorize the expenditure of \$498,700.00 from the Law Enforcement Drug Seizure Funds. (\$498,700.00)

**Read for the First Time**

**FR-29** [3219-2022](#) To authorize the Finance and Management Director to associate all general budget reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement with Brown Enterprise Solutions for the purchase of computers, monitors, and accessories for the Division of Police; to authorize the expenditure of \$166,416.15 from the Law Enforcement Contraband Fund. (166,416.15)

**Read for the First Time**

**FR-30** [3246-2022](#) To authorize and direct the Finance and Management Director to sell to Firefighter Lewis Smith, for the sum of \$1.00, a Bomb Squad canine with the registered name "Sky", which has no further value to the Division of Fire; and to waive the provisions of the Columbus City Codes, Sale of

City-Owned Personal Property. (\$1.00)

Read for the First Time

**RULES & REFERENCE: HARDIN, CHR. BROWN REMY FAVOR**

**DORANS**

**FR-31** [3199-2022](#) To amend Sections 1147.19 and 1105.21 of the Columbus City Codes to revise the Low Income Discount program related to master metered communities; and to repeal the existing sections being amended.

**Sponsors:** Rob Dorans

Read for the First Time

**REMY**

**FR-32** [3197-2022](#) To amend Chapter 329 of the Columbus City Codes to authorize the purchase of food, beverages, and equipment for a public purpose.

**Sponsors:** Emmanuel V. Remy

Read for the First Time

**FR-33** [3240-2022](#) To enact Columbus City Codes Section 211.07 in order to establish the Office of Violence Prevention within the Office of the Mayor.

**Sponsors:** Emmanuel V. Remy

Read for the First Time

**ZONING: DORANS, CHR. BANKSTON BARROSO DE PADILLA BROWN FAVOR REMY HARDIN**

**REZONINGS/AMENDMENTS**

**FR-34** [3260-2022](#) To rezone 1709 FRANK RD. (43223), being 10.68± acres located at the southeast corner of Frank Road and Gantz Road, From: L-M, Limited Manufacturing District, To: M-2, Manufacturing District (Rezoning #Z20-080).

Read for the First Time

**FR-35** [3343-2022](#) To rezone 42 W. JENKINS AVE. (43207), being 1.61± acres located at the northwest corner of West Jenkins Avenue and South Wall Street, From: M, Manufacturing District, To: AR-2, Apartment Residential District (Rezoning #Z22-060).

**Read for the First Time**

**FR-36** [3414-2022](#) To rezone 3670 TRABUE RD. (43204), being 4.3± acres located at the northeast corner of Trabue Road and Mapleway Drive, From: C-4 Commercial District and L-C-5, Limited Commercial District, To: AR-2, Apartment Residential District (Rezoning #Z22-022).

**Read for the First Time**

**FR-37** [3421-2022](#) To rezone 475 HARMON AVE. (43223), being 3.05± acres located at the southeast corner of Harmon Avenue and South Souder Avenue, From: L-M, Limited Manufacturing District, To: CPD, Commercial Planned Development District (Rezoning #Z22-064).

**Read for the First Time**

**FR-38** [3455-2022](#) To rezone 4001 BRICE RD. (43110), being 249.212± acres located at the southwest and southeast corners of Shannon Road and Brice Road, From: R, Rural District, To: PUD-6, Planned Unit Development District (Rezoning #Z21-100).

**Read for the First Time****VARIANCES**

**FR-39** [3262-2022](#) To grant a Variance from the provisions of Section 3367.15(A)(D), M-2 manufacturing district special provisions; of the Columbus City Codes; for the property located at 1709 FRANK RD. (43223), to permit reduced development standards for a food manufacturing plant in the M-2, Manufacturing District (Council Variance #CV22-107).

**Read for the First Time**

**FR-40** [3335-2022](#) To grant a Variance from the provisions of Sections 3356.03, C-4 permitted uses; 3312.21(D), Parking lot screening; and 3312.49(C), Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 3013-3021 N. HIGH ST. (43202), to permit a mixed-use development with reduced development standards in the C-4, Commercial District (Council Variance #CV21-062).

**Read for the First Time**

**FR-41** [3344-2022](#) To grant a Variance from the provisions of Sections 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3333.16, Fronting, of the Columbus City Codes; for the property located at 42 W. JENKINS AVE. (43207), to permit reduced development standards for an apartment building in the AR-2, Apartment Residential District (Council Variance #CV22-081).



**Read for the First Time**

**FR-42** [3352-2022](#) To grant a Variance from the provisions of Section 3332.02, R-rural district, of the Columbus City Codes; for the property located at 4955 SUNBURY RD. (43230), to permit craft classroom, workshop, and accessory retail space in the R, Rural District (Council Variance #CV22-071).

**Read for the First Time**

**FR-43** [3410-2022](#) To grant a Variance from the provisions of Sections 3332.039, R-4 residential district; 3312.49, Minimum numbers of parking spaces required; 3325.801, Maximum Lot Coverage; 3325.805, Maximum Floor Area Ratio (FAR); 3332.05(A)(4), Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting; 3332.26(C) (3), Minimum side yard permitted; and 3332.27, Rear yard; of the Columbus City Codes; for the property located at 47 CLARK PL. (43201), to permit a two-unit dwelling and a rear single-unit dwelling (carriage house) on one lot with reduced development standards in the R-4, Residential District (Council Variance #CV22-067).

**Read for the First Time**

**FR-44** [3412-2022](#) To grant a Variance from the provisions of Sections 3332.037, R-2F Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; 3332.14, R-2F area district requirements; 3332.19, Fronting; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located a 1374 S. 5TH ST. (43203), to permit a single-unit dwelling and a rear single-unit (carriage house) on the same lot with reduced development standards in the R-2F, Residential District (Council Variance #CV22-074).

**Read for the First Time**

**FR-45** [3417-2022](#) To grant a Variance from the provisions of Sections 3312.21(A)(2)&(D) (1), Landscaping and screening; 3312.27, Parking setback line; 3312.29, Parking space; 3312.49 Minimum numbers of parking spaces required; 3321.05(B)(2), Vision clearance; 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 3670 TRABUE RD. (43204), to permit reduced development standards for a multi-unit residential development in the AR-2, Apartment Residential District (Council Variance #CV22-029).

**Read for the First Time****CA CONSENT ACTIONS**



**RESOLUTIONS OF EXPRESSION:****REMY**

- CA-1** [0237X-2022](#) To commend and thank Mr. Thomas T. Smith for his outstanding service to the City of Columbus.

**Sponsors:** Emmanuel V. Remy, Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor and Shannon G. Hardin

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

**ECONOMIC DEVELOPMENT: BANKSTON, CHR. REMY DORANS HARDIN**

- CA-2** [0226X-2022](#) To approve the expansion and define the boundaries of the new community district for the Big Darby West Broad Street New Community Authority by inclusion of tax parcel ID 010-256886 owned by both GMT Property Holdings LLC and Rock Capital Holdings LLC, and tax parcel ID's 010-306518 and 010-306519 owned by Darby Crossing Apartments LP; and to certify compliance of the requirements for the public hearing on the expansion.

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

- CA-3** [0227X-2022](#) To approve the expansion and define the boundaries of the new community district for the Marble Cliff Quarry Community Authority by inclusion of the Quarry Trails Metro Park properties identified as Tax Parcel ID Nos. 560-298177 and 560-298033; and to certify compliance of the requirements for the public hearing on the expansion.

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

- CA-4** [3169-2022](#) To amend Ordinance Number 3221-2018, passed by Columbus City Council on March 11, 2019, for the purpose of changing the Department of Development/Economic Development Division's Fee Schedule for fees that support the Department's administrative and project cost associated with administering Department programs.

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

**SMALL & MINORITY BUSINESS: BANKSTON, CHR. REMY BARROSO DE PADILLA HARDIN**

- CA-5** [3002-2022](#) To authorize the Director of the Department of Development to enter into a grant agreement with the Greater Columbus Convention and Visitors Bureau Inc., dba Experience Columbus, for the purpose of providing support to the organization's efforts to market Columbus for sporting

events, conferences and convention planning activities in an amount up to \$750,000.00; to authorize the transfer of \$250,000.00 from the General Fund Citywide Account to the Department of Development General Fund Budget; and to authorize an expenditure in an amount up to \$750,000.00 from the General Fund. (\$750,000.00)

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

**CA-6** [3255-2022](#)

To authorize the City Clerk to enter into a grant agreement with Community Partners Youth Development Organization, dba Center of Entrepreneurial Development, to support of the organization's Urban Launch School small business accelerator pitch competition; and to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$10,000.00)

**Sponsors:** Nicholas Bankston

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

**CA-7** [3448-2022](#)

To authorize the City Clerk to enter into a grant agreement with the We Elevate You Foundation, to support the organization's annual gala supporting BIPOC entrepreneurs; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$5,000.00)

**Sponsors:** Nicholas Bankston

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

**CA-8** [3454-2022](#)

To authorize the City Clerk to enter into a contract with Minorities Making Millions LLC for grant administration services related to the Minorities Making Millions Education Program; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$10,000.00)

**Sponsors:** Nicholas Bankston

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

**CA-9** [3459-2022](#)

To authorize the City Clerk to enter into a contract with ThriveIN LLC to operate the WorkSpace program; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$30,000.00)

**Sponsors:** Nicholas Bankston and Elizabeth Brown

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

**CA-10** [3461-2022](#)

To authorize the City Clerk to enter into a grant agreement with the Legacy Youth Sports Academy in support of the Exposure is Key Initiative; to authorize an appropriation and expenditure within the Job

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Growth subfund; and to declare an emergency. (\$20,000.00)

Sponsors: Nicholas Bankston and Emmanuel V. Remy

This item was approved on the Consent Agenda.

### **TECHNOLOGY: BANKSTON, CHR. DORANS BROWN HARDIN**

**CA-11** [2857-2022](#) To authorize the Directors of the Department of Technology and the Department of Public Utilities to enter into a contract for professional services via this On Demand Umbrella Statement of Work (SOW) with Hansen Banner, LLC., in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$500,000.00 from the Department of Technology, Information Services Operating Fund. (\$500,000.00)

This item was approved on the Consent Agenda.

**CA-12** [3190-2022](#) To authorize the Director of Finance and Management, on behalf of Department of Technology, to associate all General Budget Reservations resulting from this ordinance with Purchase Agreement (PA/UTC) PA005936 (expiration date: 6/30/2025) with CDW Government, LLC for the purchase of SolarWinds software products, in the amount of \$96,470.00; to authorize the expenditure of \$96,470.00 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$96,470.00)

This item was approved on the Consent Agenda.

### **PUBLIC SERVICE & TRANSPORTATION: BARROSO DE PADILLA, CHR. FAVOR BANKSTON HARDIN**

**CA-13** [3067-2022](#) To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with EMH&T for the Signals - Flashing Yellow Arrow Implementation Pilot project; to authorize the expenditure of up to \$476,331.00 from the Street Construction Maintenance and Repair Fund and the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$476,331.00)

This item was approved on the Consent Agenda.

**CA-14** [3135-2022](#) To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with E.L. Robinson Engineering in connection with the Bikeway Development-Georgesville Road SUP - Parkwick Drive to Sullivant Avenue project; to authorize the expenditure of up to \$504,371.00 from

the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$504,371.00)

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

**CA-15** [3162-2022](#)

To authorize the Director of Public Service to enter into agreements with and provide funding to the Ohio Department of Transportation relative to the Safety Upgrades - Hamilton Rd. Safety Improvements project; to authorize the expenditure of up to \$245,770.00 from the Street Construction, Maintenance and Repair Fund; and to declare an emergency. (\$245,770.00)

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

**CA-16** [3163-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with VS Engineering, Inc. in connection with the Pedestrian Safety - General Engineering 2022-2 project; to authorize the expenditure of up to \$125,000.00 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$125,000.00)

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

**CA-18** [3227-2022](#)

To authorize the Director of Public Service to enter into agreements with and to accept funding from the Central Ohio Transit Authority (COTA) relative to the Roadway - Front Street and Marconi Boulevard project; to authorize, as necessary, either the acceptance of additional monies from COTA for the project or the issuance of a refund of any unspent funds received from COTA after final accounting has been completed; and to declare an emergency. (\$0.00)

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

**CA-19** [3230-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with PRIME AE Group, Inc. for the Roadway - General Engineering 2023 project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

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

**CA-20** [3231-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with OHM Advisors for the Roadway - General Engineering 2023-2 project; to authorize the expenditure of up to

\$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

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

**CA-21** [3241-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with ms consultants, inc. for the Roadway - Stormwater Design General Engineering project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

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

**CA-22** [3248-2022](#)

To accept various deeds for parcels of real property to be used as road right-of-way; to dedicate these parcels as public rights-of-way; and to name said rights-of-way as public roadways as described within this Ordinance; and to declare an emergency. (\$0.00)

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

**CA-23** [3261-2022](#)

To authorize the Director of the Department of Public Service to execute those documents necessary for the sale of an approximate 7,200± square foot portion of an unnamed 16 foot alley to The Gravity Project 3, LLC; and to declare an emergency. (\$142,126.32)

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

**CA-24** [3263-2022](#)

To authorize the Director of Public Service to enter into a professional services contract with LRT Associates LLC for the Project Management Professional Services; to authorize the expenditure of up to \$200,000.00 from the Street Construction Maintenance & Repair Fund; and to declare an emergency. (\$200,000.00)

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

**CA-25** [3287-2022](#)

To authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Wheatland Avenue Improvements project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of up to \$150,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$150,000.00)

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

**CA-26** [3304-2022](#)

To authorize the director of the Department of Public Service to execute and acknowledge any document(s) necessary to grant Columbia Gas of

Ohio, Inc. an easement on a portion of the City's real property located on Olde Worthington Road; and to declare an emergency. (\$0.00)

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Nicholas Bankston

**Affirmative:** 6 - Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**CA-27** [3318-2022](#)

To authorize the Director of Public Service, or a designee, to offer certain incentive payments and/or other forms of remuneration to facilitate and support the mobilization of independent contractors to aid in City snow removal and de-icing operations this winter; to authorize the expenditure of \$25,000.00 from the Street Construction Maintenance and Repair Fund for that purpose; and to declare an emergency.

This item was approved on the Consent Agenda.

**NEIGHBORHOODS AND IMMIGRANT, REFUGEE, AND MIGRANT AFFAIRS:  
BARROSO DE PADILLA, CHR. DORANS REMY HARDIN**

**CA-28** [3195-2022](#)

To authorize the Director of the Department of Neighborhoods to modify the contract with the Neighborhood Design Center to include a general liability insurance requirement for all subcontractors; and to declare an emergency.

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Shayla Favor

**Affirmative:** 6 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Emmanuel Remy, and Shannon Hardin

**CA-29** [3201-2022](#)

To authorize the Director of Neighborhoods to enter into a contract with the Neighborhood Design Center for work associated with the implementation of the One Linden and Envision Hilltop community plans; to authorize the expenditure of \$150,000.00 from the General Fund; and to declare an emergency. (\$150,000.00)

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Shayla Favor

**Affirmative:** 6 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Emmanuel Remy, and Shannon Hardin

**CA-30** [3212-2022](#)

To authorize the City Clerk to enter into a grant agreement with ARTWAY, Inc. in support of the "Cartas desde Cuba - Letters from Ohio" program; and to authorize an appropriation and expenditure within the

Neighborhood Initiatives subfund. (\$30,000.00)

Sponsors: Lourdes Barroso De Padilla and Emmanuel V. Remy

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

### **FINANCE: BROWN, CHR. BANKSTON REMY HARDIN**

**CA-31** [3056-2022](#) To authorize the Finance and Management Director, on behalf of the Fleet Management Division, to establish purchase orders from previously established Universal Term Contracts (UTCs) for the purchase of vehicles for use by the Department of Public Safety, Development, Finance, Public Service and Recreation and Parks with Byers Ford; to authorize the appropriation and expenditure of \$176,083.00 from the Special Income Tax Fund; and to declare an emergency. (\$176,083.00)

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

**CA-32** [3064-2022](#) To authorize the Finance and Management Director to establish various purchase orders for automotive parts for the Fleet Management Division per the terms and conditions of various previously established Universal Term Contracts; to authorize the expenditure of \$300,000.00 from the Fleet Management Operating Fund; and to declare an emergency. (\$300,000.00)

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

**CA-33** [3131-2022](#) To authorize the Director of Finance and Management to enter into an agreement with Heapy Engineering for the Office of Construction Management's Professional Engineering Services - Task Order Basis project; to authorize a transfer and expenditure up to \$500,000.00 within the Construction Management Capital Improvement Fund; to amend the 2022 Capital Improvement Budget; and to declare an emergency. (\$500,000.00)

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

**CA-34** [3171-2022](#) To authorize the Director of the Department of Finance and Management, on behalf of the Facilities Management Division, to modify a contract with CBRE Government Services LLC for facility management services at the Jerry Hammond Center and the Franklin County Municipal Court Building; to authorize the transfer and expenditure up to \$160,000.00 within the Construction Management Capital Improvement Fund; to amend the 2022 Capital Improvement Budget; and to declare an emergency. (\$160,000.00)

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

**CA-35** [3220-2022](#) To authorize the City Auditor to enter into contract with Huntington



Insurance for a total of four policies bonding various City employees, elected and appointed officials, and members of City boards and/or commissions; to authorize the expenditure of \$145,369.00 from the General Fund; and to declare an emergency. (\$145,369.00)

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Nicholas Bankston

**Affirmative:** 6 - Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**CA-36** [3225-2022](#) To authorize the City Auditor to move available appropriation between object classes within a fund and department during the period from January 1, 2023 to December 31, 2023, if necessary, for any funds not already identified in Ordinances 2936-2022, 2937-2022, and 2938-2022; and to declare an emergency.

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

**CA-37** [3268-2022](#) To authorize the Director of Finance and Management to execute a Lease Agreement with Subway Real Estate, LLC for retail space leased at 1418 Cleveland Avenue; and to declare an emergency. (\$0.00)

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

**CA-38** [3389-2022](#) To authorize the Director of Finance and Management to enter into a Second Amendment to Lease Agreement with AARP Foundation for additional leased office space at 1393 East Broad Street; and to declare an emergency. (\$0.00)

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

## **RECREATION & PARKS: BROWN, CHR. REMY BANKSTON HARDIN**

**CA-40** [2750-2022](#) To authorize the Director of Recreation and Parks to modify an existing contract with KNS Services for continued security camera services and equipment; to authorize the transfer of \$75,000.00 within the Recreation and Parks Voted Bond Fund, to authorize the amendment of the 2022 Capital Improvements Budget; and to authorize the expenditure of \$75,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$75,000.00)

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

**CA-41** [2752-2022](#) To authorize the Director of Recreation and Parks to enter into contract with GPD Group to provide architectural and engineering services for the Whetstone Field Improvements Project; to authorize the transfer of \$275,000.00 within the Recreation and Parks Voted Bond Fund, to



authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$275,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$275,000.00)

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

**CA-42** [2792-2022](#)

To authorize the Director of Recreation and Parks to enter into contract with Setterlin Building Company for the Frank Fetch Park Improvements Project; to authorize the transfer of \$238,000.00 within the Recreation and Parks Voted Bond Fund, to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$300,000.00 from the Recreation and Parks Special Purpose Fund and Voted Bond Fund; and to declare an emergency. (\$300,000.00)

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

**CA-43** [2798-2022](#)

To authorize the Director of Recreation and Parks to modify an existing contract with Advanced Engineering Consultants for the HVAC Upgrades 2020-2022 Project; to authorize the transfer of \$55,760.50 within the Recreation and Parks Voted Bond Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$55,760.50 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$55,760.50)

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

**CA-44** [2799-2022](#)

To authorize the Director of Recreation and Parks to modify an existing contract with Stantec Consulting Services to provide professional services associated with detailed design of the Scioto Trail from Fifth Avenue to Trabue Road; to authorize the transfer of \$236,166.00 within the Recreation and Parks Voted Bond Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$236,166.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$236,166.00)

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

**CA-45** [2804-2022](#)

To authorize and direct the City Auditor to set up a certificate in the amount of \$825,000.00 for the purchase of equipment and vehicles for the Recreation and Parks Department; to authorize the increase of \$825,000.00 to the total amount authorized for the purchase of equipment and vehicles authorized by Ordinances 0924-2021, 0722-2022, and 1331-2022; to authorize the Director of Finance and Management to modify contracts as needed for the purchase of equipment on behalf of the Recreation and Parks Department detailed in Ordinances 0924-2021, 0722-2022, and 1331-2022; to authorize the appropriation of \$223,350.00 within the Recreation and Parks Permanent Improvement Fund; to authorize the transfer of \$600,000.00 within the Recreation and Parks Operating Fund; to authorize the transfer

of \$223,350.00 within the Recreation and Parks Permanent Improvement Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$825,000.00 from the Recreation and Parks Operating Fund and Permanent Improvement Fund; and to declare an emergency. (\$825,000.00)

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

## **PUBLIC UTILITIES: DORANS, CHR. BANKSTON REMY HARDIN**

**CA-46** [2923-2022](#)

To authorize the Director of Public Utilities to enter into an Indefinite Quantity Agreement Contract with The Paul Peterson Company for Freeway Lighting and Roadway Utility Traffic Control Services; and to authorize the expenditure of \$80,000.00 from the Electricity Operating Fund. (\$80,000.00)

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

**CA-47** [3001-2022](#)

To authorize the Director of Public Utilities to modify and add funds to the contract with Ohio Mulch Supply, Inc. for services associated with the Deep Row Hybrid Poplar Program for the Division of Sewerage and Drainage, and to authorize the expenditure of \$200,000.00 from the Sewer Operating Sanitary Fund. (\$200,000.00)

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

**CA-48** [3032-2022](#)

To authorize the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purpose of providing funding and support for the 2022 MORPC Water Resources Program; to authorize the expenditure of \$23,000.00 from the Sanitary Sewer Operating Fund, \$30,000.00 from the Water Operating Fund, and \$7,000.00 from the Storm Sewer Operating Fund (\$60,000.00).

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

**CA-49** [3055-2022](#)

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 Blueprint N. Linden - Lateral Lining - Agler/Berrell Project; to authorize the expenditure of \$24,467.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$24,467.00)

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

**CA-50** [3059-2022](#)

To authorize the Director of Finance and Management to enter into a contract with Jerry Pate Turf & Irrigation, Inc. dba Century Equipment, Inc. to purchase Electric Utility Carts for the Division of Water; to authorize the expenditure of \$51,908.74 from the Water Operating Fund; and to declare an emergency. (\$51,908.74)

This item was approved on the Consent Agenda.

- CA-51** [3114-2022](#) To authorize the Director of Public Utilities to modify the terms and conditions of existing purchase power agreements and right of entry agreements with DG Columbus Solar, LLC and DG Columbus Jackson Pike, LLC; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-52** [3224-2022](#) To authorize the Director of Public Utilities to enter into a construction contract with Decker Construction Company for utility cut and restoration services for the Division of Water, Division of Power, and Division of Sewerage & Drainage; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-53** [3347-2022](#) To authorize the Director of Public Utilities to enter into a contract with Gable Elevator for elevator maintenance services at various Department of Public Utilities, Division of Sewerage and Drainage facilities; to authorize the expenditure of \$62,601.52 from the Sewer Operating Sanitary Fund; and to declare an emergency. (\$62,601.52)

This item was approved on the Consent Agenda.

#### **WORKFORCE DEVELOPMENT: DORANS, CHR. FAVOR BROWN HARDIN**

- CA-54** [3374-2022](#) To authorize the Director of the Department of Building and Zoning Services to enter into a grant agreement with Creating Central Ohio Futures in support of the Building Back Better Together Program; to authorize the expenditure of \$250,000.00 within the Recovery Fund, Community Recovery Subfund; and to declare an emergency. (\$250,000.00)

This item was approved on the Consent Agenda.

#### **HOUSING: FAVOR, CHR. BANKSTON BROWN HARDIN**

- CA-55** [3228-2022](#) To authorize the appropriation of \$86,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for the remainder of the 2022 fiscal year; and to declare an emergency. (\$86,000.00)

This item was approved on the Consent Agenda.

- CA-56** [3301-2022](#) To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an

amount up to \$330,000.00 with Olde Towne Investors LLC for the Triumph Apartments development; to authorize the appropriation and expenditure of \$330,000.00 within the Affordable Housing Taxable Bond Fund; to authorize the reimbursement of expenses incurred prior to the approval of the purchase order; and to declare an emergency. (\$330,000.00)

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

**CA-57** [3383-2022](#)

To authorize the appropriation and expenditure of up to \$200,000.00 of 2022 HOME Investment Partnerships Program (HOME) grant from the U.S. Department of Housing and Urban Development; to authorize the Director of Development to enter into a commitment letter, loan agreement, promissory note, and mortgage with Habitat for Humanity MidOhio in an amount up to \$200,000.00 to construct two single family homes; and to declare an emergency. (\$200,000.00).

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

**CRIMINAL JUSTICE & JUDICIARY: FAVOR, CHR. DORANS BARROSO DE PADILLA HARDIN**

**CA-58** [3156-2022](#)

To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Crime Victims Assistance Office; to appropriate \$58,316.01 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court Department of Probation and Pretrial Services to provide continued funding of two staff to work with the victims of crime when a perpetrator has been on probation; and to declare an emergency. (\$58,316.01)

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

**CA-59** [3239-2022](#)

To authorize the City Attorney to modify an existing contract with Access; to authorize the expenditure of up to \$12,000.00 from General Operating Fund; and to declare an emergency. (\$12,000.00)

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

**CA-60** [3275-2022](#)

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the federal Office of Justice Programs, Bureau of Justice Assistance; to appropriate \$750,000.00 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court in order to support and enhance the Franklin County Municipal Court Adult Drug Courts and Veteran's Treatment Specialized Docket programs; and to declare an emergency. (\$750,000.00)

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

- CA-61** [3278-2022](#) To authorize the Municipal Court Clerk to modify the contract with CourtView Justice Solution, Inc. for the provision of Commercial Carrier software, maintenance, support and professional services, in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$30,960.00 from the Municipal Court Clerk Computer Fund; and to declare an emergency. (\$30,960.00)
- This item was approved on the Consent Agenda.**

**HEALTH & HUMAN SERVICES: FAVOR, CHR. BARROSO DE PADILLA  
BROWN HARDIN**

- CA-62** [3115-2022](#) To authorize and direct the Board of Health to accept funds from the Franklin County Chemical Emergency Preparedness Advisory Council (CEPAC) in the amount of \$74,563.80; to authorize the appropriation of \$74,563.80 to the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (74,563.80)
- This item was approved on the Consent Agenda.**

- CA-63** [3234-2022](#) To amend Ordinance No. 2519-2022, passed by Columbus City Council on September 19, 2022, to permit reimbursement of food expenses under the terms of the Not-for-Profit Service Contract with the Community Shelter Board for the Transitional Housing Pilot Program; and to declare an emergency. (\$0.00)
- A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Nicholas Bankston

**Affirmative:** 6 - Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

- CA-64** [3250-2022](#) To authorize and direct the Board of Health to accept additional funding from the Ohio Department of Health for the COVID-19 Enhanced Operations Subgrant Program in the amount of \$740,929.00; to authorize the appropriation of \$740,929.00 to the Health Department in the Health Department Grants Fund; and to declare an emergency. (\$740,929.00)
- This item was approved on the Consent Agenda.**

- CA-65** [3271-2022](#) To authorize and direct the Board of Health to accept grant funds from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation in the amount of \$386,000.00 and any additional funds for the 2022-2024 Pool Safety Grant Program; to authorize the appropriation of \$386,000.00 and any additional funds from the unappropriated balance of the Health Department Grants Fund, to

authorize the City Auditor to transfer appropriations between object classes for the 2022-2024 Pool Safety Gant Program; and to declare an emergency. (\$386,000.00)

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

**CA-66** [3276-2022](#)

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$89,000.00 for the Dental Sealant program that prevents dental caries among school children through an evidence-based community approach, to authorize the appropriation of \$89,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$89,000.00)

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

**CA-67** [3364-2022](#)

To authorize the Finance and Management Director to enter into a Universal Term Contract for the option to purchase PHS Pharmaceuticals with Capital Wholesale Drug Co.; to authorize the expenditure of \$1.00; and to declare an emergency. (\$1.00).

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

**CA-68** [3472-2022](#)

To authorize the City Clerk to enter into a grant agreement with the United Way of Central Ohio in support of the Columbus Turkey Drive; to authorize an appropriation and expenditure within the Neighborhood Initiatives subfund; and to declare an emergency. (\$10,000.00)

**Sponsors:** Shayla Favor and Emmanuel V. Remy

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

**CA-69** [3473-2022](#)

To authorize the Director of the Department of Development to enter into a not-for-profit service agreement with Community Shelter Board in an amount up to \$590,000.00 for the purpose of supporting winter warming services; to authorize an appropriation and expenditure of \$295,000.00 within the Neighborhood Initiatives Subfund; to authorize the transfer of \$295,000.00 from the General Fund Citywide Account to the Department of Development General Fund Budget; to authorize the total expenditure of \$590,000.00 from the 2022 General Fund Budget; to authorize the reimbursement of expenditures incurred prior the approval of the purchase order; and to declare an emergency. (\$590,000.00)

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Nicholas Bankston

**Affirmative:** 6 - Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**PUBLIC SAFETY: REMY, CHR. BARROSO DE PADILLA DORANS HARDIN**

- CA-70** [2826-2022](#) To authorize and direct the Mayor of the City of Columbus, on behalf of the Department of Public Safety, to accept a FY2022 DNA Capacity Enhancement and Backlog Reduction Program grant award from the National Institute of Justice; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$379,664.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the cost of the FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant activities and expenditures; and to declare an emergency. (\$379,664.00)
- This item was approved on the Consent Agenda.**
- CA-71** [2838-2022](#) To authorize expenditures, as a public purpose, from the Department of Public Safety, Division of Police's General Fund for the purchase of food and/or beverage items, and to declare an emergency.
- This item was approved on the Consent Agenda.**
- CA-72** [2941-2022](#) To authorize the Director of Public Safety to modify and renew the contract with Intrado Life & Safety Solutions Corporation to continue the maintenance of the city's 911 system pursuant to the sole source provisions of the Columbus City Code; to authorize the expenditure of \$156,341.97 from Public Safety's General Fund; and to declare an emergency. (\$156,341.97)
- This item was approved on the Consent Agenda.**
- CA-73** [3061-2022](#) To authorize the Finance and Management Director to associate all General Budget Reservations resulting from this ordinance with HighCom for the purchase of protective wear and accessories for the Division of Police from existing Universal Term Contracts; to authorize the expenditure of \$166,378.40 from the General Fund and the Law Enforcement Seizure Fund; and to declare an emergency. (\$166,378.40)
- This item was approved on the Consent Agenda.**
- CA-74** [3069-2022](#) To authorize and direct the Director of Finance and Management to enter into contract with Central Business Equipment Co, DBA Patterson Pope for the purchase and installation of lockers for the Division of Police; to authorize the expenditure of \$65,197.75, from the Law Enforcement Contraband Seizure Funds; and to declare an emergency. (\$65,197.75)
- This item was approved on the Consent Agenda.**
- CA-75** [3184-2022](#) To authorize the Public Safety Director to accept U.S. Centers for



Disease Control and Prevention's (CDC) Overdose Data to Action program funding via a sub award from Franklin County Public Health (FCPH); to appropriate award funds to Columbus Public Safety for the Rapid Response Emergency Addiction Crisis Team outreach activities; to authorize the appropriation of \$489,020.93 from the unappropriated balance of the General Government Grants Fund 2220; and to declare an emergency. (\$489,020.93)

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

**CA-76** [3211-2022](#)

To authorize and direct the Finance and Management Director to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement(s) on behalf of the Division of Fire for telephone services from an existing Universal Term Contract with AT&T; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

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

**CA-77** [3226-2022](#)

To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the Selective Traffic Enforcement Program - FFY23; to authorize an appropriation of \$64,286.62 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with this project; to authorize the City Auditor to transfer \$965.25 within the General Fund; to authorize a transfer of \$965.25 from the General Fund to the General Government Grant Fund; and to declare an emergency. (\$65,261.45).

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

**CA-78** [3229-2022](#)

To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the Impaired Driving Enforcement Program - FFY23; to authorize an appropriation of \$60,786.62 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with this project; to authorize a transfer of \$965.25 from the General Fund to the General Government Grant Fund; and to declare an emergency. (\$60,786.62).

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

**ENVIRONMENT: REMY, CHR. BARROSO DE PADILLA FAVOR HARDIN**

**CA-79** [3117-2022](#)

To authorize the Director of Public Utilities to enter into a professional consulting service agreement with Go Sustainable Energy, LLC for various renewable energy and energy efficiency matters; to authorize the



expenditure of \$23,180.00 from the Power Operating Fund, \$147,440.00 from the Water Operating Fund, \$165,300.00 from the Sanitary Operating Fund, and \$44,080.00 from the Storm Operating Fund. (\$380,000.00)

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

**CA-80** [3265-2022](#)

To amend Ordinance 3029-2021 to authorize the Director of Public Utilities to negotiate and enter into a facilities coordination agreement with AEP Energy Partners, Inc. and to enter into any necessary amendments to the Department of Public Utilities' agreement with American Municipal Power, its wholesale power supplier for the Division of Power; and to declare an emergency. (\$0.00)

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Nicholas Bankston

**Affirmative:** 6 - Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### **ADMINISTRATION: REMY, CHR. BROWN DORANS HARDIN**

**CA-81** [3126-2022](#)

To amend the Management Compensation Plan, Ordinance No. 2713-2013, as amended, by amending Section 5(D), Section 5(E), Section 5 (F), Section 12(H), and Section 14(I); and to declare an emergency.

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

**CA-82** [3137-2022](#)

To authorize the Human Resources Director to modify and increase the existing contract with AON Consulting Inc., to provide additional employee benefit consulting services, specifically federal reporting that has a due date of December 27, 2022; and expenditure of an additional \$20,000.00 from the Employee Benefits Fund, administrative subfund and to declare an emergency. (\$20,000.00)

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

### **APPOINTMENTS**

**CA-83** [A0220-2022](#)

Appointment of Joshua Hively, 368 Fairway Drive, Columbus OH 43214, to serve on the Clintonville Area Commission replacing Jim Garrison with a new term expiration date of January 1, 2026. (resume attached).

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

**CA-84** [A0221-2022](#)

Appointment of Donna Leigh-Osborne, 190 E. North Broadway, Columbus OH 43214, to serve on the Clintonville Area Commission

replacing Libby Wetherholt with a new term expiration date of January 1, 2026. (resume attached).

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

**CA-85** [A0222-2022](#) Appointment of Mark Moritz, 83 Deland Avenue, Columbus OH 43214 to serve on the Clintonville Area Commission replacing Joe Motil with a new term expiration date of January 1, 2026 (resume attached).

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

**CA-86** [A0235-2022](#) Appointment of Rebecca Walcott, 723 Ivorton Road S, Columbus OH 43207 to serve on the Far South Columbus Area Commission with a new term expiration date of December 31, 2023 (resume attached).

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

**CA-87** [A0236-2022](#) Appointment of Bruce Miller, 280 Reeb Avenue, Columbus OH 43207 to serve on the Far South Columbus Area Commission with a new term expiration date of December 31, 2024 (resume attached).

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

**CA-88** [A0237-2022](#) Appointment of Connie Miller, 280 Reeb Avenue Columbus OH 43207, to serve on the Far South Columbus Area Commission replacing Delores Richardson with a new term expiration date of December 31, 2024 (resume attached).

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

**CA-89** [A0239-2022](#) Appointment of Shalisa "Nicole" Williams, 1113 Vesta Avenue, Columbus, OH 43211, to serve on the South Linden Area Commission, replacing Hugh Black, with a new term start date of January 1, 2023 and an expiration date of December 31, 2023 (resume attached).

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

**CA-90** [A0240-2022](#) Appointment of Patrick Dukes, Esq., Nationwide Mutual Insurance Company, Columbus, Ohio, to serve on the Property Maintenance Appeals Board replacing Matthew Zenko, with a new term expiration date of August 22, 2025. (resume attached).

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Appointment be Read and Approved. The motion carried by the following vote:**

**Abstained:** 1 - Nicholas Bankston

**Affirmative:** 6 - Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### **Approval of the Consent Agenda**

A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

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

### RULES & REFERENCE: HARDIN, CHR. BROWN REMY FAVOR

#### BANKSTON

**SR-33** [3221-2022](#) To amend Chapter 4565.11 of the Columbus City Codes to increase the minimum wage from fifteen dollars (\$15.00) an hour to twenty dollars (\$20.00) an hour for all employees to which an incentive applies.

**Sponsors:** Nicholas Bankston

A motion was made by Nicholas Bankston, seconded by Shayla Favor, that this Ordinance be Approved. The motion carried by the following vote:

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### ECONOMIC DEVELOPMENT: BANKSTON, CHR. REMY DORANS HARDIN

**SR-1** [3025-2022](#) To authorize the Director of the Department of Development to enter into a dual-rate Jobs Growth Incentive Agreement with Safecor Health, LLC for a term of up to five (5) consecutive years in consideration of the company's creation of 100 net new full-time permanent positions with an estimated annual payroll of approximately \$12,389,296.00 and the retention of 129 full-time jobs.

A motion was made by Nicholas Bankston, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### SMALL & MINORITY BUSINESS: BANKSTON, CHR. REMY BARROSO DE PADILLA HARDIN

**SR-2** [3065-2022](#) To authorize the Director of Development to encumber funds for anticipated contracts totaling an amount up to \$675,000.00 with to-be-determined firms to implement the Accelerate Columbus: Scale Up and Grow program targeting small businesses; to authorize the expenditure of up to \$675,000.00 from the General Fund; and to declare an emergency. (\$675,000.00)

**A motion was made by Nicholas Bankston, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-3** [3252-2022](#)

To authorize an appropriation and expenditure of up to \$1,000.00 from the Job Growth subfund for the purchase of food and/or beverage items for the Small Business Roundup reception on January 17, 2023December 1, 2022, and to declare an emergency (\$1,000.00).

**A motion was made by Nicholas Bankston, seconded by Emmanuel V. Remy, that this Ordinance be Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Nicholas Bankston, seconded by Emmanuel V. Remy, that this Ordinance be Approved as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-4** [3378-2022](#)

To authorize the Director of the Department of Development to enter into a grant agreement with Columbus Urban League in an amount up to \$1,100,000.00 for the purpose of supporting workforce development training in the technology field for minority communities; to authorize the transfer of \$600,000.00 from the general fund citywide account to the Department of Development general fund budget; to authorize the expenditure of \$1,100,000.00 from the general fund; to approve expenditures incurred prior to the approval of the purchase order; and to declare an emergency. (\$1,100,000.00)

**A motion was made by Nicholas Bankston, seconded by Rob Dorans, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Shayla Favor

**Affirmative:** 6 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Emmanuel Remy, and Shannon Hardin

**PUBLIC SERVICE & TRANSPORTATION: BARROSO DE PADILLA, CHR.  
FAVOR BANKSTON HARDIN**

**SR-5** [3125-2022](#)

To waive the competitive bidding requirements of Columbus City Code; to authorize the Director of Public Service to enter into agreements with Lake Erie Construction Company and Rocal Inc. relative to highway signage replacement services; to authorize the expenditure of up to \$90,000.00 from the Street Construction, Maintenance and Repair Fund for services; and to declare an emergency. (\$90,000.00)

**A motion was made by Lourdes Barroso De Padilla, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-6** [3182-2022](#)

To appropriate funds from the unappropriated balance of the Mobility Enterprise Fund, Division of Parking Services; to authorize the Director of Public Service to enter into a professional services contract with Data Ticket, Inc. for the Citation Processing Management System and Permit Management System contract; to authorize the expenditure of up to \$1,200,000.00 from the Mobility Enterprise Operating Fund to pay for this contract; and to declare an emergency. (\$1,200,000.00)

**A motion was made by Lourdes Barroso De Padilla, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**CA-17** [3167-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to execute a contribution agreement with and make payment to the Short North Alliance relative to the Short North Ornamental Arches; to authorize the expenditure of up to \$159,609.48 from the Street and Highway Non-Bond Fund; and to declare an emergency. (\$159,609.48).

**A motion was made by Lourdes Barroso De Padilla, seconded by Nicholas Bankston, that this Ordinance be Amended to 30 day. The motion carried by the following vote:**

**Abstained:** 2 - Elizabeth Brown, and Shayla Favor

**Affirmative:** 5 - Nicholas Bankston, Lourdes Barroso De Padilla, Rob Dorans, Emmanuel Remy, and Shannon Hardin

**A motion was made by Lourdes Barroso De Padilla, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Abstained:** 2 - Elizabeth Brown, and Shayla Favor

**Affirmative:** 5 - Nicholas Bankston, Lourdes Barroso De Padilla, Rob Dorans, Emmanuel Remy, and Shannon Hardin

**A motion was made by Lourdes Barroso De Padilla, seconded by Nicholas Bankston, that this Ordinance be Approved as Amended. The motion carried by the following vote:**

**Abstained:** 2 - Elizabeth Brown, and Shayla Favor

**Affirmative:** 5 - Nicholas Bankston, Lourdes Barroso De Padilla, Rob Dorans, Emmanuel Remy, and Shannon Hardin

**NEIGHBORHOODS AND IMMIGRANT, REFUGEE, AND MIGRANT AFFAIRS:  
BARROSO DE PADILLA, CHR. DORANS REMY HARDIN**

**SR-7** [3463-2022](#) To authorize the City Clerk to enter into a grant agreement with the Native American Indian Center of Central Ohio (NAICCO) for their Honoring Our Heritage to Ensure Our Future project; to authorize an appropriation and expenditure within the general fund; and to declare an emergency. (\$50,000.00)

**Sponsors:** Lourdes Barroso De Padilla

**A motion was made by Lourdes Barroso De Padilla, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Shayla Favor, seconded by Rob Dorans, to Motion to Recess the Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**RECESSED AT 6:30 PM**

**A motion was made by Emmanuel V. Remy, seconded by Nicholas Bankston, to Motion to Reconvene the Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**RECONVENED AT 7:29 PM**

**FINANCE: BROWN, CHR. BANKSTON REMY HARDIN**

**SR-8** [3223-2022](#) To authorize and direct the City Auditor to establish an Auditor’s Certificate in the amount of \$7,000,000.00 to fund a Columbus Regional Green Fund in support of clean energy projects and a range of clean energy and energy efficiency initiatives that benefit the greater Columbus community, on behalf of the Department of Finance; to authorize the transfer of \$7,000,000.00 from the General Fund to the Sustainable Columbus Fund; and to authorize the expenditure of \$7,000,000.00 from the Sustainable Columbus Fund for the purpose(s) described above.

(\$7,000,000.00)

**A motion was made by Elizabeth Brown, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-9** [3340-2022](#)

To authorize the Director of Finance and Management to initiate a transaction to reimburse the Community Development Block Grant (CDBG) Program funded by the U.S. Department of Housing and Urban Development (HUD) \$1,009,626.80 due to ineligible costs having been charged to the program; to authorize the transfer of \$1,009,626.80 within the General Fund; to authorize the expenditure of \$1,009,626.80 from the General Fund; and to declare an emergency. (\$1,009,626.80)

**A motion was made by Elizabeth Brown, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**CA-39** [3434-2022](#)

To authorize the Director of Public Utilities, Director of Public Service, and Director of Recreation and Parks, and the Director of Finance and Management to modify existing construction and service contracts for the sole purpose of adding escalator and de-escalator clauses to allow for cost increases of various construction, materials, supplies, and services; and to declare an emergency. (\$0.00)

**A motion was made by Elizabeth Brown, seconded by Nicholas Bankston, to Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Elizabeth Brown, seconded by Nicholas Bankston, to Approved as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**RECREATION & PARKS: BROWN, CHR. REMY BANKSTON HARDIN**

**SR-10** [2808-2022](#)

To authorize the Director of Finance and Management to enter into contract with Harrell's, LLC for the purchase of Golf Course pesticides for the Recreation and Parks Department; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$215,715.50 for the purchase of golf turf pesticides from the Recreation and Parks Operating fund; and to declare an emergency. (\$215,715.50)

**A motion was made by Elizabeth Brown, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

## **RULES & REFERENCE: HARDIN, CHR. BROWN REMY FAVOR**

### **BROWN**

**SR-34** [3222-2022](#) To authorize the City Auditor to deposit Hotel/Motel Excise Taxes (City Excise Tax) related to the Greater Columbus Convention Center Hotel, as defined in Columbus City Code Chapter 371; to authorize the City Auditor to remit certain Hotel/Motel Excise Tax proceeds (City Project Excise Tax Proceeds) to the Franklin County Convention Facilities Authority (Authority), pursuant to the Cooperative Agreement, dated January 1, 2010 and the First Supplement to the Cooperative Agreement entered into May 1, 2019; to amend various sections of Columbus City Code Chapter 371 to revise the definitions in connection with the recent completion of the hotel expansion project; and to declare an emergency.

**Sponsors:** Elizabeth Brown

**A motion was made by Elizabeth Brown, seconded by Lourdes Barroso De Padilla, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

## **PUBLIC UTILITIES: DORANS, CHR. BANKSTON REMY HARDIN**

**SR-11** [3000-2022](#) 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, with Pentair Water Group, dba Pentair Flow Technologies LLC, for the purchase of Fairbanks Morse Pump Parts and Services, for the Division of Water; to authorize a transfer between 6006 Water G.O. Bonds and 6008 of cash and to appropriate funds within the Water Permanent Improvement Fund; appropriation, to authorize an expenditure up to \$225,000.00 within the Water Permanent Improvement Fund; and to amend the 2022 Capital Improvements Budget. (\$225,000.00)

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Approved as Amended. The motion carried by the following vote:**



**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-12** [3118-2022](#)

To authorize the Director of the Department of Public Utilities to enter into contract with Performance Consulting Services for training services; to waive the competitive bidding provisions of the City Code; and to authorize the expenditure of \$86,200.00 (includes contingency funds of \$4,109.00) from the from Electricity Operating Fund, the Water Operating Fund, the Sewer System Operating Fund, and the Stormwater Operating Fund; (\$86,200.00)

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**RULES & REFERENCE: HARDIN, CHR. BROWN REMY FAVOR**

**DORANS**

**SR-35** [3194-2022](#)

To amend Sections 1161.03, 1161.06, 1161.07, 1161.08 of the Columbus City Codes to revise the Division of Power electric service deposit requirements; and to repeal the existing sections being amended.

**Sponsors:** Rob Dorans

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**HOUSING: FAVOR, CHR. BROWN BANKSTON HARDIN**

**SR-13** [3279-2022](#)

To amend the 2022 Capital Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$1,900,000.00 with Erie Ohio Capital CDFI Fund LLC for The Columbus Renaissance Housing development; to authorize the appropriation and expenditure of \$1,900,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$1,900,000.00)

**A motion was made by Shayla Favor, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-14** [3283-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$3,500,000.00 with Erie Ohio Capital CDFI Fund LLC for the Starling Yard project; to authorize the appropriation and expenditure of \$3,500,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$3,500,000.00)

**A motion was made by Shayla Favor, seconded by Nicholas Bankston, to Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Shayla Favor, seconded by Nicholas Bankston, to Approved as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-15** [3328-2022](#)

To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$1,250,000.00 with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project; to authorize the appropriation and expenditure of \$1,250,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$1,250,000.00)

**A motion was made by Shayla Favor, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 1 - Elizabeth Brown

**Affirmative:** 6 - Nicholas Bankston, Lourdes Barroso De Padilla, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**CRIMINAL JUSTICE & JUDICIARY: FAVOR, CHR. DORANS BARROSO DE PADILLA HARDIN**

**SR-16** [3277-2022](#)

To authorize the appropriation of \$4,715,560.00 from the 2023 unappropriated balance of the Franklin County Municipal Court Special Funds to the Franklin County Municipal Court, for all anticipated expenses; and to declare an emergency. (\$4,715,560.00)

**A motion was made by Shayla Favor, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**HEALTH & HUMAN SERVICES: FAVOR, CHR. BARROSO DE PADILLA  
BROWN HARDIN**

**SR-17** [3033-2022](#)

To authorize the Board of Health to enter into a contract with Knupp & Watson & Wallman, Inc. (KW2) and to modify said contract if portions of previously appropriated and encumbered funds are unused, and reallocate unused funds for the Implementing Enhanced HIV Prevention and Surveillance for Health Departments to End the HIV Epidemic in Ohio Grant Program for the provision of services allowable under the grant for persons with HIV or AIDS in central Ohio; to authorize the expenditure of \$222,123.00 from the Health Department Grants Fund to pay the costs thereof; to waive competitive bidding of City Code Chapter 329; and to declare an emergency. (\$222,123.00)

**A motion was made by Shayla Favor, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-18** [3232-2022](#)

To authorize the Director of Development to modify a grant agreement in an amount up to \$1,500,000.00 with Alvis, Inc. to advance the planning, design and construction of additional space to continue providing residential reentry space treatment and services; to authorize the reimbursement of expenses incurred prior to the purchase order; to authorize the expenditure of up to \$1,500,000.00; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax Fund to the Northland & Other Acquisitions fund; to appropriate funds within the Northland & Other Acquisitions fund; and to declare an emergency. (\$1,500,000.00)

**A motion was made by Shayla Favor, seconded by Rob Dorans, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3468-2022](#)

To authorize the Director of Development to enter into a Beneficiary Grant Agreement with Community Shelter Board in an amount up to \$7,398,138.00 of federal American Rescue Plan Act (ARPA) funds to provide operating support for CBS's Emergency Shelter Program and to pay for expenses starting January 1, 2023; to authorize the Director of Development to modify the terms and conditions of the Beneficiary Grant Agreement as needed without seeking further City Council approval in order to align with the most current version of the laws, regulations, and guidance; to authorize the expenditure of up to \$7,398,138.00 of ARPA

funds. (\$7,398,138.00)

**A motion was made by Shayla Favor, seconded by Emmanuel V. Remy, to Waive the 2nd Reading. The motion carried by the following vote:**

**Abstained:** 2 - Nicholas Bankston, and Elizabeth Brown

**Affirmative:** 5 - Lourdes Barroso De Padilla, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Shayla Favor, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Abstained:** 2 - Nicholas Bankston, and Elizabeth Brown

**Affirmative:** 5 - Lourdes Barroso De Padilla, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

## **RULES & REFERENCE: HARDIN, CHR. BROWN REMY FAVOR**

### **FAVOR**

#### **SR-36 [3176-2022](#)**

To amend sections 2303.05, 2303.14, 2323.11, and 2323.20; to enact sections 2323.191, 2323.32, and 2323.321, and to repeal existing sections 2303.05, 2303.14, 2323.11, and 2323.20 of Columbus City Codes to effectuate common sense gun reform; and to declare an emergency.

**Sponsors:** Shayla Favor, Emmanuel V. Remy and Shannon G. Hardin

**A motion was made by Shayla Favor, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

#### **SR-37 [3253-2022](#)**

To amend Chapter 715 of the Columbus City Codes to prohibit the sale of flavored tobacco products and to provide for civil penalties; to repeal pre-empted provisions of Chapter 715; and to repeal provisions of Chapter 2329.

**Sponsors:** Shayla Favor

**A motion was made by Shayla Favor, seconded by Emmanuel V. Remy, to Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Shayla Favor, seconded by Emmanuel V. Remy, that this Ordinance be Postponed to Date Certain, 12/12/22. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**PUBLIC SAFETY: REMY, CHR. BARROSO DE PADILLA DORANS HARDIN**

**SR-19** [0239X-2022](#) To object to the renewal of liquor permit number 1258534 held by Carlas Newsstand LLC, doing business as BEEHCROFT NEWSSTAND, located at 1935 East Dublin Granville Road, Columbus, Ohio 43229; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-20** [0240X-2022](#) To object to the renewal of liquor permit number 9294865 held by VM3015 INC, doing business as DOLL HOUSE & PATIO, located at 1680 Karl Court, Columbus, Ohio 43229 and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-21** [0241X-2022](#) To object to the renewal of liquor permit number 4103140 held by I Love High LLC, doing business as JULEP, located at 1014 North High Street, Columbus, Ohio 43201 and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-22** [0242X-2022](#) To object to the renewal of liquor permit number 9078365 held by 2635 Broad LLC, doing business as MOBILE MART, located at 2635 West Broad Street, Columbus, Ohio 43204; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-23** [0243X-2022](#) To object to the renewal of liquor permit number 6530588 held by OLD TYMERS LLC, doing business as PLATFORM LOUNGE, located at 1058 Country Club Road, Columbus, Ohio 43227; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Elizabeth Brown, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-24** [0244X-2022](#) To object to the renewal of liquor permit number 1173846 held by CSC 5512 LLC, doing business as QUEEN OF HEARTS and PELICAN CLUB, located at 5512 East Livingston Avenue, Columbus, Ohio 43232; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-25** [0246X-2022](#) To object to the renewal of liquor permit number 84189942450 held by Speedway LLC, doing business as SPEEDWAY 9706, located at 3304 East Broad Street, Columbus, Ohio 43213; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-26** [0247X-2022](#) To object to the renewal of liquor permit number 80846800005 held by Shianne LLC, doing business as SPOTLIGHT LOUNGE, located at 1662 West Mound Street, Columbus, Ohio 43223; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-27** [0248X-2022](#) To object to the renewal of liquor permit number 84189940430 held by Speedway LCC LLC, doing business as SPEEDWAY #1216, located at 6175 East Livingston Avenue, Columbus, Ohio 43232; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, to Amended as submitted to the Clerk. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted as Amended. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-28** [0249X-2022](#) To object to the renewal of liquor permit number 0079740 held by Ahmads Petroleum Inc., doing business as SUNOCO, located at 2725 West Broad Street, Columbus, Ohio 43204; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-29** [0250X-2022](#) To object to the renewal of liquor permit number 0023900 held by Abdullah Mart Inc., doing business as SAVE WAY MINI MART, located at 2585 West Broad Street, Columbus, Ohio 43204; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Postponed Indefinitely. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-30** [0251X-2022](#) To object to the renewal of liquor permit number 91335120649 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 649, located at 530 South Hague Avenue, Columbus, Ohio 43204; and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-31** [0252X-2022](#) To object to the renewal of liquor permit number 91335120634 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 634, located at 1680 North High Street, Columbus, Ohio 43201 and to declare an emergency.

**A motion was made by Emmanuel V. Remy, seconded by Shayla Favor, that this Resolution be Adopted. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**SR-32** [3111-2022](#) To authorize the Finance and Management Director to establish purchase orders from an existing Purchase Agreement with Motorola, Inc. for the purchase of portable radios for the Department of Public Safety; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax Fund to the Public Safety's Capital Improvement Fund; to authorize the expenditure of \$2,000,000.00 from Public Safety's Capital Improvement Fund; and to declare an emergency. (\$2,000,000.00)

**A motion was made by Emmanuel V. Remy, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

## **ADJOURNMENT**

**A motion was made by Shayla Favor, seconded by Rob Dorans, to adjourn this Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**ADJOURNED AT 8:52 PM**





# City of Columbus

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

## Minutes - Final Zoning Committee

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Monday, December 5, 2022

6:30 PM

City Council Chambers, Rm 231

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### REGULAR MEETING NO.58 OF CITY COUNCIL (ZONING), DECEMBER 5, 2022 AT 6:30 P.M. IN COUNCIL CHAMBERS.

#### ROLL CALL

**Present** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

#### READING AND DISPOSAL OF THE JOURNAL

A motion was made by Emmanuel V. Remy, seconded by Nicholas Bankston, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

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

#### ZONING: DORANS, CHR. BANKSTON BARROSO DE PADILLA BROWN FAVOR REMY HARDIN

#### REZONINGS/AMENDMENTS

##### [3264-2022](#)

To rezone 990 E. DUBLIN-GRANVILLE RD. (43229), being 1.62± acres located at the northeast corner of East Dublin-Granville Road and Boardwalk Street, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning #Z22-070).

A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

##### [3300-2022](#)

To rezone 885 STELZER RD. (43219), being 13.49± acres located on

the west side of Stelzer Road, 180± feet south of East 11th Avenue, From: C-4, Commercial District, To: M-2, Manufacturing District (Rezoning #Z22-044).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### 3305-2022

To rezone 5314 AVERY RD. (43016), being 2.7± acres located at the northeast corner of Avery Road and Avery Run Road, From: CPD, Commercial Planned Development District, To: L-AR-1, Limited Apartment Residential District (Rezoning #Z22-068).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### 3042-2022

To rezone 5159 CENTRAL COLLEGE RD. (43081), being 5.0± acres located on the south side of Central College Road, 660± feet west of North Hamilton Road, From: R, Rural District, To: L-AR-1, Limited Apartment Residential District (Rezoning #Z22-040).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

## VARIANCES

### 3140-2022

To grant a Variance from the provisions of Section 3353.03, Permitted uses, of the Columbus City Codes; for the property located at 2686-2772 SAWBURY BLVD. (43235), to permit salon, massage, and pet training/grooming uses within an existing office development in the C-2,

Commercial District (Council Variance #CV22-089).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3257-2022](#)

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential district; 3312.25, Maneuvering; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; 3332.14 R-2F, Area district requirements; 3332.19, Fronting; 3332.21(D), Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located at 670-672 & 674-678 MOHAWK ST. (43206), to permit residential development with reduced development standards in the R-2F, Residential District (Council Variance #CV20-132).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

3258-2022

To grant a Variance from the provisions of Sections 3356.03, C-4 permitted uses; and 3363.41, Storage, of the Columbus City Codes; for the property located at 1769 E. DUBLIN-GRANVILLE RD. (43229), to permit automobile storage in conjunction with an off-site dealership in the C-4, Commercial District (Council Variance #CV22-102).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Emmanuel V. Remy, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

3259-2022

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3332.13, R-3 area district requirements; and 3332.28, Side or rear yard obstruction, of the Columbus City Codes; for the property located at 1471 24TH AVE. (43211), to permit a two-unit dwelling with reduced development standards in the R-3, Residential District (Council Variance #CV22-106).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3297-2022](#)

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; and 3332.13, R-3 area district requirements, of the Columbus City Codes; for the property located at 319-321 LINWOOD AVE. (43205), to permit a three-unit dwelling with reduced development standards in the R-3, Residential District (Council Variance #CV22-079).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3299-2022](#)

To grant a Variance from the provisions of Section 3361.02, CPD permitted uses; and Section 3361.03, Development plan, for the property located at 6335 E. BROAD ST (43213); to permit a shared living facility in the CPD, Commercial Planned Development District (Council Variance #CV22-090).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3302-2022](#)

To grant a Variance from the provisions of Sections 3356.03, C-4 permitted uses; 3309.14, Height districts; 3312.53(B), Minimum number of loading spaces required; and 3321.05(B)(1), Vision clearance, of the Columbus City Codes; for the property located at 793 N. HIGH ST. (43215), to permit a mixed-use development with reduced development standards in the C-4, Commercial District (Council Variance #CV22-064).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3307-2022](#)

To grant a Variance from the provisions of Sections 3312.13, Driveway; 3312.25, Maneuvering; 3312.29, Parking space; 3333.18, Building lines; 3333.255, Perimeter yard; and 3333.35(G), Private garage, of the Columbus City Codes; for the property located at 5314 AVERY RD.

(43016), to permit reduced development standards for a multi-unit residential development in the L-AR-1, Limited Apartment Residential District (Council Variance #CV22-092).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

### [3336-2022](#)

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3332.05(A)(4), Area district lot width requirements, of the Columbus City Codes; for the property located at 2275 HAMILTON AVE. (43211), to permit a two-unit dwelling with reduced development standards in the R-3, Residential District, (Council Variance #CV22-078).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this**



**Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3337-2022](#)

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; and 3332.13, Area district requirements, of the Columbus City Codes; for the property located at 1371 ABERDEEN AVE. (43211), to permit a two-unit dwelling with reduced development standards in the R-3, Residential District, (Council Variance #CV22-080).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

[3043-2022](#)

To grant a Variance from the provisions of Section 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 5159 CENTRAL COLLEGE RD. (43081), to permit a reduced perimeter yard for a multi-unit residential development in the L-AR-1, Limited Apartment Residential District (Council Variance #CV22-054).

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Waive the 2nd Reading. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Accept entire staff report into evidence as an exhibit. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin



**A motion was made by Rob Dorans, seconded by Nicholas Bankston, to Adopt the findings of staff as the findings of Council. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**A motion was made by Rob Dorans, seconded by Nicholas Bankston, that this Ordinance be Approved. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

## **ADJOURNMENT**

**A motion was made by Shayla Favor, seconded by Rob Dorans, to adjourn this Regular Meeting. The motion carried by the following vote:**

**Affirmative:** 7 - Nicholas Bankston, Lourdes Barroso De Padilla, Elizabeth Brown, Rob Dorans, Shayla Favor, Emmanuel Remy, and Shannon Hardin

**ADJOURNED AT 7:10PM**

# **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:** 0226X-2022

**Drafting Date:** 11/7/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Resolution

**Background:** Ordinance 0411-2021, passed by City Council on October 11, 2021, rezoned ±126.3 acres of property at or near the southeast corner of the intersection of West Broad Street and Alton Darby Creek Road and generally located at 6145 West Broad Street (the “Developer Property”). The Developer Property now includes tax parcel ID 010-256886 owned by GMT Property Holdings LLC and Rock Capital Holdings LLC and tax parcel ID’s 010-306518 and 010-306519 owned by Darby Crossing Apartments LP (the tax parcels collectively being, the “Expansion Area,” and the companies collectively being, the “Owners”). Pursuant to Ordinance 2659-2021 passed by City Council on October 25, 2021, the Director of the Department of Development entered into the Big Darby - Blauser Farms Development Agreement dated November 22, 2021 to outline the plans and respective commitments for the fulfillment of “Big Darby Revenue Program” adopted by Resolution 0216X-2008. This included the requirement to add the Expansion Area to the “Big Darby West Broad Street NCA” established in accordance with the petition pursuant to Resolutions 0060X-2021, 0242X-2021. The petition was submitted by Crown Pointe LLC and the role of developer was assigned to and assumed by Metro Development, LLC by Ordinance 1291-2022. On September 9, 2022, a Written Consent to Add Property to the Big Darby West Broad Street NCA (as amended by the City pursuant to Ohio Revised Code Chapter 349 with the consent of the Owners, the “Consents”) were filed by each of the Owners with the Clerk of City Council. City Council, by Resolution 0182X-2022 adopted on October 3, 2022, determined the sufficiency of the Consents and set a public hearing date on the Expansion Area, which was held on October 19, 2022. This resolution authorizes the expansion of and defines the boundaries of the Big Darby West Broad Street NCA’s new community district by adding the Expansion Area. This resolution also certifies that the public hearing was held in compliance with the requirements of Chapter 349 of the Ohio Revised Code.

**Fiscal Impact:** No funding is required for this legislation.

To approve the expansion and define the boundaries of the new community district for the Big Darby West Broad Street New Community Authority by inclusion of tax parcel ID 010-256886 owned by both GMT Property Holdings LLC and Rock Capital Holdings LLC, and tax parcel ID’s 010-306518 and 010-306519 owned by Darby Crossing Apartments LP; and to certify compliance of the requirements for the public hearing on the expansion.

**WHEREAS,** GMT Property Holdings LLC, Rock Capital Holdings LLC, and Darby Crossing Apartments LP (collectively, the “Owners”) plan to cause the development of an approximately ±126.3-acre site located at the southeast corner of the intersection of West Broad Street and Alton Darby Creek Road (the “Developer Property”) pursuant to Ordinance 0411-2021, which rezoned the Developer Property; and

**WHEREAS,** Ordinance 2659-2021 authorized the Director of the Department of Development entered into the Big Darby - Blauser Farms Development Agreement dated November 22, 2021 (the “Big Darby Agreement”); and

**WHEREAS**, the “Big Darby Revenue Program” adopted by Resolution 0216X-2008 and the Big Darby Agreement require the inclusion of the Developer Property consisting of tax parcel ID’s 010-256886, 010-306518, and 010-306519 (as depicted on Exhibit A attached hereto, the “Expansion Area”) in a new community district of a new community authority pursuant to Chapter 349 of the Ohio Revised Code (“R.C.”); and

**WHEREAS**, on April 7, 2021, Crown Pointe LLC (the role of developer since assigned and assumed by Metro Development, LLC pursuant to Ordinance 1291-2022) filed with the Clerk of Council, pursuant to R.C. Section 349.03, a Petition for Establishment of the Big Darby West Broad Street New Community Authority under R.C. Chapter 349 (the “Petition”); and

**WHEREAS**, the Big Darby West Broad Street New Community District (the “District”), as described in the Petition, is located entirely within the municipal corporate boundaries of the City and City Council, as the legislative authority of the City, is therefore the “organizational board of commissioners” for purposes of this Petition in accordance with R.C. Chapter 349; and

**WHEREAS**, on April 26, 2021, pursuant to R.C. Section 349.03, City Council adopted Resolution 0060X-2021, which determined that the Petition was sufficient and complied in form and substance with the requirements of R.C. Section 349.03 and fixed the time and place for a hearing on the Petition; and

**WHEREAS**, on May 20, 2021, a public hearing was held on the Petition after public notice was duly published in accordance with Section 349.03(A) of the Ohio Revised Code; and

**WHEREAS**, pursuant to Resolution 0242X-2021 adopted by City Council on December 13, 2021, a new community authority with the corporate name designated in the Petition (such name being, the “Big Darby West Broad Street New Community Authority”) was organized as a body politic and corporate, and the boundaries of the District were made consistent with the boundaries described in the Petition encompassing the property owned by Crown Pointe LLC; and

**WHEREAS**, Section 349.03(B) of the Ohio Revised Code authorizes City Council to add property to the District, with the consent of the owner of the property, so long as the developer who submitted the Petition does not file a written objection; and

**WHEREAS**, on September 9, 2022, a Written Consent to Add Property to the Big Darby West Broad Street NCA (as amended by the City pursuant to R.C. Chapter 349 with the consent of the Owners, the “Consents”) was filed by each of the Owners with the Clerk of Council to add the Expansion Area to the District pursuant to Chapter 349.03(B) of the Ohio Revised Code; and

**WHEREAS**, City Council, as the organizational board of commissioners, adopted Resolution 0182X-2022 on October 3, 2022 and determined that the Consents complied with the requirements of that R.C. Section 349.03(B) as to form and substance and fixed the time and place of a hearing on the expansion of the District; and

**WHEREAS**, City Council, as the organizational board of commissioners, authorized the Department of Development to hold a public hearing on the expansion of the District on October 19, 2022, after public notice was duly published in accordance with Section 349.03(A) of the Ohio Revised Code; and

**WHEREAS**, the Department of Development certifies to City Council that the public hearing was held as advertised as attested on the Certificate of Compliance with the Public Hearing Requirements attached hereto as Exhibit B (the “Certification”); **NOW, THEREFORE**,

**BE IT RESOLVED by the Council of the City of Columbus:**

**Section 1.** This Council finds and determines that it is the “organizational board of commissioners” for the Big Darby West Broad Street New Community Authority, and the City of Columbus is the only “proximate city” with respect to the Big Darby West Broad Street New Community Authority and the Expansion Area for purposes of Chapter 349 of the Ohio Revised Code.

**Section 2.** This Council further finds and determines that the owners of the Expansion Area have consented to the inclusion of the Expansion Area in the District, the developer of the Big Darby West Broad Street New Community Authority that signed the Petition has not filed a written objection with the Clerk of City Council, and the Consents are hereby accepted and shall be recorded, along with this Resolution, in the journal of the City Council, pursuant to Section 349.03 of the Ohio Revised Code.

**Section 3.** This Council further finds and determines pursuant to Section 349.03 of the Ohio Revised Code that the expansion of the District to include the Expansion Area will be conducive to the public health, safety, convenience and welfare, will be consistent with the development of the Big Darby West Broad Street New Community Authority’s “new community,” as described in Section 349.01(A) of the Ohio Revised Code, will not jeopardize the plan of that new community, and is intended to result in the development of the new community; and defines the boundaries of the District to now also include the Expansion Area boundaries as well as those consistent with the boundaries described in the Petition.

**Section 4.** This Council finds and determines that the public hearing was held as advertised as attested by the Department of Development on the Certification.

**Section 5.** This resolution shall take effect and be in force from and after the earliest date permitted by law.

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**Legislation Number:** 0227X-2022

**Drafting Date:** 11/7/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

By Resolution Nos. 0268X-2019 and 0284X-2019, City Council, as the “organizational board of commissioners,” previously established the Marble Cliff Quarry Community Authority (the “Authority”) pursuant to Ohio Revised Code (“ORC”) Chapter 349 to support that redevelopment of approximately 300 acres of real property located at the northeast corner of Dublin Road and Trabue Road adjacent to a new metro park. Pursuant to Ordinance 3095-2019, the City and the Authority subsequently entered into the Marble Cliff Quarry Utility Cooperative Agreement to authorize the Authority to provide water and sewer service within its new community district. The Columbus and Franklin County Metropolitan Park District (“Metroparks”) is currently constructing the Quarry Trails Metro Park on land adjacent to the Authority’s new community district. Metroparks now seeks to join the Authority in order to obtain water and sewer service. On September 28, 2022, Metroparks submitted to the Clerk of City Council a Consent to Add Property to a New Community District (the “Consent”) to add the Quarry Trails Metro Park parcels to the Authority’s new community district. City Council, by Resolution No. 0197X-2022, adopted on October 17, 2022, determined the sufficiency of the Consent and set a public hearing date on the Consent, which was held on November 2, 2022. This resolution authorizes the expansion of and defines the boundaries of the Authority’s new community district by adding the Quarry Trails Metro Park property identified as Tax Parcel ID Nos. 560-298177 and 560-298033. This resolution also certifies that the public hearing was held in compliance with the requirements of ORC Chapter 349.

**Fiscal Impact:** No funding is required for this legislation.

To approve the expansion and define the boundaries of the new community district for the Marble Cliff Quarry Community Authority by inclusion of the Quarry Trails Metro Park properties identified as Tax Parcel ID Nos. 560-298177 and 560-298033; and to certify compliance of the requirements for the public hearing on the expansion.

**WHEREAS**, pursuant to Chapter 349 of the Ohio Revised Code, on August 26, 2019, Marble Cliff Canyon, LLC filed a petition (the “Petition”) for the establishment of the Marble Cliff Quarry Community Authority (the “Authority”) with the Clerk of City Council; and

**WHEREAS**, this Council, as the “organizational board of commissioners” as that term is defined in Section 349.01(F) of the Ohio Revised Code, adopted Resolution No. 0268X-2019 on October 7, 2019, and determined that the Petition complied as to form and substance with the requirements of Section 349.03(A) of the Ohio Revised Code and fixed the time and place for a hearing on the establishment of the Authority; and

**WHEREAS**, on October 10, 2019, a public hearing was held on the Petition after public notice was duly published in accordance with Section 349.03(A) of the Ohio Revised Code; and

**WHEREAS**, this Council adopted Resolution No. 0284X-2019 on October 14, 2019, and determined that the Marble Cliff Quarry Community District (the “District”) would be conducive to the public health, safety, convenience and welfare, and that it was intended to result in the development of a new community as described in Chapter 349 of the Ohio Revised Code, and declaring the Authority organized as a body corporate and politic in the State of Ohio; and

**WHEREAS**, Section 349.03(B) of the Ohio Revised Code authorizes this Council to add property to the Authority’s District, with the consent of the owner of the property, so long as the developer who submitted the Petition does not file a written objection; and

**WHEREAS**, the Columbus and Franklin County Metropolitan Park District, as owner of the property known as Quarry Trails Metro Park, shown as the “Expansion Area” on Exhibit A attached hereto, filed a written consent with the Clerk of City Council to add such property to the District (the “Consent”) pursuant to Chapter 349.03(B) of the Ohio Revised Code; and

**WHEREAS**, this Council, as the organizational board of commissioners, adopted Resolution No. 0197X-2022 on October 17, 2022, and determined that the Consent complied as to form and substance with the requirements of Section 349.03(B) of the Ohio Revised Code and fixed the time and place for a hearing on the expansion of the Authority’s District; and

**WHEREAS**, this Council, as the organizational board of commissioners, authorized the Department of Development to hold a public hearing on the expansion of the Authority’s District on November 2, 2022, after public notice was duly published in accordance with Section 349.03(A) of the Ohio Revised Code; and

**WHEREAS**, the Department of Development certifies to City Council that the public hearing was held as advertised as attested on the Certificate of Compliance with the Public Hearing Requirements attached hereto as Exhibit B (the “Certification”); **NOW, THEREFORE,**

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

**Section 1.** This Council finds and determines that it is the “organizational board of commissioners” for the Authority, and the City of Columbus is the only “proximate city” with respect to the Authority and the Expansion Area for purposes of Chapter 349 of the Ohio Revised Code.

**Section 2.** This Council further finds and determines that the owner of the Expansion Area has consented to the inclusion of the Expansion Area in the Authority’s District, the developer of the Authority that signed the Petition has not filed a written objection with the Clerk of City Council, and the Consent is hereby accepted and shall be recorded, along with this Resolution, in the journal of the City Council, pursuant to Section 349.03 of the Ohio Revised Code.

**Section 3.** This Council further finds and determines pursuant to Section 349.03 of the Ohio Revised Code that the expansion of the District to include the Expansion Area will be conducive to the public health, safety, convenience and welfare, will be consistent with the development of the Authority’s “new community,” as described in Section 349.01(A) of the Ohio Revised Code, will not jeopardize the plan of that new community, and is intended to result in the development of the new community; and defines the boundaries of the District to now also include the Expansion Area boundaries as well as those consistent with the boundaries described in the Petition.

**Section 4.** This Council finds and determines that the public hearing was held as advertised as attested by the Department of Development on the Certification.

**Section 5.** This resolution shall take effect and be in force from and after the earliest date permitted by law.

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**Legislation Number:** 0231X-2022

**Drafting Date:** 11/16/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To Recognize and Celebrate the Historical Significance of the Summit Station Bar

**WHEREAS,** in 1970 Petie Brown, aspiring singer and trumpeter, got a part-time job at the bar located at 2210 Summit Street, then called Jack’s A Go Go, and

**WHEREAS,** Petie Brown was a lesbian bartender and as such, attracted other lesbians into the space at a time when there were no LGBTQ+ spaces focused on women; and

**WHEREAS,** in recognition of its importance to the LGBTQ+ community, in 1980 bartender Petie Brown purchased the bar and renamed it Summit Station; and

**WHEREAS,** the bar was consistently recognized as one of the largest and longest-lasting women’s bars in the City of Columbus; and

**WHEREAS,** Summit Station provided a safe space for lesbians, transgender women, and women of diverse backgrounds for nearly 40 years until its closure; and

**WHEREAS,** Summit Station actively supported the broader LGBTQ+ community in Columbus by hosting benefits for causes like the Columbus AIDS Task Force, Children’s Hospital programs to support people affected by HIV, and Stonewall Columbus; and

**WHEREAS,** Summit Station played an important role in making Columbus a diverse, equitable, and inclusive city and is worthy of special recognition as one of the City of Columbus’ first community spaces for gay women; now therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:** That this Council recognizes and celebrates the historical significance of the Summit Station bar; and

**BE IT FURTHER RESOLVED,** that this Council formally supports the installation of an Ohio Historical Marker recognizing the Summit Station bar’s significance at its former location at 2210 Summit Street.

---

**Legislation Number:** 0237X-2022

**Drafting Date:** 11/18/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To commend and thank Mr. Thomas T. Smith for his outstanding service to the City of Columbus.

**WHEREAS**, in February 1990 Mr. Thomas T. Smith began his service to the City of Columbus as a Public Information Assistant, reporting to the Beacon building at 50 West Gay Street; then being assigned to the police division's newly created Strategic Response Bureau in 1996; and

**WHEREAS**, on November 30, 2022, Mr. Smith concludes a 32+ year career with the Columbus Division of Police, most recently serving as the Crime Analyst for Zone Two on the city's Eastside; and

**WHEREAS**, during that time, Mr. Smith has defined what it means to be an exemplary Crime Analyst. He has made business owners, community leaders, and neighbors throughout Berwick, Blacklick and Eastmoor feel protected and informed; and

**WHEREAS**, Mr. Smith has suited-up in shining knight fashion as McGruff the Crime Dog at countless schools and community events throughout the city; and

**WHEREAS**, Mr. Smith, as a founding member of the Columbus Historical Society and the world famous Danger Brothers Rock and Roll band, has been a great ambassador for the City of Columbus; and

**WHEREAS**, Mr. Smith has served the Columbus community with kindness, curiosity, and comradery. In return, he is respected and loved by all who have known and worked with him; and

**WHEREAS**, Columbus City Council wishes Mr. Thomas T. Smith a happy retirement filled with new adventures, more time with family and friends, and laughter; now, therefore

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:** That Columbus City Council does hereby recognize the long career and outstanding service of Thomas T. Smith to the City of Columbus.

---

**Legislation Number:** 0239X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 1258534 held by Carlas Newsstand LLC, doing business as BEEHCROFT NEWSSTAND, located at 1935 East Dublin Granville Road, Columbus, Ohio 43229; and to declare an emergency.

**WHEREAS**, City Council desires to object pursuant to 4303.271 and 4303.292, Ohio Revised Code to the renewal of liquor permit number 1258534 held by Carlas Newsstand LLC, doing business as BEEHCROFT NEWSSTAND, located at 1935 East Dublin Granville Road, Columbus, Ohio 43229; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - Carlas Newsstand LLC - BEEHCROFT NEWSSTAND") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 1258534; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council in that it is immediately



necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 1258534 held by Carlas Newsstand LLC, doing business as BEECHCROFT NEWSSTAND, located at 1935 East Dublin Granville Road, Columbus, Ohio 43229.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

**Section 4.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is 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:** 0240X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 9294865 held by VM3015 INC, doing business as DOLL HOUSE & PATIO, located at 1680 Karl Court, Columbus, Ohio 43229 and to declare an emergency.

**WHEREAS,** City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 9294865 held by VM3015 INC, doing business as DOLL HOUSE & PATIO, located at 1680 Karl Court, Columbus, Ohio 43229; and

**WHEREAS,** evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - VM3015 INC - DOLL HOUSE & PATIO") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 9294865; and

**WHEREAS,** an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 9294865 held by VM3015 INC, doing business as DOLL HOUSE & PATIO, located at 1680 Karl Court, Columbus, Ohio 43229.

**Section 2.** That the City Council, based on evidence provided by the Columbus Division of Police and the Columbus City Attorney's office, hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

**Section 4.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is 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:** 0241X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 4103140 held by I Love High LLC, doing business as JULEP, located at 1014 North High Street, Columbus, Ohio 43201 and to declare an emergency.

**WHEREAS,** City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 4103140 held by I Love High LLC, doing business as JULEP, located at 1014 North High Street, Columbus, Ohio 43201; and

**WHEREAS,** evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - I Love High LLC - JULEP") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 4103140; and

**WHEREAS,** an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 4103140 held by I Love High LLC, doing business as JULEP, located at 1014 North High Street, Columbus, Ohio 43201.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0242X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 9078365 held by 2635 Broad LLC, doing business as MOBILE MART, located at 2635 West Broad Street, Columbus, Ohio 43204; and to declare an emergency. **WHEREAS**, City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 9078365 held by 2635 Broad LLC, doing business as MOBILE MART, located at 2635 West Broad Street, Columbus, Ohio 43204; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - 2635 Broad LLC - MOBILE MART") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 9078365; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 9078365 held by 2635 Broad LLC, doing business as MOBILE MART, located at 2635 West Broad Street, Columbus, Ohio 43204.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0243X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

Version: 1

Matter Type: Resolution

To object to the renewal of liquor permit number 6530588 held by OLD TYMERS LLC, doing business as PLATFORM LOUNGE, located at 1058 Country Club Road, Columbus, Ohio 43227; and to declare an emergency.

**WHEREAS**, City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 6530588 held by OLD TYMERS LLC, doing business as PLATFORM LOUNGE, located at 1058 Country Club Road, Columbus, Ohio 43227; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - OLD TYMERS LLC - PLATFORM LOUNGE") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 6530588; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 6530588 held by OLD TYMERS LLC, doing business as PLATFORM LOUNGE, located at 1058 Country Club Road, Columbus, Ohio 43227.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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Legislation Number: 0244X-2022

Drafting Date: 11/30/2022

Current Status: Passed

Version: 1

Matter Type: Resolution

To object to the renewal of liquor permit number 1173846 held by CSC 5512 LLC, doing business as QUEEN OF HEARTS and PELICAN CLUB, located at 5512 East Livingston Avenue, Columbus, Ohio 43232; and to declare an emergency.

**WHEREAS**, City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 1173846 held by CSC 5512 LLC, doing business as QUEEN OF HEARTS and PELICAN CLUB, located at 5512 East Livingston Avenue, Columbus, Ohio 43232; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney’s office (see attached file "Columbus Division of Police Letter - CSC 5512 LLC - QUEEN OF HEARTS and PELICAN CLUB") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 1173846; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object pursuant, to state statute, to the renewal of liquor permit number 1173846 held by CSC 5512 LLC, doing business as QUEEN OF HEARTS and PELICAN CLUB, located at 5512 East Livingston Avenue, Columbus, Ohio 43232.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0245X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To Recognize and Celebrate the Work of President Pro Tempore Elizabeth Brown and Congratulate her on Becoming President and CEO of YWCA Columbus

**WHEREAS**, Elizabeth Brown was first elected to Columbus City Council in 2015, elected President Pro Tempore in 2018, and reelected to Council in 2019, and;

**WHEREAS**, President Pro Tempore Brown’s time on City Council was marked by a commitment to serving the people of Columbus and providing a voice to the community; and

**WHEREAS**, this included advocating for the women of Columbus by supporting initiatives to provide resources to at-risk pregnant women and to provide menstrual products in municipal buildings, schools, and shelters; and

**WHEREAS**, through her leadership on the Council’s Women Caucus, President Pro Tempore Brown advocated for access to reproductive care, including introducing the Health Center Worker and Patient

Protection Ordinance to protect women at abortion clinics and protecting their rights in the wake of changing Supreme Court rulings; and

**WHEREAS**, Columbus' paid family leave policy for city employees, the first of its kind in the Midwest and the third nationally, was championed by President Pro Tempore Brown, along with other initiatives to support strong families; and

**WHEREAS**, President Pro Tempore Brown chaired the finance committee, helping Columbus keep its AAA bond rating through sound fiscal management and including new residents in the budgeting process by hosting budget hearings outside of City Hall; and

**WHEREAS**, President Pro Tempore Brown will continue to serve the City of Columbus in her new role as YWCA President and CEO; now, therefore

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:** That this Council recognizes and celebrates the work of President Pro Tempore Elizabeth Brown and congratulates her on her on becoming President and CEO of YWCA Columbus.

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**Legislation Number:** 0246X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 84189942450 held by Speedway LLC, doing business as SPEEDWAY 9706, located at 3304 East Broad Street, Columbus, Ohio 43213; and to declare an emergency.

**WHEREAS**, City Council desires to object pursuant to 4303.271 and 4303.292, Ohio Revised Code to the renewal of liquor permit number 84189942450 held by Speedway LLC, doing business as SPEEDWAY 9706, located at 3304 East Broad Street, Columbus, Ohio 43213; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - Speedway LLC - SPEEDWAY 9706") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 84189942450; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 84189942450 held by Speedway LLC, doing business as SPEEDWAY 9706, located at 3304 East Broad Street, Columbus, Ohio 43213.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0247X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 80846800005 held by Shianne LLC, doing business as SPOTLIGHT LOUNGE, located at 1662 West Mound Street, Columbus, Ohio 43223; and to declare an emergency.

**WHEREAS,** City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 80846800005 held by Shianne LLC, doing business as SPOTLIGHT LOUNGE, located at 1662 West Mound Street, Columbus, Ohio 43223; and

**WHEREAS,** evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - Shianne LLC - SPOTLIGHT LOUNGE") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 80846800005; and

**WHEREAS,** an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 80846800005 held by Shianne LLC, doing business as SPOTLIGHT LOUNGE, located at 1662 West Mound Street, Columbus, Ohio 43223.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0248X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 2

**Matter Type:** Resolution

To object to the renewal of liquor permit number 84189940430 held by Speedway ~~LCC~~ LLC, doing business as SPEEDWAY #1216, located at 6175 East Livingston Avenue, Columbus, Ohio 43232; and to declare an emergency.

**WHEREAS**, City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 84189940430 held by Speedway ~~LCC~~ LLC, doing business as SPEEDWAY #1216, located at 6175 East Livingston Avenue, Columbus, Ohio 43232; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - Speedway ~~LCC~~ LLC - SPEEDWAY #1216") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 84189940430; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 84189940430 held by Speedway ~~LCC~~ LLC, doing business as SPEEDWAY #1216, located at 6175 East Livingston Avenue, Columbus, Ohio 43232.

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

**SECTION 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

**SECTION 4.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is 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: 0249X-2022

Drafting Date: 11/30/2022

Current Status: Passed

Version: 1

Matter Type: Resolution

To object to the renewal of liquor permit number 0079740 held by Ahmads Petroleum Inc., doing business as SUNOCO, located at 2725 West Broad Street, Columbus, Ohio 43204; and to declare an emergency.

**WHEREAS**, City Council desires to object, pursuant to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 0079740 held by Ahmads Petroleum Inc., doing business as SUNOCO, located at 2725 West Broad Street, Columbus, Ohio 43204; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney's office (see attached file "Columbus Division of Police Letter - Ahmads Petroleum Inc. - SUNOCO") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 0079740; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 0079740 held by Ahmads Petroleum Inc., doing business as SUNOCO, located at 2725 West Broad Street, Columbus, Ohio 43204.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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Legislation Number: 0251X-2022

Drafting Date: 11/30/2022

Current Status: Passed

Version: 1

Matter Type: Resolution

To object to the renewal of liquor permit number 91335120649 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 649, located at 530 South Hague Avenue, Columbus, Ohio 43204; and to declare an emergency.

**WHEREAS**, City Council desires to object pursuant, to 4303.271 and 4303.292 of the Ohio Revised Code, to the renewal of liquor permit number 91335120649 held by UDF Limited Partnership II, doing business as

UNITED DAIRY FARMERS 649, located at 530 South Hague Avenue, Columbus, Ohio 43204; and **WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney’s office (see attached file "Columbus Division of Police Letter - UDF Limited Partnership II - UNITED DAIRY FARMERS 649") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 91335120649; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object, pursuant to state statute, to the renewal of liquor permit number 91335120649 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 649, located at 530 South Hague Avenue, Columbus, Ohio 43204.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0252X-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To object to the renewal of liquor permit number 91335120634 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 634, located at 1680 North High Street, Columbus, Ohio 43201 and to declare an emergency.

**WHEREAS**, City Council desires to object pursuant to 4303.271 and 4303.292, Ohio Revised Code to the renewal of liquor permit number 91335120634 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 634, located at 1680 North High Street, Columbus, Ohio 43201; and

**WHEREAS**, evidence from the Columbus Division of Police and the Columbus City Attorney’s office (see attached file "Columbus Division of Police Letter - UDF Limited Partnership II - UNITED DAIRY FARMERS 634") was presented to City Council as to the suitability of this permit holder and establishment to maintain liquor permit number 91335120634; and

**WHEREAS**, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit prior to January 1, 2023 to meet state regulatory requirements, all to preserve the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That the Columbus City Council desires to object pursuant to state statute to the renewal of liquor permit number 91335120634 held by UDF Limited Partnership II, doing business as UNITED DAIRY FARMERS 634, located at 1680 North High Street, Columbus, Ohio 43201.

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

**Section 3.** That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.271(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

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

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**Legislation Number:** 0253X-2022

**Drafting Date:** 12/1/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

To Congratulate and Recognize the East High School Football Team for a Successful Season

WHEREAS, the East High School Football Team enjoyed a historic 2022 season with a record of 10-2 which included a trip to the Division IV Regional Semifinals; and

WHEREAS, the East High School Football Team were the Columbus City Schools City League North Co-Champions and averaged over 40 points per game; and

WHEREAS, the East High School Football Team was ranked ninth in the State of Ohio and seeded third in state playoffs (which is the highest in school history); and

WHEREAS, the East High School Football Team qualified for its first state playoffs since 1999, hosted and won two playoff games; and

WHEREAS, the East High School Football Coach Michael D. Bell received the Central District “Coach of the Year” honors; and

WHEREAS, the East High School Football Team and its staff continues to build on the school’s athletic and academic legacy, members of the team received the following honors: All- District 1st Team: Wayne “Tre” Lindsey III, Taizaun Burns and Caedon “CJ” Swanson, All District Honorable Mention: Solomon Vaughn, Junior Breaston, Julian Albano, Anthony Shields, and a number of All State mentions that will soon be

released; and

WHEREAS, East High School prides itself on producing well-rounded students through athletics, the 26 member team produced 15 scholar-athletes with a 3.0 GPA or higher, and 7 scholar-athletes with a 2.5 GPA or higher; and

WHEREAS, while falling short of its ultimate goal, the East High School 2022 Football Team inspired the hearts of many, defying the odds and representing the Columbus City Schools City League and the Capital City with honor, discipline and sportsmanship; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That we do hereby recognize and congratulate the East High School Football Team for a successful season and for representing the City of Columbus at the 2022 Division IV State Championship Regional Semifinals.

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**Legislation Number:** 2750-2022

**Drafting Date:** 9/30/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the Director of the Recreation and Parks Department to modify an existing contract with KNS Services for continued security camera services and equipment. The modification amount being authorized by this ordinance is \$75,000.00.

Ordinance 0164-2022 authorized the Director of Recreation and Parks to enter into contract with KNS Services for continued security camera services and equipment. Ordinances 1333-2022 and 1699-2022 authorized the modification of this contract for specific locations in need of surveillance upgrades. The original contract, authorized by 0164-2022, included \$52,000.00 for weekly operation checks as well as \$50,000.00 for new security equipment to replace failing components. It has been determined that additional funds are needed to be available for the purchase of replacement equipment when failures occur or improvements are needed.

The Columbus Recreation and Parks Department owns 55 unique surveillance systems comprised of 508 cameras around the City. Failures over the past several months, coupled with escalated costs for equipment, have nearly exhausted the funding for replacement equipment. To ensure we have the necessary funding in place to keep our systems functional for the remainder of this contract cycle, this ordinance provides additional funds needed for future replacement and improvements of surveillance equipment. These equipment purchases are usually not known until urgently needed to keep surveillance fully operational. This ordinance will also provide funding for the addition of a mobile app to the system that will allow staff to view cameras at any of our Genetec Platform sites remotely on their cell phones and other devices. This upgrade to the surveillance system will prove to be invaluable for incident response and to monitor system operations.

**Principal Parties:**

KNS Services, Inc.

8450 Rausch Drive, Plain City, OH 43064

Nathan Bladen, 614-733-3880

Contract Compliance Number, Tax ID: 005443, 31-1460220

Contract Compliance Expiration Date: March 8, 2023

**Emergency Justification:** Emergency action is requested to make this funding immediately available for any equipment replacements or improvements needed as they arise. These equipment needs are critical

surveillance system infrastructure that assists Columbus Police Detectives when incidents occur.

**Benefits to the Public:** This contract provides higher reliability of all of our surveillance systems to assist in minimizing crime in our facilities and parks. The mobile app addition to the system will allow easier access by staff, allowing them to keep a closer eye on facilities and system performance issues.

**Community Input/Issues:** We receive hundreds of calls from citizens regarding safety in parks every year. This contract will assist in improving the safety of our parks and facilities throughout the system.

**Area(s) Affected:** Citywide (99)

**Master Plan Relation:** This project will support the Recreation and Parks Master Plan by improving system wide safety and security.

**Fiscal Impact:** The expenditure of \$858,676.00 was legislated for continued security camera services and equipment improvements by Ordinances 0164-2022, 1333-2022, and 1699-2022. This ordinance will provide funding that will modify the previously authorized amount by \$75,000.00. The aggregate total amount authorized for this contract, including this modification, is \$933,676.00. \$75,000.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 7702 to meet the financial obligations of this contract modification.

To authorize the Director of Recreation and Parks to modify an existing contract with KNS Services for continued security camera services and equipment; to authorize the transfer of \$75,000.00 within the Recreation and Parks Voted Bond Fund, to authorize the amendment of the 2022 Capital Improvements Budget; and to authorize the expenditure of \$75,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$75,000.00)

**WHEREAS**, it is necessary to authorize the Director of Recreation and Parks to modify an existing contract with KNS Services for continued security camera services and equipment; and

**WHEREAS**, it is necessary to authorize the transfer of \$75,000.00 within the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS**, it is necessary to authorize the expenditure of \$75,000.00 from the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into a contract modification with KNS Services to make this funding immediately available for any equipment replacements or improvements needed as they arise as these equipment needs are critical surveillance system infrastructure that assists Columbus Police Detectives when incidents occur and failures over the past several months, coupled with escalated costs for equipment, have nearly exhausted the existing funding for replacement equipment, all for the preservation of the public health, peace, property, safety, and welfare and, **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks be and is hereby authorized to modify an existing contract with KNS Services for continued security camera services and equipment.

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

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

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

**SECTION 5.** That the transfer of \$75,000.00 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Voted Bond Fund 7702 per the account codes in the attachment to this ordinance.

**SECTION 6.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

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

Fund 7702 / P511000-100000; Renovation - Misc. (Voted Carryover); \$578,634 / (\$75,000) / \$503,634

Fund 7702 / P511014-100000; Security Improvements (Voted Carryover) / \$0 / \$75,000 / \$75,000

**SECTION 7.** For the purpose stated in Section 1, the expenditure of \$75,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Voted Bond Fund 7702 in object class 06 Capital Outlay per the accounting codes in the attachments to this ordinance.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2752-2022

**Drafting Date:** 9/30/2022

**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 GPD Group to provide architectural and engineering services for the Whetstone Field Improvements Project. The contract amount is \$224,009.97, with a contingency of \$50,990.03, for a total of \$275,000.00 being authorized by this ordinance.

This project involves the preparation of construction documents for grading, drainage, and turf improvements to address ponding of water in the existing sports fields at Whetstone Park. By improving these fields it will

allow for the fields to be used as intended with no flooding interruptions or safety concerns during the sports season. Wells and irrigation are also included in the improvements planned for these fields.

GPD Group will also conduct an assessment for the casting pond and adjacent shelter to determine future improvements and renovations. At that time, a determination will be made as to include additional work in this project or to have a separate project to address the needs of the pond and shelter.

There is a desire to have this project completed in 2023 so that the fields can be back in use for the 2024 sports seasons as this is a very busy park for programming. Though a final construction estimate will be created as part of the project, the estimated construction budget is approximately \$1,500,000.00 to \$2,000,000.00.

**Vendor Bid/Proposal Submissions (ODI designation status):**

Proposals were advertised through Vendor Services, in accordance with City Code Section 329, on August 2, 2022 and received by the Recreation and Parks Department on August 23, 2022. Proposals were received from the following companies:

GPD Group (MAJ)

Of note, professional services contracts are quality based selections and not based on price. Costs were not requested nor were they part of this evaluation.

In accordance with City Code, a selection team evaluated the proposals and recommended GPD Group be selected to perform the work. The firm was chosen based on their referenced projects, experience, qualifications, availability, timeline, and project approach.

**Principal Parties:**

Glaus, Pyle, Schomer, Burns and Dehaven DBA GPD Group  
1801 Watermark Drive, Suite 210  
Columbus, Ohio 43215  
Angela Short, Project Manager, (614) 588-8955  
Contract Compliance Number, Tax ID: 006560, 34-1134715  
Contract Compliance Expiration Date: May 20, 2023

**Emergency Justification:** Emergency action is requested to minimize the impacts to the daily operations of sports programs at Whetstone Community Center and Park. It is the goal of the Department to complete construction in 2023 so that the fields can be used for programming by the time the 2024 sports season starts. It is also the goal of the Department to minimize the time of disturbance to the area under construction for public benefit and use. This project timeline is extremely sensitive as it relates to the permitting required for work in the floodplain and floodway. Construction must also be complete prior to the 2023 fall planting season. Starting as soon as possible gives the Department the greatest opportunity to achieve these goals.

**Benefits to the Public:** This project will improve and provide high quality sports fields for traveling teams and leagues. Needed improvements have been identified by both staff and the community.

**Community Input/Issues:** The community has expressed the desire for well-kept and user friendly facilities through public workshops, social media, and direct contact with City staff. The Clintonville Community and traveling soccer teams that utilize these fields have requested grading and drainage improvements to the sports fields due to continual flooding and poor quality of the sports fields. Irrigation is also being added to address the turf conditions of the fields themselves.

**Area(s) Affected:** Clintonville (39)

**Master Plan Relation:** This project will support the Recreation and Parks Master Plan by helping to improve the safety standards of these fields and updating five neighborhood parks per year.

**Fiscal Impact:** \$275,000.00 is budgeted and available from within the Recreation and Parks Voted Bond Fund 7702 to meet the financial obligations of this contract.

To authorize the Director of Recreation and Parks to enter into contract with GPD Group to provide architectural and engineering services for the Whetstone Field Improvements Project; to authorize the transfer of \$275,000.00 within the Recreation and Parks Voted Bond Fund, to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$275,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$275,000.00)

**WHEREAS,** it is necessary to authorize the Director of Recreation and Parks to enter into contract with GPD Group to provide architectural and engineering services for the Whetstone Field Improvements Project; and

**WHEREAS,** it is necessary to authorize the transfer of \$275,000.00 within the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS,** it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS,** it is necessary to authorize the expenditure of \$275,000.00 from the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS,** an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into contract with GPD Group to allow for construction to be complete prior to the 2023 fall planting season, to account for the time sensitive floodplain and floodway permitting work required for the project, and so that construction can be completed in 2023 in order to minimize impacts to sports programs and public use at Whetstone Park, all for the preservation of the public health, peace, property, safety, and welfare and, **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks be and is hereby authorized to enter into contract with GPD Group to provide architectural and engineering services for the Whetstone Field Improvements Project.

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

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

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



**SECTION 5.** That the transfer of \$275,000.00 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Voted Bond Fund 7702 per the account codes in the attachment to this ordinance.

**SECTION 6.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

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

Fund 7702 / P517000-100000; Opportunity Projects - Misc. (Voted Carryover); \$640,706 / (\$275,000) / \$365,706

Fund 7702; P517003-100000; Whetstone Field Improvements (Voted Carryover) / \$0 / \$275,000 / \$275,000

**SECTION 7.** For the purpose stated in Section 1, the expenditure of \$275,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Voted Bond Fund 7702 in object class 06 Capital Outlay per the accounting codes in the attachments to this ordinance.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2792-2022

**Drafting Date:** 10/5/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with Setterlin Building Company for the Frank Fetch Park Improvements Project. The contract amount is \$264,105.00, with a contingency of \$35,895.00, for a total of \$300,000.00 being authorized by this ordinance.

Frank Fetch Park, a neighborhood park in the heart of German Village, was built in 1962. This park was originally constructed in the style of a “Bier Garten” with brick paving and brick walls used as a backdrop for the extensive landscaping. The variety of lush plants and large planters are maintained by the German Village Society Garten Club for all residents in Columbus to enjoy. A wood pergola is the focal point of the park and was originally intended for use as a picnic spot. It has also grown to be used a seasonal structure for summer concerts, reunions, and as a wedding venue. This pergola is in need of replacement prior to it becoming a safety concern for the park users.

This work includes removal and replacement of the wood pergola that is long past its service life. The new pergola will provide a metal roof to offer overhead cover from weather as an upgrade to the open canopy that is currently in place. The work also includes installing conduits for future electrical service to the pergola in a future phase.

**Vendor Bid/Proposal Submissions (ODI designation status):**

Bids were advertised through Vendor Services, in accordance with City Code Section 329, on September 8, 2022 and received by the Recreation and Parks Department on September 29, 2022. This project was also picked up by various local and regional plan rooms and distributed to their membership. Bids were received from the following companies:

Setterlin Building Company (MAJ): \$264,105.00

After reviewing the bids that were submitted, it was determined that Setterlin Building Company was the lowest and most responsive bidder. Setterlin Building Company and all proposed subcontractors have met code requirements with respect to prequalification, pursuant to relevant sections of Columbus City Code Chapter 329.

**Principal Parties:**

R W Setterlin Building Company

560 Harmon Avenue

Columbus, Ohio 43223

Mark Setterlin, (740) 417-9195, m.setterlin@setterlin.com

Contract Compliance Number, Tax ID: 004372, 31-0836188

Contract Compliance Expiration Date: September 19, 2024

**Emergency Justification:** Emergency action is requested in order to minimize the impacts to a highly visible, highly used park in the heart of German Village. It is immediately necessary to begin the procurement of roofing and lumber materials so that the project does not interrupt the operation of this park during the peak season, including scheduled events starting in May of 2023.

**Benefits to the Public:** This project includes removing equipment and structures that are badly damaged and at the end of their expected life cycle. Work will include replacing existing materials and equipment, repairing the existing pavement, and electrical connections as needed, making the park safer for everyone using the space.

**Community Input/Issues:** Needed improvements were identified by both internal staff and from community requests. The community has expressed the desire for well-kept facilities and amenities through public workshops, social media, and direct contact with staff.

**Area(s) Affected:** German Village (61)

**Master Plan Relation:** This project will support the Recreation and Parks Master Plan by participating in partnerships with public and private entities. Frank Fetch Park area originally became a park as a joint effort between the German Village Society to identify the purchase of the property and agreed to assist in the maintenance of the public parkland. The Society has had continued to partner with the Columbus Recreation and Parks Department through ongoing fundraising efforts for site furnishings and moveable planters.

When the German Village Society Garten Club identified that the pergola was in need of more than maintenance, they conducted a fundraising effort to design and to provide funding to leverage the Department's capital improvement budget. The location of the current pergola continues to be used for community events and the improvements have been designed to include a roof overhead and electrical service in the future, providing a more user friendly site for the community.

**Fiscal Impact:** \$300,000.00 is budgeted and available from within the Recreation and Parks Special Purpose

Fund 2223 and Voted Bond Fund 7702 to meet the financial obligations of this contract.

To authorize the Director of Recreation and Parks to enter into contract with Setterlin Building Company for the Frank Fetch Park Improvements Project; to authorize the transfer of \$238,000.00 within the Recreation and Parks Voted Bond Fund, to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$300,000.00 from the Recreation and Parks Special Purpose Fund and Voted Bond Fund; and to declare an emergency. (\$300,000.00)

**WHEREAS**, it is necessary to authorize the Director of Recreation and Parks to enter into contract with Setterlin Building Company for the Frank Fetch Park Improvements Project; and

**WHEREAS**, it is necessary to authorize the transfer of \$238,000.00 within the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS**, it is necessary to authorize the expenditure of \$300,000.00 from the Recreation and Parks Special Purpose Fund 2223 and Voted Bond Fund 7702; and

**WHEREAS**, an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into contract with Setterlin Building Company in order to minimize the impacts to a highly visible, highly used park in the heart of German Village, and it is immediately necessary to begin the procurement of roofing and lumber materials so that the project does not interrupt the operation of this park during the peak season, including scheduled events starting in May of 2023, all for the preservation of the public health, peace, property, safety, and welfare and, **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks be and is hereby authorized to enter into contract with Setterlin Building Company for the Frank Fetch Park Improvements Project.

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

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

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

**SECTION 5.** That the transfer of \$238,000.00 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Voted Bond Fund 7702 per the account codes in the attachment to this ordinance.

**SECTION 6.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

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

Fund 7702 / P517000-100000; Opportunity Projects - Misc. (Voted Carryover); \$365,706 / (\$238,000) / \$127,706

Fund 7702; P517004-100000; Frank Fetch Park Improvements (Voted Carryover) / \$0 / \$238,000 / \$238,000

**SECTION 7.** For the purpose stated in Section 1, the expenditure of \$300,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Special Purpose Fund 2223 and Voted Bond Fund 7702 in object class 06 Capital Outlay per the accounting codes in the attachments to this ordinance.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2798-2022

**Drafting Date:** 10/5/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the Director of the Recreation and Parks Department to modify an existing contract with Advanced Engineering Consultants to provide additional design of the HVAC Upgrades 2020-2022 Project. The modification amount being authorized by this ordinance is \$55,760.50.

The Columbus Recreation and Parks Department is responsible for the operation of 46 buildings which contain mechanical HVAC systems. These buildings include community centers, athletic complexes, golf course clubhouses, and cultural arts centers.

Many of these systems are failing and at the end of their useful life. This project will replace air handlers, boilers, condensers, furnace units, fans, ductwork, and associated systems that are identified as failure critical and in poor condition.

This modification of the design contract will add air conditioning services to Howard Community Center, as recommended by an HVAC feasibility report completed by Star Consultants, Inc. in June 2022. This report estimates design fees for this work as \$92,127.27 should a new, independent contract be awarded. However, this additional project scope overlaps with work currently underway by Advanced Engineering Consultants, yielding significant efficiencies. This Center is undesirable with internal sustained temperatures exceeding 100 degrees during the warmest months of the year.

**Principal Parties:**

Advanced Engineering Consultants Ltd  
1405 Dublin Road  
Columbus, Ohio 43215  
Sam Reed, (614) 486-4778  
Contract Compliance Number, Tax ID: 005665, 31-1612308  
Contract Compliance Expiration Date: April 8, 2024

**Emergency Justification:** Emergency action is requested so the detailed plans can be completed, allowing construction to be bid for adding air conditioning to Howard Community Center as soon as possible in order to provide an opportunity for residents to use this facility as a cooling center during the warm summer months.

**Benefits to the Public:** This project will improve the quality of these systems and improve their reliability for the benefit of visitors and staff who spend time in these facilities. The reduction in building energy use enabled by this project will also have an environmental impact as well, helping the City meet its climate goals which will have an impact on current and future generations of residents.

**Community Input/Issues:** The community has expressed the desire for well-kept and user friendly facilities through public workshops, social media, and direct contact with City staff.

**Area(s) Affected:** Citywide (99)

**Master Plan Relation:** This project will support the Recreation and Parks Master Plan by helping to improve operations and services to the citizens of Columbus.

**Fiscal Impact:** The expenditure of \$ 375,000.00 was legislated for the HVAC Upgrades 2020-2022 Project by Ordinance 1324-2022. This ordinance will provide funding that will modify the previously authorized amount by \$55,760.50. \$55,760.50 is budgeted and available in the Recreation and Parks Voted Bond Fund 7702 to meet the financial obligations of this contract modification. The aggregate total amount authorized, including this modification, is \$430,760.50.

To authorize the Director of Recreation and Parks to modify an existing contract with Advanced Engineering Consultants for the HVAC Upgrades 2020-2022 Project; to authorize the transfer of \$55,760.50 within the Recreation and Parks Voted Bond Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$55,760.50 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$55,760.50)

**WHEREAS,** it is necessary to authorize the Director of the Recreation and Parks to modify an existing contract with Advanced Engineering Consultants for the HVAC Upgrades 2020-2022 Project; and

**WHEREAS,** it is necessary to authorize the transfer of \$55,760.50 within the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS,** it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS,** it is necessary to authorize the expenditure of \$55,760.50 from the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS,** an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to modify an existing contract with Advanced Engineering Consultants so the detailed plans can be completed, allowing construction to be bid for adding air conditioning to Howard Community Center as soon as possible in order to provide an opportunity for residents to use this facility as a cooling center during the warm summer months, all for the preservation of the public health, peace, property, safety, and welfare and, **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks be and is hereby authorized to modify an existing contract with Advanced Engineering Consultants for the HVAC Upgrades 2020-2022 Project.

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

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

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

**SECTION 5.** That the transfer of \$55,760.50 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Bond Fund 7702 per the account codes in the attachment to this ordinance.

**SECTION 6.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

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

Fund 7702 / P511000-100000; Renovation - Misc. (Voted Carryover); \$503,634 / (\$55,761) / \$447,873

Fund 7702 / P511040-202102; HVAC Upgrades 2020-2022 (Voted Carryover); \$0 / \$55,761 / \$55,761

**SECTION 7.** For the purpose stated in Section 1, the expenditure of \$55,760.50 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 in object class 06 Capital Outlay per the accounting codes in the attachments to this ordinance.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2799-2022

**Drafting Date:** 10/5/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the Director of the Recreation and Parks Department modify an existing contract with Stantec Consulting Services to provide professional services associated with detailed design of the Scioto Trail from Fifth Avenue to Trabue Road. The modification amount being authorized by this ordinance is \$236,166.00.

Ordinance 1574-2019 authorized the Director of Recreation and Parks to enter into contract with Stantec

Consulting Services to do a preliminary alignment study of extending the Scioto Trail from Fifth Avenue to Griggs Park. The study involved extensive public involvement, analysis of seven potential trail corridors, preliminary cost estimating, coordination with key regional trail building agencies within the local area, and a phase one inventory of environmental resources. The results produced a preferred alignment for Recreation and Parks to advance into an intended stage two modification for detailed design. The contract modification was planned in 2019 to continue the engineering once the preferred alignment was determined. Procurement of a separate consultant contract would cost the city additional funds, delays in the project advancement, and would not provide the Department with required cost estimating to apply for grant funding.

The Scioto Trail is a major regional greenway from the south side of downtown in Berliner Park to Fifth Avenue. This nine miles of open trail is one of the City's most heavily used paths for cyclists, pedestrians, commuters, runners, and special events. Plans call for over 27 miles of trail to be completed from the far northwest side of the City through downtown, to the far south side of Columbus near Lockbourne. This key middle section will tie together regional trail partners such as Hilliard, Upper Arlington, Metro Parks, Upper Arlington, and Marble Cliff. Over 8,000 residents live within a 10 minute walk of this proposed segment. Over 350,000 residents from around the larger area will begin to be connected to downtown, Quarry Trails Metro Park, and the entire 130 mile regional Central Ohio Greenways network.

**Principal Parties:**

Stantec Consulting Services Inc.  
1500 Lake Shore Drive Suite 100  
Columbus, Ohio 43204  
Brian Hagerty, (614)485-8352  
Contract Compliance Number, Tax ID: 000462, 11-2167170  
Contract Compliance Expiration Date: July 28, 2023

**Emergency Justification:** Emergency action is requested as the Department will need to have the consultant team provide a certified cost estimate by January 25, 2023 as a necessary requirement to apply for state grant funding for the project.

**Benefits to the Public:** This project ties together several years of regional collaboration between public and private trail building partnerships and the public at large with the goals of creating recreational opportunities, as well as providing a car-free means of active transportation. This project will provide connections to parks, downtown, employment centers, retail, entertainment, cultural events, and other destinations.

**Community Input/Issues:** Several planning documents and studies show extensive benefits and public demand for trail connectivity for the larger northwest corridor of Columbus. The current end of the trail at Fifth Avenue limits thousands of residents from safe access to the trail system. Development of new housing, attractions, and parks within this trail section is moving ahead rapidly.

**Area(s) Affected:** Citywide (99)

**Master Plan Relation:** This project will support the Recreation and Parks Master Plan by improving access to trails and greenways corridors while improving the environmental health of the City's waterways. This project will also improve recreational access to streams and provide long term protection corridors for water quality and trail development.

**Fiscal Impact:** The expenditure of \$ \$169,500.00 was legislated for the Scioto Trail Extension Project by Ordinance 1574-2019. This ordinance will provide funding that will modify the previously authorized amount

by \$236,166.00. \$236,166.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 7702 to meet the financial obligations of this contract modification. The aggregate total amount authorized, including this modification, is \$405,666.00.

To authorize the Director of Recreation and Parks to modify an existing contract with Stantec Consulting Services to provide professional services associated with detailed design of the Scioto Trail from Fifth Avenue to Trabue Road; to authorize the transfer of \$236,166.00 within the Recreation and Parks Voted Bond Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$236,166.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$236,166.00)

**WHEREAS**, it is necessary to authorize the Director of the Recreation and Parks to modify an existing contract with Stantec Consulting Services to provide professional services associated with detailed design of the Scioto Trail from Fifth Avenue to Trabue Road; and

**WHEREAS**, it is necessary to authorize the transfer of \$236,166.00 within the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS**, it is necessary to authorize the expenditure of \$236,166.00 from the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to modify an existing contract with Stantec Consulting Services as the Department will need to have the consultant team provide a certified cost estimate by January 25, 2023 as a necessary requirement to apply for state grant funding for the project, **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks be and is hereby authorized to modify an existing contract with Stantec Consulting Services to provide professional services associated with detailed design of the Scioto Trail from Fifth Avenue to Trabue Road.

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

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

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

**SECTION 5.** That the transfer of \$236,166.00 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Bond Fund 7702 per the account codes in the attachment to



this ordinance.

**SECTION 6.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

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

Fund 7702 / P512000-100000; New Development - Misc. (Voted Carryover); \$4,160,216 / (\$236,166) / \$3,924,050

Fund 7702 / P510312-100000; Greenways - Scioto Trail - 5th to Griggs (Voted Carryover) / \$0 / \$236,166 / \$236,166

**SECTION 7.** For the purpose stated in Section 1, the expenditure of \$236,166.00 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 in object class 06 Capital Outlay per the accounting codes in the attachments to this ordinance.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2804-2022

**Drafting Date:** 10/6/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the City Auditor to set up a certificate in the amount of \$825,000.00 for the purchase of equipment and vehicles for the Recreation and Parks Department. These purchases will be made through the City of Columbus Purchasing Office.

The City of Columbus Purchasing Office previously obtained bids and awarded contracts for the purchase of equipment and vehicles in compliance with the relevant provisions of Columbus City Code Chapter 329. They were authorized by prior Ordinances 0924-2021, 0722-2022, and 1331-2022. They all authorized the purchase of equipment and vehicles, encumbering funds on Auditor's Certificates totaling \$5,168,656.00, based on estimated expenditures for those purchases. A number of supply chain issues and economic factors have caused increased costs for distributors and longer lead times for delivery. The actual bids and awards have exceeded the amount of funding authorized from those prior ordinances. Based on actual and pending awards, there is a need for an estimated \$600,000.00 to enter into the remaining contracts for all equipment specified in prior ordinances listed above.

Furthermore, the Purchasing Office recognizes the need to identify contingency funding and/or modify contracts to pay for cost increases if and when the awarded vendor requests additional funding and can provide the required documentation to the Purchasing Office to justify the requested price increase after award. The awarded vendor must demonstrate that the request for price increase to the City and subsequent contract modification is directly attributed to unforeseen acquisition cost increases from the manufacturer or distributor at some point in time between entering into contract with the City and before delivering the equipment to the City. Acceptable documentation must include cost estimates or quotes at the time of procurement and new cost estimates or quotes. Actual acquisition costs from the manufacturer or distributor at time of purchase can

also be used as acceptable documentation. \$225,000.00 is requested for contingency funding to modify contracts as needed in the future. The contingency funding represents approximately 5% of contract pricing for all equipment listed in the previous ordinances noted above and that is still pending award and/or delivery.

It may be necessary to increase costs for the previously authorized contracts rather than pursue new procurement to ensure timely delivery of equipment. Additional delays in procurement would lead to delays in delivery from manufacturers or distributors and will likely lead to increase costs for the City. Recreation and Parks has an immediate need to provide equipment for staff to maintain City facilities, parks, and trees. This ordinance will authorize the Director of Finance and Management to modify all contracts authorized by the previous ordinances mentioned in order to purchase of equipment on behalf of the Recreation and Parks Department. The City is experiencing extremely long lead times for the delivery of equipment, vehicles, and parts and this ordinance will allow these purchases to be completed in the most efficient manner possible.

**Emergency Justification:** Emergency action is requested in order to have equipment and vehicles delivered and available as soon as possible in order to allow the Recreation and Parks Department to continue performing necessary work. The duties supported by this equipment and vehicles has been greatly impacted by delays in the delivery of new equipment and vehicles caused by the global supply chain issues. This ordinance is establishing the funding required for the equipment and vehicles being purchased. Equipment will be ordered immediately upon the approval of this ordinance and resulting purchase orders. The City is seeing extremely long lead times on most equipment and vehicles.

**Benefits to the Public:** Trees, parkland, sports fields, and golf courses maintained by the city enhance the quality of life of our citizens. The equipment will allow for the continued upkeep of these amenities.

**Community Input Issues:** The community has expressed a desire for accessible and well-maintained parkland, facilities, golf courses, and sports fields.

**Area(s) Affected:** Citywide (99)

**Master Plan Relation:** This Auditor's Certificate and resulting purchases support the Department's Master Plan by helping to ensure that trees, facilities, golf courses, sports fields, and parks remain accessible, safe, updated, user friendly, and well maintained.

**Fiscal Impact:** The expenditure of \$5,168,656.00 was legislated for the purchase of equipment and vehicles by Ordinances 0924-2021, 0722-2022, and 1331-2022. This ordinance will provide funding that will modify the previously authorized amount by \$825,000.00. The aggregate total amount authorized for the purchase of equipment and vehicles by these ordinances is \$5,993,656.00. \$825,000.00 is budgeted and available from within the Recreation and Parks Operating Fund 2285 and Permanent Improvement Fund 7747 to meet the financial obligations of these various expenditures.

To authorize and direct the City Auditor to set up a certificate in the amount of \$825,000.00 for the purchase of equipment and vehicles for the Recreation and Parks Department; to authorize the increase of \$825,000.00 to the total amount authorized for the purchase of equipment and vehicles authorized by Ordinances 0924-2021, 0722-2022, and 1331-2022; to authorize the Director of Finance and Management to modify contracts as needed for the purchase of equipment on behalf of the Recreation and Parks Department detailed in Ordinances 0924-2021, 0722-2022, and 1331-2022; to authorize the appropriation of \$223,350.00 within the Recreation and Parks Permanent Improvement Fund; to authorize the transfer of \$600,000.00 within the Recreation and Parks Operating Fund; to authorize the transfer of \$223,350.00 within the Recreation and Parks Permanent Improvement Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to

authorize the expenditure of \$825,000.00 from the Recreation and Parks Operating Fund and Permanent Improvement Fund; and to declare an emergency. (\$825,000.00)

**WHEREAS**, it is necessary that the City Auditor set up a certificate in the amount of \$825,000.00 for the purchase of equipment and vehicles for the Recreation and Parks Department; and

**WHEREAS**, it is necessary that the total amount authorized for the purchase of equipment and vehicles authorized by Ordinances 0924-2021, 0722-2022, and 1331-2022 be increased by \$825,000.00; and

**WHEREAS**, funding is budgeted and available from within the Recreation and Operating Fund 2285 and Permanent Improvement Fund 7747 to meet the financial obligations of these various expenditures; and

**WHEREAS**, the Purchasing Office previously solicited competitive bids to acquire various equipment for the Recreation and Parks Department in accordance with the relevant provisions of the Columbus City Code, Chapter 329; and

**WHEREAS**, it is necessary to authorize the Director of Finance and Management to modify contracts as needed for the purchase of equipment on behalf of the Recreation and Parks Department detailed in Ordinances 0924-2021, 0722-2022, and 1331-2022 in accordance with City Code Chapter 329; 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 appropriation of \$223,350.00 within the Recreation and Parks Permanent Improvement Fund 7747; and

**WHEREAS**, it is necessary to authorize the transfer of \$600,000.00 within the Recreation and Parks Operating Fund 2285; and

**WHEREAS**, it is necessary to authorize the transfer of \$223,350.00 within the Recreation and Parks Permanent Improvement Fund 7747; and

**WHEREAS**, it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS**, it is necessary to authorize the expenditure of \$825,000.00 from the Recreation and Parks Operating Fund 2285 and Permanent Improvement Fund 7747; and

**WHEREAS**, an emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to authorize additional funding to purchase equipment and vehicles in order to have equipment and vehicles delivered and available as soon as possible in order to allow the Recreation and Parks Department to continue performing necessary work, and the duties supported by these purchases have been greatly impacted by delays in the delivery of new equipment and vehicles caused by the global supply chain issues and the City is seeing extremely long lead times on most equipment and vehicles to order equipment immediately upon the approval of this ordinance; **NOW, THEREFORE**

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

**SECTION 1.** That the City Auditor is hereby authorized to set up a certificate in the amount of \$825,000.00 for the purchase of equipment and vehicles for the Recreation and Parks Department.

**SECTION 2.** That the total amount authorized for the purchase of equipment and vehicles authorized by Ordinances 0924-2021, 0722-2022, and 1331-2022 is hereby authorized to be increased by \$825,000.00.

**SECTION 3.** That the Director of Finance and Management is hereby authorized to modify contracts to increase funding as needed for the purchase of equipment on behalf of the Recreation and Parks Department previously authorized by Ordinances 0924-2021, 0722-2022, and 1331-2022, only if the awarded vendor requests additional funding and can provide the required documentation to the Purchasing Office to justify the requested price increase after award.

**SECTION 4.** That the 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.

**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 the appropriation of \$223,350.00 is authorized within the Recreation and Parks Permanent Improvement Fund 7747 per the accounting codes in the attachment to this ordinance.

**SECTION 9.** That the transfer of \$600,000.00 or so much thereof as may be needed, is hereby authorized within the Recreation and Parks Operating Fund 2285 per the account codes in the attachment to this ordinance.

**SECTION 10.** That the transfer of \$223,350.00 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Permanent Improvement Fund 7747 per the account codes in the attachment to this ordinance.

**SECTION 11.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

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

Fund 7747; P747999-100000; Unallocated Balance (Carryover) / \$437,254 / \$75,618 / \$512,872 (to match cash)

Fund 7747; P747999-100000; Unallocated Balance (Carryover) / \$512,872 / (\$223,350) / \$289,522

Fund 7747; P510040-100000; Recreation and Parks Equipment (Carryover) / \$1,650 / \$223,350 / \$225,000

**SECTION 12.** That the expenditure of \$825,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Operating Fund 2285 and Permanent Improvement Fund 7747 in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 13.** That this Council hereby recognizes that this ordinance does not identify specific contractors or vendors for the expenditure purposes authorized herein and hereby delegates sole and final contracting decisions relative to the determination of lowest, best, most responsive and most responsible vendor(s) to the Director of Finance and Management and the Director of Recreation and Parks.

**SECTION 14.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2808-2022

**Drafting Date:** 10/6/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:**

This ordinance will authorize the Director of Finance and Management to enter into contract with Harrell's LLC for the purchase of Syngenta golf course pesticides for the Recreation and Parks Department as a result of waiving the competitive bidding provisions of the Columbus City Code 329.

The waiving of Columbus City Code 329 is in the best interest of the City as the pricing structure set by Syngenta Golf Course pesticide supplier requires the same pricing to be offered by each local vendor. An Informal cost proposal has been submitted by Harrell's in the amount of \$215,715.50. This purchase makes us eligible for a rebate totaling \$47,556.75.

Harrell's is the current supplier for golf fertilizers & pesticides and has provided the product in a timely and accurate manner with no concerns or issues to the end user.

With the changes to the pesticide application program in 2017, the Golf Division has been able to reduce the number of applications and product while producing noticeable results with improved playing conditions.

**Bid Waiver Justification:** Syngenta offers a fall purchasing program to its vendors that packages pesticides into bundles and offers deep discounts and rebates and sets pricing for all distributors resulting in equal pricing between distributors. In order to take advantage of Syngenta's fall purchasing program, the order must be placed by December 2022 to be eligible. This distributor offers services (soil testing, water testing, educational programs) the others do not.

**Emergency Justification:** An emergency is being requested in order to meet the fall order purchasing program deadline of December, 2022, for the preservation of the public health, peace, property, and safety

**Benefits to the Public:** Golfers benefit by having better turf utilization of safer pesticides providing excellent course conditions, a great product for the customer.

**Area(s) Affected:** Airport, Mentel, Champions, Raymond, Turnberry, and Wilson Golf Courses.

**Master Plan Relation:** The Golf Courses continue to support the mission of the Recreation and Parks Master Plan by ensuring a strong customer base with successful on-going revenue producing operations.

**Principal Parties:**

Harrell's LLC  
5105 New Tampa Highway  
Lakeland Fl. 33815  
Vendor#020552

**Fiscal Impact:** \$215,715.50 is budgeted and available from and within the Recreation and Parks Operating Fund 2285 to meet the financial obligations of these expenditures.

To authorize the Director of Finance and Management to enter into contract with Harrell's, LLC for the purchase of Golf Course pesticides for the Recreation and Parks Department; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$215,715.50 for the purchase of golf turf pesticides from the Recreation and Parks Operating fund; and to declare an emergency. (\$215,715.50)

**WHEREAS**, it is necessary for the Director of Finance and Management to enter into contract with Harrell's LLC for the purchase of pesticides in an amount not to exceed \$215,715.50 for the purchase of Golf course pesticides on behalf of the Recreation and Parks Department; and

**WHEREAS**, it is in the best interest of the City to waive the competitive bidding provisions of City Code Chapter 329 to purchase directly from Harrell's as part of Syngenta program using pre-established vendors offering the same pricing structure; and

**WHEREAS**, it is necessary to authorize the expenditure of \$215,715.50 from the Recreation and Parks Department Operating Fund; 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 of Finance and Management to enter into contract with Harrell's, LLC for golf course pesticides in order to meet the fall order purchasing program deadline of December, 2022; **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to enter into contract with the Harrell's, LLC in an amount not to exceed \$215,715.50 for the purchase of Golf course pesticides on behalf of the Recreation and Parks Department.

**SECTION 2.** That this Council finds it to be in the best interests of the City to waive the relevant provisions of Chapter 329 of City Code relating to competitive bidding for this purchase.

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

**SECTION 4.** That, for the purpose stated in Section 1, the expenditure of \$215,715.50, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Recreation and Parks Operating Fund No. 2285 in object class 02 (Supplies) 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 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 (10) days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2826-2022

**Drafting Date:** 10/10/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Division of Police was awarded funding through the FY2022 DNA Capacity Enhancement and Backlog Reduction Program from the National Institute of Justice. This federally supported program seeks to improve the infrastructure and analysis capacity of existing state and local crime laboratories that conduct DNA analysis so they can process DNA samples efficiently and cost effectively. Funds have been awarded for additional DNA equipment, analysis supplies, and training analysts in the latest technologies in this ever-evolving field. The cost breakdown for this two-year grant award is as follows: Hire two police evidence technicians \$157,536.64, DNA testing equipment \$179,195.36, DNA equipment technology and supplies \$23,890.00, travel and training \$19,042.00.

The official city program contact authorized to act in connection with this \$379,664.00 grant is Crime Lab Manager, Angela Farrington. The grant award start date is October 1, 2022 and ends September 30, 2024.

**Emergency Designation:** Emergency legislation is necessary to make the funds available as soon as possible for the grant award, effective as of October 1, 2022.

**FISCAL IMPACT:** This ordinance authorizes an acceptance of the \$379,664.00 grant award and the appropriation of those funds from the National Institute of Justice to improve DNA analysis. The City of Columbus received an award of \$342,776.00 in 2019, \$309,036.00 in 2020 and \$347,439.00 in 2021. No matching funds are required and all grant expenditures will be reimbursed by the grant awarded funding.

To authorize and direct the Mayor of the City of Columbus, on behalf of the Department of Public Safety, to accept a FY2022 DNA Capacity Enhancement and Backlog Reduction Program grant award from the National Institute of Justice; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$379,664.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the cost of the FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant activities and expenditures; and to declare an emergency. (\$379,664.00)

**WHEREAS,** the Division of Police has been awarded funding through a FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant from the National Institute of Justice for DNA supplies and training for Crime Lab DNA analysts; and

**WHEREAS,** the Columbus Police Crime Lab needs personnel, equipment, supplies and training to aid in

processing DNA samples more efficiently and cost effectively; and

**WHEREAS**, to authorize and direct the Mayor of the City of Columbus to accept the FY2022 Capacity Enhancement and Backlog Reduction Program grant, and

**WHEREAS**, Crime Lab Manager Angela Farrington have been identified as the official city representative to act in connection with this FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant and to provide information as required; and

**WHEREAS**, the grant award period begins on October 1, 2022 and ends September 30, 2024; 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 Mayor to accept the FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant award and to appropriate said funds in order to make funds available for the grant award period, 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 Mayor of the City of Columbus, on behalf of the Department of Public Safety, is hereby authorized and directed to accept a FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant for DNA personnel, equipment, supplies and training for the Columbus Police Crime Lab.

**SECTION 2.** That Crime Lab Manager Angela Farrington is designated as the official city program contact, authorized to act in connection with the FY2022 DNA Capacity Enhancement and Backlog Reduction Program Grant, and are to provide any additional information required.

**SECTION 3.** That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the grant period, the sum of \$379,664.00 is appropriated upon receipt of an executed grant agreement in Fund 2220 General Government Grants in Object Class 01 Personnel, 02 Materials and Supplies, 03 Contractual Services and 06 Equipment, per the account 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 in an amount not to exceed the available cash balance in the fund.

**SECTION 5.** That the monies appropriated in the foregoing Section 3 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 6.** 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 7.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.



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**Legislation Number:** 2838-2022

**Drafting Date:** 10/12/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** The Columbus Division of Police has a need to purchase food and/or beverage items for the TAPS program, OMVI Training for recruits, and various community events throughout the year. This ordinance authorizes expenditures from the Division of Police General Fund for the purchase of food and/or beverage items, which serve the public purpose of protecting health and improving lives, for the following occasions:

The TAPS program is a mentoring program with officers for the middle school youth of Columbus. Food and beverages are provided at all of their events which include the following:

-Working with students at 4-6 of the City of Columbus Middle Schools and 10 Weeks of Summer Camp, these events provide candy and pizza or lunch with the TAPS mentor officer. Candy 100-150 pieces a week for 52 weeks in a year at \$20.00 per bag of candy equals \$1,040.00 for the year. The lunches are scheduled to take place 8-10 times a year and they lunches include 437 Officers and at-risk youth from 12 TAPS current in pervious schools. These lunches allow the officers to check up on their students and continue the mentoring relationship. The approximate annual cost for these lunches would be \$3,500.00.

-A Summit Day - This includes 250 lunches and drinks for TAPS students, family members, school officials, administrators and officers at \$8.00 a person would be a total of \$2,000.00 for this event.

-TAPS Student Family Panel

-10-15 Community Events The TAPS program will purchase candy for these 10-15 events. The approximate cost for the candy for the number of events is \$450.00. These meet and greet events for the families of at-risk youth and the community. We discuss the program and hand out gun safety information along with other TAPS related information. Also, we encourage our former TAPS youth graduates to come to the events to visit their mentors, receive candy, and talk to new possible TAPS students. These events include TAPS Family/Student panels, 8 Community requests for TAPS from Public Safety Office, TAPS Community Service Projects, Speaking engagements for TAPS Officer's for CPD, 5 Back to school events with TAPS requested.

The OMVI Training -NHTSA Standardized Field Sobriety Training happens multiple times a year to train recruits. It is a state-mandated, required part of their training. Food and beverages are provided to the volunteers present at the training. The volunteers are also served alcohol which they will consume in carefully measured quantities prior to submitting to standardized field sobriety tests administered by the recruits. Each training is allotted a \$500.00 limit to purchase snacks, beverages, and the alcohol doses for those partaking in the training. Sworn personnel have to be recertified every year and recruits are trained while in the academy. There could be a total of six trainings per year: 2 in-services and up to 4 recruit classes. Currently the Division gets its alcohol from the State of Ohio for these trainings. The recruit classes have 50 volunteer drinkers for every two day training. The advanced training classes have twelve to sixteen volunteer drinkers for each two day training. There are times that the State cannot provide all the alcohol the Division needs for these trainings. There will be rare occasions in the coming year when it will be necessary to purchase alcohol so the Division does not have to cancel a class thereby setting the recruits or officers back because as they will no longer be certified as required. The total cap for food, beverages and alcohol for the year would be \$3,000.00.

Various Community Events for the Chief's Office-

Turkey Giveaway: November 19, 2022

\$6,000 to purchase turkeys and pies. During this event we will be passing out 600 turkeys and pies to residents within the city. This will be done at 5 of our substations and headquarters.

Valentine's Dance: February of 2023 (date TBD)

\$4,000 to purchase dinner and refreshments to elderly residents of our community. During this event, Division of Police personnel will interact with elderly residents throughout the city around Valentine's Day.

Block Parties: Throughout the summer of 2023 (dates TBD)

\$7,500 to purchase food and beverages for 5 summer block parties that will be held throughout the city. These blocks parties will allow our personnel to interact with residents in a positive way.

Donuts & Discussion: Throughout the summer of 2023 (dates TBD)

\$600 to purchase coffee and doughnuts throughout the year for members of the community to come out and engage in a conversation with our personnel.

Community Summit (Date TBD)

\$500 to purchase coffee and doughnuts for one large scale event where members of the community can come and get an update about the Division of Police.

The total cap for these events would be \$21,600.00

**Fiscal Impact:** The Division of Police's General Fund will be used when the need arises for the purchase of food and beverage items.

**Emergency Action:** Emergency designation is requested in order to immediately facilitate the necessary purchase of these items for the upcoming Turkey Giveaway in the usual daily operation of the Columbus Division of Police.

To authorize expenditures, as a public purpose, from the Department of Public Safety, Division of Police's General Fund for the purchase of food and/or beverage items, and to declare an emergency.

**WHEREAS,** The Division of Police has a need to purchase food and/or beverage items for the TAPS Program, and various community events throughout the year; and

**WHEREAS,** Sworn personnel have to be recertified every year, and recruits are trained while in the academy, in the administration of Standardized Field Sobriety Tests as part of their OMVI Training, and there could be as many as six trainings in the coming year including 2 in-services and up to 4 recruit classes; and

**WHEREAS,** the Division currently gets alcohol from the State of Ohio, pursuant to state law, for these trainings, however the recruit classes have 50 volunteer drinkers for every two day training and the advanced training classes have twelve to sixteen volunteer drinkers for each two day training and there may be times where the State cannot provide all the alcohol the Division needs for the training; and

**WHEREAS,** if alcohol is not able to be purchased, classes would need to be cancelled, thereby setting the recruits or officers back as they would not be certified as required; and

**WHEREAS,** the Division of Police has available general funds for the purchase of these items; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Safety such that it is immediately necessary to authorize the Division of Police to expend funds for the purchase of food and/or beverage items so that they are available in time to meet an immediate upcoming event 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 expenditures described in the background and the recitals (which are fully incorporated herein) are authorized to be made, in accordance with relevant provisions of Chapter 329 of the Columbus City Codes, from the Division of Police’s General Fund in the coming months and year for the purchase of food and/or beverage items for trainings and programs and various community events throughout the year, which expenditures serve the public purpose of protecting health and improving lives. The Taps program is anticipated to spend approximately \$6,000.00 annually on their events. The Chief’s Office will spend approximately \$21,600.00 annually for their community events.

**SECTION 2.** That the expenditure described in the background and the recitals (which is fully incorporated herein) relating to the OMVI training are authorized to be made, in accordance with relevant provisions of Chapter 329 of the Columbus City Codes, from the Division of Police’s General Fund in the coming months and year for the purchase of food and/or beverage items, including alcohol where inability to obtain a sufficient supply from the State of Ohio makes it necessary to do so, for the required SFTS trainings which expenditure serves the public purpose of assuring that the Division has a sufficient number of sworn officers who are proficient in the administration of SFSTs thereby assuring public safety and improving lives. OMVI Training will spend approximately \$3,000.00 annually for their events.

**SECTION 3.** That the City Auditor is authorized to make any accounting changes necessary to ensure that these expenditures are properly accounted for and recorded accurately on the City’s financial records.

**SECTION 4.** 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 in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 2857-2022

**Drafting Date:** 10/14/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

This ordinance authorizes the Directors of the Departments of Technology (DoT) and Public Utilities (DPU) to enter into a contract with Hansen Banner, LLC for professional services for the Enhanced Metering Project (EMP) in the amount of \$500,000.00. Hansen Banner, LLC will perform professional services for the City of Columbus On Demand under this Umbrella Statement of Work (SOW) including but not limited to the following: Providing project management, professional, functional, and technical services for projects; Troubleshooting; Customizations and software development. The Hansen BannerCX cloud solution offers municipalities the assurance of having a reliable secure billing/CIS solution that improves efficiency while maximizing the value of data with clean, accurate and meaningful information crucial for billing. The coverage term period is one (1) year from the date of a purchase order certified/confirmed by the City Auditor's Office.

The On Demand Umbrella Statement of Work (SOW) will allow the City of Columbus more flexibility and On Demand professional services as needed. The City of Columbus is currently undertaking in ongoing projects

to enhance its water, sewer, and power metering. When complete, the project will consist of the implementation of an automated meter infrastructure system to provide meter readings from Water, Sewer, and Power meters associated with the Columbus Utility Billing System (CUBS). The project includes the installation, via meter exchange, of the existing power, sewer, and water meters and all the software required to operate the system, and to interface with the Columbus Utility Billing Systems (CUBS) and City software applications. 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. SCT Utility Systems later changed their name to Indus Utility Systems, then to its current name Hansen Banner, LLC.

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 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.

**FISCAL IMPACT:**

The cost associated with this contract for professional services via the On Demand Umbrella Statement of Work (SOW) with Hansen Banner LLC., is \$500,000.00. The funds are identified and available within the Department of Technology, Information Services Operating Fund - DPU's direct charge budget.

**CONTRACT COMPLIANCE:**

Vendor Name: Hansen Banner, LLC CC#: 46 - 5651020; Expiration Date: 08/13/2024  
(City Acct./DAX Acct. ID: 008834)

To authorize the Directors of the Department of Technology and the Department of Public Utilities to enter into a contract for professional services via this On Demand Umbrella Statement of Work (SOW) with Hansen Banner, LLC., in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$500,000.00 from the Department of Technology, Information Services Operating Fund. (\$500,000.00)

**WHEREAS**, it is necessary to enter into this contract for professional services via this On Demand Umbrella Statement of Work (SOW) with Hansen Banner, LLC.; and

**WHEREAS**, Hansen Banner, LLC will perform professional services for the City of Columbus under this On Demand Umbrella Statement of Work (SOW) including but not limited to the following: Providing project management, professional, functional, and technical services for projects; Troubleshooting; Customizations and software development; 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**, the coverage term period is one (1) year from the date of a purchase order certified/confirmed by the City Auditor's Office; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities to

authorize the Directors of the Department of Technology and the Department of Public Utilities to enter into a contract for professional services with Hansen Banner, LLC to support the Columbus Utility Billing System (CUBS) in order to maintain uninterrupted services from the supplier; **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 enter into contract with Hansen Banner, LLC. for professional services for various projects including the Enhanced Metering Project (EMP), CUBS system and Hansen Banner, LLC software in the amount of \$500,000.00 under this On Demand Umbrella Statement of Work (SOW) including but not limited to the following: Providing project management, professional, functional, and technical services for projects; Troubleshooting; Customizations and software development. The coverage term period is one (1) year from the date of a purchase order certified/confirmed by the City Auditor's Office.

**SECTION 2:** That the expenditure of \$500,000.00 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 2857-2022 EXP)

**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 this ordinance is in accordance with the sole source provisions of the City of Columbus Code Chapter 329.

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

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**Legislation Number:** 2923-2022

**Drafting Date:** 10/21/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:**

To authorize the Director of Public Utilities to enter into an Indefinite Quantity Agreement Contract with the Paul Peterson Company to provide Freeway Lighting and Roadway Utility Traffic Control Services. This

contract will be used to maintain required traffic control services to provide single lane closures on the median lanes in both directions on the freeway system to allow for City employees to replace lighting equipment.

The Department of Public Utilities solicited competitive bids in Vendor Services and Bid Express for Freeway Lighting and Roadway Utility Traffic Control Services in accordance with the relevant provisions of Chapter 329 (RFQ022923). Two hundred and six (206) vendors were solicited. One (MAJ) bid was received and opened on October 19, 2022.

After a review of the bid, the Division of Power recommends an award be made to Paul Peterson as the only responsive, responsible and best bidder. The term of this contract will be for one (1) year from the date of execution by the City. The contract language allows for four (4) one year renewal options on a year to year basis upon mutual agreement, availability of funds, and approval by Columbus City Council.

**SUPPLIER:** The Paul Peterson Company, vendor #06107, CC#31-4404549 expires 5/12/23, Majority Status

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

**FISCAL IMPACT:** \$80,000.00 is budgeted and needed for this purchase.

\$13,200.00 was spent in 2021

\$16,950.00 was spent in 2020

To authorize the Director of Public Utilities to enter into an Indefinite Quantity Agreement Contract with The Paul Peterson Company for Freeway Lighting and Roadway Utility Traffic Control Services; and to authorize the expenditure of \$80,000.00 from the Electricity Operating Fund. (\$80,000.00)

**WHEREAS**, the Department of Public Utilities solicited bids for Freeway Lighting and Roadway Utility Traffic Control Services (RFQ022923); and

**WHEREAS**, the services will be used to maintain required traffic control to provide single lane closures on the median lanes in both directions on the freeway system to allow for City employees to replace lighting equipment; and

**WHEREAS**, one bid was received and opened by the Director of Public Utilities on October 19, 2022; and

**WHEREAS**, the Department of Public Utilities recommends an award be made for all items to the only responsive, responsible and best bidder, The Paul Peterson Company; and

**WHEREAS**, this contract will be in effect from the date of execution to and including December 31, 2023 and upon mutual agreement of the parties, availability of funds, and approval by the Columbus City Council, this contract can be renewed for four additional one year terms; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities to authorize the Director to enter into an Indefinite Quantity Agreement Contract with The Paul Peterson Company for the purchase of Freeway Lighting and Roadway Utility Traffic Control Services; now, therefore,

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to enter into an Indefinite Quantity Agreement Contract for the purchase of Freeway Lighting and Roadway Utility Traffic Control Services with The Paul Peterson Company per the terms and conditions of RFQ022923 on file in the Department of Public Utilities.

**SECTION 2.** That said firm shall conduct the work to the satisfaction of the Director of Public Utilities.

**SECTION 3.** That this agreement will be in effect from the date of execution to and including December 31, 2023, and, upon mutual agreement, funds availability, and approval by the Columbus City Council this contract can be renewed for four additional one year terms.

**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 expenditure of \$80,000.00 is authorized in Fund 6300 (Electricity-Operating) in object class 03 Services per the accounting codes in the attachment to this ordinance.

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

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**Legislation Number:** 2941-2022

**Drafting Date:** 10/25/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Director of the Department of Public Safety to modify and renew the contract contingent upon passage of Ordinance 2973-2022 and the transfer of funds therein, with Intrado Life & Safety Solutions (formally, West Safety Solutions Corp) for the fifth year of a maintenance agreement for the City's 911 System. This is year five of a five-year maintenance agreement established during the most recent upgrade of the 911 System in 2018. The City of Columbus operates a fully redundant, geo-diverse set of Public Safety Answering Point (PSAP) controllers that currently support operations at the Columbus wireless PSAP, the Columbus backup PSAP at Arlingate, and the Worthington non-wireless PSAP. The Division of Support Services upgraded its existing 911 system in 2012 with an additional upgrade in 2016 for text to 911 compatibility. Ordinance 1082-2018 funded another upgrade which enabled the system to comply with the National Emergency Number (NENA) next generation 911 standards. This ordinance is to continue the annual maintenance on the latest upgrade project started in 2018, this is the final term of the five-year maintenance agreement. The modification to the contract is to extend the maintenance renewal time frame as maintenance is effective at the sign off of the project by all parties, and that took place was December 31, 2018 so this would update the terms of the contract to reflect the maintenance schedule of December 31, 2018 through December 30, 2023 for the full five year term.

**Bid Information:** This upgrade to the 911 system is being executed in accordance with the sole source provisions of Chapter 329 of the Columbus City Code; Intrado Life & Safety Solutions Corporation is the proprietary software licensing and maintenance contractor for the City's current 911 System.

**Contract Compliance:** Intrado Life & Safety Solutions Corporation FID#58-2381670, expires October 14,

2022

**Emergency Designation:** Emergency legislation is necessary to ensure that the 911 system is being maintained in the shortest possible time in order to ensure the optimum level of this critical service to the citizens of Columbus.

**FISCAL IMPACT:** This ordinance authorizes the Safety Director to expend \$156,341.97 from the Division of Support Services general fund budget to maintain the contract with Intrado Life & Safety Solutions Corp. for the maintenance and support of the City's 911 system. This Ordinance is contingent upon the passage of 2973-2022.

To authorize the Director of Public Safety to modify and renew the contract with Intrado Life & Safety Solutions Corporation to continue the maintenance of the city's 911 system pursuant to the sole source provisions of the Columbus City Code; to authorize the expenditure of \$156,341.97 from Public Safety's General Fund; and to declare an emergency. (\$156,341.97)

**WHEREAS,** it is necessary to continue maintenance on the recent upgrade to the City of Columbus' 911 controllers to comply with the National Emergency Number (NENA) next generation 911 standards; and

**WHEREAS,** it is necessary to authorize the expenditure of \$156,341.97 in order to maintain the system; and

**WHEREAS,** Intrado Life & Safety Solutions Corporation is the current vendor and sole source provider of the City's current 911 Viper system; and

**WHEREAS,** Intrado Life & Safety Solutions Corporation is the only vendor who can maintain this system; therefore, this acquisition is being submitted 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 Public Safety in that it is immediately necessary to authorize the Director to modify and renew the contract with Intrado Life & Safety Solutions Corporation to ensure the continuation of the maintenance and support of the City's 911 system, for the immediate preservation of the public peace, health, property, safety, and welfare, **now, therefore:**

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

**SECTION 1.** That the Director of Public Safety is hereby authorized to modify and renew the contract with Intrado Life & Safety Solutions Corporation for the continuing maintenance of the recent upgrade of the current 911 system.

**SECTION 2.** That the expenditure of \$156,341.97, or so much thereof as may be necessary in regard to the action authorized in SECTION 1., be and is hereby authorized from Fund 1000 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 this agreement is entered into pursuant to the sole source provisions of Chapter 329 of the



Columbus City Code.

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

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**Legislation Number:** 3000-2022

**Drafting Date:** 10/28/2022

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

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, with Pentair Water Group, dba Pentair Flow Technologies LLC, for the purchase of Fairbanks Morse Pump Parts and Services, for the Division of Water; to authorize a transfer ~~between 6006 Water G.O. Bonds and 6008~~ **of cash and to appropriate funds within the Water Permanent Improvement Fund; appropriation, to authorize an expenditure up to \$225,000.00 within the Water Permanent Improvement Fund; and to amend the 2022 Capital Improvements Budget. (\$225,000.00)**

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**Legislation Number:** 3001-2022

**Drafting Date:** 10/28/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This legislation authorizes the Director of Public Utilities to modify and add funding to the contract with Ohio Mulch Supply, Inc. to provide a biosolids beneficial reuse program, known as the Deep Row Hybrid Poplar (DRHP) program, for the Division of Sewerage and Drainage (DOSD). Ohio Mulch operates the DRHP program on its 1,012-acre New Lexington Tree Farm, LLC (NLTF) in Perry Township, Perry County, Ohio.

All biosolids removed from the WWTPs under the program are Class B dewatered biosolids, which are produced from the stabilization of primary and secondary wastewater solids that have been digested to meet strict OEPA volatile solids and disease vector reduction requirements. Ohio Mulch utilizes the biosolids as a nitrogen source to grow hybrid poplar trees, which are later harvested for mulch. Additionally, the biosolids add valuable organic material to the old abandoned mine site that is now repurposed as the New Lexington Tree Farm. Ohio Mulch utilizes approximately 30 acres per year at the tree farm site, with trees harvested every 6 to 8 years.

The Director of Public Utilities received the Ohio Mulch, Inc. proposal on April 15, 2011 in response to a Request for Proposals for an innovative reuse of biosolids program. It was the only proposal received with the DRHP concept. Other proposals included mechanized dryer processes that would dry and pelletize biosolids for commercial wholesale and biosolids-cake land application proposals. The selection committee deemed Ohio Mulch's DRHP the best fit for the DOSD Biosolids Program.

The terms for the contract award allowed for two continuation options after the first 30 months elapsed: one running for a total of five-years (including the 30 months prior) and another running for ten years (also including the initial 30 months). The latter option was chosen and has undergone a few revisions over its duration to account for unexpected transportation and operational costs. Rates were increased at various times (described in more detail below) and Ohio Mulch Supply, Inc. was required to construct a biosolids storage

facility at the NLTF capable of storing 1,000 wet tons of biosolids by January 1, 2016.

This contract originally authorized Ohio Mulch Supply, Inc. to remove a minimum of 27,000 and up to a maximum of 30,000 wet tons of biosolids annually from the Jackson Pike and Southerly Wastewater Treatment Plants (WWTPs) and reuse the biosolids in the DRHP program. Modification No. 3 adjusted the terms by increasing the rate of the first 0-30,000 wet tons removed to \$40.00 per wet ton, and for volumes greater than that to \$35.00 per wet ton. Modification No. 9 further modified the terms, setting rates for removal of the first 0-30,000 wet tons at \$46.97 per wet ton and volumes greater than that at \$41.10 per wet ton. Modification No. 10 extended the contract for six months through June 30, 2023 under the same pricing terms due to delays in bidding a replacement contract. At the time of modification #10, it was a thought a replacement contract would be in place shortly thereafter, so no additional funds were requested on that modification. However, there have since been additional delays with the bidding process and thus getting the expected replacement contract in place.

This proposed unplanned modification #11 adds \$200,000.00 to the contract in response to those issues. The funding covers removal and hauling of biosolids through the remainder of the contract, June 30, 2023, under the same pricing terms to ensure no lapse of services.

This ordinance is being submitted in accordance with the relevant provisions of Chapter 329 of City Code.

1. Amount of additional funds: Total amount of additional funds needed for this contract modification #11 is \$200,000.00. Total contract amount to date including this modification is \$13,150,000.00.
2. Reasons additional funds were not foreseen: It was thought a replacement contract would be in place at this time. Funds budgeted for that are instead requested to continue this contract to avoid a lapse in services.
3. Reason other procurement processes were not used: Work under this modification is a continuation of services included in the scope of the original bid award and subsequent modifications. The bidding process is underway, albeit delayed, for a replacement contract.
4. How cost was determined: The cost is an estimate of what is needed to cover removal and hauling of biosolids for the remainder of the contract. These needs are somewhat weather dependent.

#### **SUPPLIER:**

Ohio Mulch Supply, Inc. | Federal EIN 31-1120540 | D365 Vendor #004715 | Expires 12/14/2023  
Ohio Mulch does not hold MBE/WBE status.

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

#### **FISCAL IMPACT:**

\$200,000.00 is budgeted and needed for this modification.

\$1,400,119.18 has been spent in 2022

\$1,167,743.96 was spent in 2021

\$1,141,866 was spent in 2020

To authorize the Director of Public Utilities to modify and add funds to the contract with Ohio Mulch Supply, Inc. for services associated with the Deep Row Hybrid Poplar Program for the Division of Sewerage and Drainage, and to authorize the expenditure of \$200,000.00 from the Sewer Operating Sanitary Fund.  
(\$200,000.00)

**WHEREAS**, the Division of Sewerage and Drainage entered into a contract with Ohio Mulch Supply, Inc. to provide a biosolids beneficial reuse program, which is known as the Deep Row Hybrid Poplar (DRHP) program; and

**WHEREAS**, Ohio Mulch operates the DRHP program on its 1,012-acre New Lexington Tree Farm (NLTF) in Perry Township, Perry County, Ohio

**WHEREAS**, the Director of Public Utilities received proposals on April 15, 2011 in response to a Request for Proposals for an innovative reuse of biosolids program, and Ohio Mulch Supply, Inc., the only proposal with the DRHP concept, was deemed the best fit for DOSD's beneficial reuse of biosolids needs and awarded the contract; and

**WHEREAS**, all biosolids removed from the Jackson Pike and Southerly Wastewater Treatment Plants under the program are Class B dewatered biosolids, which means they are produced from the stabilization of primary and secondary wastewater solids that have been digested to meet strict OEPA volatile solids and disease vector reduction requirements; and

**WHEREAS**, Ohio Mulch utilizes the biosolids as a nitrogen source to grow hybrid poplar trees, which are later harvested for mulch, and additionally, the biosolids add valuable organic material to the old abandoned mine site that is now repurposed as the New Lexington Tree Farm; and

**WHEREAS**, Ohio Mulch utilizes approximately 30 acres per year at the tree farm site with trees harvested every 6 to 8 years; and

**WHEREAS**, the original contract was for a period of six (6) months through July 1, 2013, and contingent upon mutual agreement of the parties, approval by the Columbus City Council, and availability of funds, could be extended for two (2) additional years on a year-to-year basis; and

**WHEREAS**, the terms for the contract award allowed for two continuation options after 30 months had elapsed: one running for a total of five-years (including the 30 months prior) and another running for ten years (also including the initial 30 months), and the latter option was chosen; and

**WHEREAS**, the current iteration of the contract has undergone a few revisions to account for unexpected transportation and operational costs, including increased rates and a requirement that Ohio Mulch construct a biosolids storage facility at the NLTF capable of storing 1,000 wet tons of biosolids by January 1, 2016; and

**WHEREAS**, the current pricing terms are \$46.97/wet ton for annual volumes of 0-30,000 wet tons and \$41.10/wet ton for annual volumes of 30,001 or more wet tons, and runs through June 30, 2023; and

**WHEREAS**, unforeseen issues in advertising new bids resulted in a prior modification to the contract that extended the end date through June 30, 2023, with expectations that a replacement contract would be in place soon and thus no additional funds were expected to be needed; and

**WHEREAS**, there have been further delays in bidding and getting the expected replacement contract in place so this proposed modification #11 is for additional funding under the same price terms over the remainder of the contract; and

**WHEREAS**, this contract modification is in accordance with the relevant provisions of Chapter 329 of City Code; and

**WHEREAS**, the expenditure of \$200,000.00, or so much thereof as may be needed, is hereby authorized in Fund 6100, Sewer Operating Sanitary Fund, in object class 03, Services, per the accounting codes in the attachment to this ordinance; 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 of Public Utilities to modify and add funding to the contract for the Deep Row Hybrid Poplar program with Ohio Mulch Supply, Inc.; 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 add funding to contract EL013611 with Ohio Mulch Supply, Inc., 1600 Universal Road, Columbus, Ohio 43207, for the Deep Row Hybrid Poplar biosolids beneficial reuse program, in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage. Total contract amount including this modification is \$13,150,000.00.

**SECTION 2.** That this modification is in accordance with the relevant provisions of Chapter 329 of City Code.

**SECTION 3.** That the expenditure of \$200,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6100, Sewer Operating Sanitary Fund, in object class 03, Services, 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 this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**Drafting Date:** 10/28/2022

**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 Greater Columbus Convention and Visitors Bureau Inc., a non-profit entity, dba Experience Columbus, for the purpose of providing support to the organization in its efforts to market Columbus for sporting events, conferences, conventions, and planning activities, and to authorize an expenditure in an amount up to \$750,000.00.

Experience Columbus is an organization whose vision is to be the leading force in creating and revealing the best of the Columbus Experience to the world. The mission of Experience Columbus is to sell, market and promote the “Destination Columbus” experience to visitors. Columbus is increasingly seen as a destination city and host candidate for major national conferences and conventions. These events result in tens of thousands of visitors to Columbus and millions of dollars in direct and indirect spending, supporting a significant number of jobs and businesses in Central Ohio.

In 2023, Columbus will host the annual meetings for the Professional Management Convention Association (PCMA) and US Conference of Mayors.

PCMA is one of the world’s largest, most-respected, and most recognized network of business strategists. The organization helps members become industry leaders through education, networking, and conferences. PCMA’s 2023 annual Convening Leaders will welcome 4,500+ association, corporation, government and agency decision makers in person with an additional 1,000+ digital attendees representing over 25 countries.

The US Conference of Mayors is the official non-partisan organization with a population of 30,000 and largely represented by their elected official, over 1,400 mayors. Sixty percent (60%) of attendees bring their families to the annual conference. The primary role of the conference is advocacy, best practices, business connections, promotion, and networking. Hosting this high-profile conference will elevate Columbus’ image nationally and globally.

**Fiscal Impact:** \$250,000 will be transferred from the General Fund Citywide Account to the Department of Development General Fund Account. The remaining \$500,000 is in the Department of Development General Fund Budget, contingent on passage of Ordinance 2973-2022.

**Contract Compliance:** The vendor’s contract compliance, 006014, is active and expires on 10/5/24

To authorize the Director of the Department of Development to enter into a grant agreement with the Greater Columbus Convention and Visitors Bureau Inc., dba Experience Columbus, for the purpose of providing support to the organization’s efforts to market Columbus for sporting events, conferences and convention planning activities in an amount up to \$750,000.00; to authorize the transfer of \$250,000.00 from the General Fund Citywide Account to the Department of Development General Fund Budget; and to authorize an expenditure in an amount up to \$750,000.00 from the General Fund. (\$750,000.00)

**WHEREAS**, Experience Columbus serves as a key partner in marketing Columbus as a destination city and in attracting conferences and conventions to the City of Columbus; and

**WHEREAS**, Experience Columbus would like to continue to serve as a key partner in marketing Columbus as a destination city and in attracting conferences and conventions to the City of Columbus; and

**WHEREAS**, the City of Columbus would like to continue providing support to Experience Columbus in its efforts to market the City of Columbus; and

**WHEREAS**, in 2023, the City of Columbus will host the annual conferences for the Professional Management Convention Association and the US Conference of Mayors; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Development to authorize the Director to enter into a grant agreement with the Greater Columbus Convention and Visitors Bureau Inc., dba Experience Columbus, for the purpose of providing support to the organization's efforts to market Columbus for sporting events, conferences and convention planning activities; **NOW, THEREFORE**,

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

**SECTION 1.** That the transfer of \$250,000 or so much thereof as may be needed, is hereby authorized within Fund 1000 (General Fund), from Dept.-Div 45-01 (Financial Management), object class 10 (Transfer Out Operating) to Dept-Div 44-01 (Administration), object class 03 (Services) per the account codes in the attachment to this ordinance.

**SECTION 2.** That, upon passage of Ordinance 2973-2022, the expenditure of \$750,000 or so much thereof as may be needed, is hereby authorized in Fund 1000 General Fund in Object Class 03 Contractual Services per the accounting codes in the attached to this ordinance.

**SECTION 3.** That the Director of the Department of Development is hereby authorized to enter into a grant agreement with Greater Columbus Convention & Visitor's Bureau, dba Experience Columbus, in an amount up to \$750,000 for the purpose of providing support to the organization in its efforts to market Columbus for sporting events, conferences and various convention planning activities.

**SECTION 4.** That the expenditure of \$750,000 or so much thereof as may be needed is hereby authorized in Fund 1000 (General Fund), Dept. Div 44-01 (Administration), Object Class 03 (Services) per the accounting codes in the attachment to this ordinance.

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

**SECTION 6.** This modification is made in accordance with the relevant provisions of the City Code.

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

**Legislation Number:** 3025-2022

**Drafting Date:** 10/31/2022

**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 Safecor Health, LLC (“Safecor Health”) 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.

Safecor Health was founded in 2008 by Steve Fischbach and Ryan O'Dell in Woburn MA to fulfill an unmet need in hospital pharmaceutical unit-dose repackaging. The company expanded into Columbus in 2011 and later doubled the size of the Facility in 2018 and added additional ISO certifications to the facility. In 2020, Safecor Health continued investing in Columbus by adding additional machinery in order to expand its business. The company serves over 1000 hospitals with unit dose repackaging and has other lines of business including commercial product with distribution to wholesalers and contract packaging for other pharmaceutical companies. Safecor Health adds value to its products by reducing waste by packaging only what is required, freeing hospital pharmacies from repackaging medication, eliminating packaging mistakes, and re labeling packaging and bar coding which save hospitals time and reduce patient cost.

Safecor Health is proposing to invest a total project cost of approximately \$2,200,000, which includes \$1,700,000 in leasehold in improvements and \$500,000 in machinery and equipment to expand its operations to accommodate its increased sales growth and consumer demands. With this expansion, the company proposes to remodel an existing company owned facility at 4060 Business Park Drive, Columbus Ohio, 43204, parcel number 570-212284 and to enter into a new lease agreement on a vacant commercial space consisting of approximately 50,000 square feet at 4000 Business park Drive, Columbus, Ohio 43204, parcel number 570-231802 (collectively, and hereinafter referred to as the “**Project Site**”). Additionally, Safecor Health will retain 129 full-time jobs with an annual payroll of approximately \$7.71 million and create 100 net new full-time permanent positions with a cumulative estimated annual payroll of approximately \$5.5 million at the proposed **Project Site**.

Safecor Health is requesting a dual-rate Jobs Growth Incentive from the City of Columbus to assist in the expansion of the aforementioned project. This legislation is presented as 30 day legislation.

**FISCAL IMPACT:** No funding is required for this legislation

To authorize the Director of the Department of Development to enter into a dual-rate Jobs Growth Incentive Agreement with Safecor Health, LLC for a term of up to five (5) consecutive years in consideration of the company’s creation of 100 net new full-time permanent positions with an estimated annual payroll of approximately \$12,389,296.00 and the retention of 129 full-time jobs.

**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 Safecor Health, LLC (“Safecor Health”); and

**WHEREAS**, Safecor Health is proposing to invest a total project cost of approximately \$2,200,000, which includes \$1,700,000 in leasehold improvements and \$500,000 in machinery and equipment to expand its operation to accommodate its increased sales growth and consumer demands; and

**WHEREAS**, with this expansion, Safecor Health proposes to remodel an existing company owned facility at 4060 Business Park Drive, Columbus Ohio, 43204, parcel number 570-212284 and to enter into a new lease agreement on a vacant commercial space consisting of approximately 50,000 square feet at 4000 Business Park Drive, Columbus, Ohio 43204, parcel number 570-231802 (collectively, and hereinafter referred to as the “**Project Site**”); and

**WHEREAS**, Safecor Health will create 100 net new full-time permanent positions with an estimated associated annual payroll of approximately \$5.5 million and retain 129 full-time jobs with an estimated annual payroll of approximately \$7.71 million at the proposed **Project Site**; and

**WHEREAS**, Safecor Health has indicated that a Jobs Growth Incentive is crucial to its decision to expand its operations within the City of Columbus; and

**WHEREAS**, the City of Columbus desires to facilitate the future growth of Safecor Health 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 Safecor Health, 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 Safecor Health, 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 thirty percent (30%).

**SECTION 3.** Each year of the term of the agreement with Safecor Health, 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 Safecor Health, 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 Safecor Health, 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 certain modifications being specifically limited to reductions in length of term, methods of calculating the incentive, or adding or deleting business entities associated with the employment commitments related to



this incentive. All other requested amendments must be approved by City Council.

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

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**Legislation Number:** 3032-2022

**Drafting Date:** 10/31/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This legislation authorizes the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purpose of providing funding and continued support for the 2022 MORPC Water Resources Program. The 2022 MORPC Water Resources Program will include funding for Sustaining Scioto Board and working groups; support water resources protection and infrastructure planning; water quality monitoring planning; education and outreach framework; MORPC on-going communications and engagement support; GreenSpot outreach and engagement; Riverfest activities; and the Summit on Sustainability. The MORPC Water Resources Programs support regional water resources protection by promoting regional collaboration among water and wastewater utilities, watershed and other environmental groups and agricultural and rural communities.

**SUPPLIER:** Mid-Ohio Regional Planning Commission, CC-004591 expires 3/25/2024 Non-Profit

**FISCAL IMPACT:** \$60,000.00 is needed and budgeted for this support.

\$60,000.00 was spent in 2021

\$80,000.00 was spent in 2020

To authorize the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purpose of providing funding and support for the 2022 MORPC Water Resources Program; to authorize the expenditure of \$23,000.00 from the Sanitary Sewer Operating Fund, \$30,000.00 from the Water Operating Fund, and \$7,000.00 from the Storm Sewer Operating Fund (\$60,000.00).

**WHEREAS,** the Mid-Ohio Regional Planning Commission (MORPC) has developed multi-jurisdictional plans for long-term protection and enhancement of our rivers and streams; and

**WHEREAS,** City funding will allow for continued program support funding for regional water resources protection by promoting regional collaboration among water and wastewater utilities, watershed and other environmental groups and agricultural and rural communities; and

**WHEREAS,** the results of this program will be very useful to the Department of Public Utilities by making the Columbus community and regional partners more resilient as rising temperatures and high variability in precipitation increases the vulnerability of water resources, public health, and the economy; and

**WHEREAS,** the mission of the program is to foster a better understanding and appreciation of waterways

effect on our environment; furthermore, the program provides models, strategies and information for environmental planning process and land use decisions in the community and watersheds; and

**WHEREAS**, the term of this contract is from date of execution through and including March 31, 2023; and

**WHEREAS**, the expenditure of \$60,000.00 or so much thereof as is needed is authorized within the Sewer Operating Fund, Water Operating Fund, and Stormwater Operating fund for this agreement; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage and Division of Water, to authorize the Director of Public Utilities to enter into a support agreement for the 2022 MORPC Water Resources Program with the Mid-Ohio Regional Planning Commission; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to enter into an agreement with the Mid-Ohio Regional Planning Commission for the purposes of providing funding and continued support for the 2022 MORPC Water Resources Program.

**SECTION 2.** That the expenditure of \$60,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6100 (Sewer Operating), Fund 6000 (Water Operating), and Fund 6200 (Stormwater Operating); in Object Class 03 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 the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 5.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 3033-2022

**Drafting Date:** 10/31/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:**

The City of Columbus, Columbus Public Health, receives funding for the Implementing Enhanced HIV Prevention and Surveillance for Health Departments to End the HIV Epidemic in Ohio Grant Program from the Ohio Department of Health. The purpose of this grant is to create “Disruptive Innovation” by seeking to prevent new HIV infections by focusing on four (4) pillars: treating HIV to achieve viral suppression,

diagnose HIV so that all persons know their HIV status, prevent infections through PrEP and syringe support programs, and respond to HIV clusters or outbreaks within the community. This grant specifically focuses on the diagnose and prevent pillars.

This ordinance authorizes the Board of Health to enter into a contract with Knupp & Watson & Wallman, Inc. (KW2) for the provision of outreach education services to persons living with HIV or persons at significant risk of contracting HIV, syphilis, gonorrhea, chlamydia, shigella or other sexually transmitted infections, or monkeypox in Delaware, Fairfield, Franklin, Licking, Madison, Morrow, Pickaway and Union Counties. The outreach sought is through social and traditional media outlets, such as radio, billboards, social media platforms, dating apps and other relevant electronic or physical mediums. The term of the contract is November 28, 2022 through July 31, 2023 with funding based on vendor estimates of annual funding requirements for allowable services. This ordinance also authorizes the Board of Health to modify the contract, if needed, if portions of previously appropriated and encumbered funds are unused, and reallocate unused funds.

Knupp & Watson & Wallman, Inc. (KW2): \$222,123.00

Using Bonfire, competitive bids were advertised and solicited in accordance with the relevant provisions of Columbus City Code Chapter 329 related to competitive bidding. Specifically, Bonfire RFQ022658 posted on August 15, 2022 and covers a 36-month grant period with annual contracts being issued within the grant fiscal year, according to bidding requirements of the City Code. Two bids were received and KW2 was selected based on the proposal meeting the needs of the program and their familiarity with the Sexual Health Promotions Program. In addition, service contracts for the ODH Ending the HIV Epidemic Grant Program are awarded by service category to subrecipient agencies based on capacity to provide services to clients within the jurisdiction according to the service standards set forth in the written agreement. A competitive process was used, but did not comply with 329.18, as such, this ordinance requests a waiver of the competitive bidding provisions of City Code Chapter 329.

This ordinance is submitted as an emergency in order to ensure that quality medical care continues to be available to eligible persons living with HIV/AIDS and to ensure timely payment to providers.

The vendor is not debarred according to the Excluded Parties listing of the Federal Government and are not listed in the Auditor of States database for Findings for Recovery.

**FISCAL IMPACT:**

The contract will be entered into by Columbus Public Health with Knupp & Watson & Wallman, Inc. (KW2) for services allowable under the Implementing Enhanced HIV Prevention and Surveillance for Health Departments to End the HIV Epidemic in Ohio Grant Program as well as comply with the RFQ and City bidding processes. This ordinance will authorize one ACPO in the amount of \$222,123.00 to encumber funds using available grant appropriations for contracts with vendors.

To authorize the Board of Health to enter into a contract with Knupp & Watson & Wallman, Inc. (KW2) and to modify said contract if portions of previously appropriated and encumbered funds are unused, and reallocate unused funds for the Implementing Enhanced HIV Prevention and Surveillance for Health Departments to End the HIV Epidemic in Ohio Grant Program for the provision of services allowable under the grant for persons with HIV or AIDS in central Ohio; to authorize the expenditure of \$222,123.00 from the Health Department Grants Fund to pay the costs thereof; to waive competitive bidding of City Code Chapter 329; and to declare

an emergency. (\$222,123.00)

**WHEREAS**, the city receives funding totaling \$1,200,000.00 for the Implementing Enhanced HIV Prevention and Surveillance for Health Departments to End the HIV Epidemic in Ohio Grant Program (the Grant) from the Ohio Department of Health which requires Columbus Public Health (CPH) to assure quality medical care to eligible persons living with HIV or AIDS in Central Ohio; and

**WHEREAS**, it is necessary to allow the Board of Health to enter into contracts for services; and,

**WHEREAS**, bids were advertised and solicited on August 15, 2022 but did not meet Code Chapter 329.18, so it is necessary to waive bidding; and

**WHEREAS**, \$222,123.00 in additional funds are needed for the continued provision of HIV-related early intervention services and any other service allowable under the Grant for a sum total of contracts not to exceed \$222,123.00; and,

**WHEREAS**, the Board of Health will enter into an initial contract with Knupp & Watson & Wallman, Inc. (KW2) who will provide various HIV-related services to meet all grant deliverables required by the Grant; and

**WHEREAS**, ODH has tasked CPH to improve the efficiency of the reallocation of grant funds as necessary to minimize unused funds, maximize available services, and avoid funding penalties; and,

**WHEREAS**, it may be necessary to allow the Board of Health to enter into contracts with vendors that are identified by CPH as qualified to provide the required services and meet federal requirements for the Grant; and,

**WHEREAS**, it may be necessary for the Board of Health to reallocate appropriated and encumbered unused funds by modifying existing contracts or entering into additional contracts with vendors that are newly identified by CPH as qualified to provide the required services and that meet federal requirements for this grant funding; and

**WHEREAS**, an emergency exists in the usual daily operations of Columbus Board of Health in that it is immediately necessary to authorize the Board to enter into this contract in order to continue services without interruption, for the immediate preservation of the public health, peace, property, safety and welfare; **Now, therefore,**

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

**SECTION 1.** That the Board of Health is hereby authorized to enter into contract with Knupp & Watson & Wallman, Inc. (KW2), for a total amount not to exceed \$222,123.00, for HIV-related services to persons with HIV or AIDS in central Ohio, for the period of August 1, 2022 through July 31, 2023.

**SECTION 2.** That the Board of Health is hereby authorized to modify said contract if portions of previously appropriated and encumbered funds are unused, and reallocate unused funds.

**SECTION 3.** That to pay the cost of said contract, the expenditure of \$222,123.00, or so much thereof as may be needed, is hereby authorized from the Health Department Grants Fund, Fund No. 2251, object class 03 per the attached accounting document.

**SECTION 4.** That this Council finds that it is in the City’s best interest to waive the competitive bidding provisions of City Code Chapter 329 to enter into this contract.

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

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**Legislation Number:** 3042-2022

**Drafting Date:** 11/1/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application: Z22-040**

**APPLICANT:** The Robert Weiler Company; c/o Michael Shannon, Atty.; 8000 Walton Parkway, Suite 260; New Albany, OH 43054.

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

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on October 13, 2022.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The 5.0± acre site consists of one parcel developed with a single-unit dwelling in the R, Rural District. The requested L-AR-1, Limited Apartment Residential District will permit a multi-unit residential development with a maximum of 96 units, developed in accordance with the submitted site plan, landscape plan, and building elevations. The proposed density is consistent with the adjacent extended stay hotel, and is also appropriate per the “Neighborhood Center” recommendation of the *Rocky Fork-Blacklick Accord* (2003), and the area’s emerging development patterns. The request incorporates street trees, pedestrian connectivity, building design, increased landscaping along Central College Road, and fencing commitments along the southern and western property lines. A concurrent Council variance (Ordinance #3043-2022; CV22-054) has been filed to reduce the perimeter yard along the eastern property line, adjacent to the extended stay hotel development.

To rezone **5159 CENTRAL COLLEGE RD. (43081)**, being 5.0± acres located on the south side of Central College Road, 660± feet west of North Hamilton Road, **From:** R, Rural District, **To:** L-AR-1, Limited Apartment Residential District (Rezoning #Z22-040).

**WHEREAS**, application #Z22-040 is on file with the Department of Building and Zoning Services requesting rezoning of 5.0± acres from R, Rural District, to the L-AR-1, Limited Apartment Residential District; and

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

**WHEREAS**, the City Departments recommend approval of the zoning change because the requested L-AR-1, Limited Apartment Residential District will permit a multi-unit residential development at a consistent density to the neighboring extended stay hotel and with the area’s emerging development pattern. The request is also consistent with the land use recommendations of the *Rocky Fork-Blacklick Accord*; 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:

**5159 CENTRAL COLLEGE RD. (43081)**, being 5.0± acres located on the south side of Central College Road, 660± feet west of North Hamilton Road, and being more particularly described as follows:

**Zoning Description 5.0± Acres:**

Situated in the State of Ohio, Plain Township, Franklin County, being part of the East half of the Northwest quarter of Section 15, Township 2, Range 16, United States Military Survey, being a 5.00± acre tract of land conveyed to Marjorie G. Bevelhymmer in Instrument Number 200005120093584, and being more particularly described as follows;

**Beginning for reference**, at the southeast corner of a 9.003 acre tract as conveyed to Fenimore LTD in Instrument Number 201801220008916, the northeast corner of a 0.060 acre tract of land conveyed to Albany Reserve, LP in Instrument Number 201409120120752, being in the westerly right-of-way line of Hamilton Road (100’ R/W) as dedicated in P.B. 100, Pg. 03;

Thence **N 85°36’46” W**, with the south line of said 9.003 acre tract, the north line of said 0.060 acre tract, the north line of The Albany Reserve Condominium Community Ninth Amendment as numbered and delineated in C.P.B. 248, Pg. 82, **681.09 feet ±** to the **True Point of Beginning**, being in the east line of the parcel herein described;

Thence **S 03°35’14” W**, with the west line of said Ninth Amendment, the west line of The Albany Reserve Condominium Community Eighth Amendment as numbered and delineated in C.P.B. 244, Pg. 95, a portion of the west line of the Albany Reserve Condominium Community Seventh Amendment as numbered and delineated in C.P.B. 239, Pg. 56, **276.79 feet ±** to a point at a northeasterly corner of a 0.857 acre tract as dedicated in P.B. 106, Pg. 65 as Reserve “P-1”;

Thence **N 85°37’19” W**, with a northerly line of said Reserve “P-1”, **210.00 feet ±** to an angle point;

Thence **N 03°35’06” E**, with an easterly line of said Reserve “P-1”, the east line of a 0.378 acre tract as dedicated in P.B. 116, Pg. 41 as Reserve “TT”, an east line of a 3.366 acre tract as dedicated in P.B. 116, Pg. 43 as Reserve “WW”, the east line of a 0.689 acre tract conveyed to Carrie McMillan in Instrument Number 200912150180920, **1036.78 feet ±** to the northeast corner of said 0.689 acre tract, the centerline of said Central College Road (R/W Varies), the south line of a 5.001 acre tract as conveyed to Aleks Babamovski in Instrument Number 201710260149962, being in the north line of Section 15 and the south line of Section 6;

Thence **S 85°37’19” E**, with the centerline of said Central College Road, the south lines of said 5.001 acre

tract, a 0.172 acre tract as conveyed to the City of Columbus in Instrument Number 200712180215640, with the north line of said Section 15 and the south line of said Section 6, **210.00 feet** ± to a point in the centerline of said Central College Road, the southeast corner of said 0.172 acre tract, the southwest corner of a 3.00 acre tract as conveyed to Steven L. Dunbar and Cindy L. Ward, in Official Record 16550E06;

Thence **S 03°34'48" W**, across the right-of-way of said Central College Road, **50.01 feet** ± to the northwest corner of said 9.003 acre tract;

Thence **S 03°35'04" W**, with the west line of said 9.003 acre tract, **709.98 feet** ± to the **True Point of Beginning**, containing **5.00** ± acres more or less.

Property Parcel: 010-249597

Property Address: 5159 Central College Rd., Columbus, OH (43081).

**To Rezone From:** R, Rural District.

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

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-AR-1, Limited Apartment Residential District on this property.

**SECTION 3.** That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said change on the said original zoning map and shall register a copy of the approved L-AR-1, Limited Apartment Residential District and Application among the records of the Department of Building and Zoning Services as required by Section 3370.03 of the Columbus City Codes; said site plans titled, "**PRELIMINARY SITE COMPLIANCE PLAN SHEETS 1-3**," and "**CONCEPT PLAN**," and building elevations titled, "**ELEVATIONS SHEETS 1 -3**," all dated October 26, 2022, signed by Eric Zartman, Attorney for the Applicant, and said text titled, "**LIMITATION TEXT**," all dated October 26, 2022, and signed Michael T. Shannon, Attorney for the Applicant, the text reading as follows:

**LIMITATION TEXT**

Application: Z22-040

Location: 5159 CENTRAL COLLEGE ROAD (43081), being 5.0± acres (010-249597; Rocky Fork Blacklick Accord Panel).

Existing Zoning: R, Rural District.

Proposed Zoning: L-AR-1 (H-35).

Proposed Use: Multi-unit residential use.

Applicant(s): The Robert Weiler Company, 10 North High Street, Suite 401, Columbus, Ohio 43215; and Michael Shannon, Atty.; Underhill and Hodge; 8000 Walton Parkway, Suite 260; New Albany, OH 43054.

Property Owner(s): Marjorie Bevelhymmer Tr., 5159 Central College Road, Westerville, Ohio 43081.

Date: October 26, 2022

**I. Introduction:**

The Applicant proposes development of the property for multi-unit residential use. The site is a single parcel which is approximately 5.0 acres in area. The site is currently zoned R, Rural District and is used for single-unit residential use. This development is proposed to be a sister development of the adjacent Fenimore Apartments to the east. This development will provide similar design and cross access.

The site is bordered by property zoned L-C-4 (Fenimore Apartments) and L-AR-12 on the east, and NE and NG on the west and south. The site is within the boundary the Rocky Fork Blacklick Accord. The site is also within the boundary of the *Rocky Fork Blacklick Accord Community Plan* which recommends neighborhood center uses.

The Applicant proposes development of the site with 96 dwelling units on +/- 5.0 acres. The Applicant is committed to design standards set forth by the Rocky Fork Blacklick Accord Community Plan design standards.

## **II. Permitted Uses:**

A. Those uses permitted by Section 3333.02, AR-1 Apartment Residential district, of the Columbus City Zoning Code shall be permitted.

## **III. Development Standards:**

Unless otherwise indicated in this text or Zoning Exhibit, the applicable development standards are contained in Chapter 3333, Apartment Districts of the Columbus City Code.

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

1. The minimum building setback from Central College Road shall be 50 feet.
2. The minimum parking setback from Central College Road shall be 25 feet.
3. The maximum density shall be 96 dwelling units.

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

1. The site shall have access through the adjacent property on the west (PID: 010-297985) as depicted on the Preliminary Site Compliance Plan, subject to review and approval by the Division of Traffic Management.
2. Right-of-way dedication of 50' from centerline along the Central College Road frontage shall be dedicated to the appropriate jurisdiction.
3. The Developer shall install a westbound left turn lane on Central College Road, subject to review and approval by the Department of Public Service, Division of Traffic Management.

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

1. The site's perimeter and internal landscaping shall generally conform to the landscaping depicted on the Concept Plan.
2. The stream corridor protection zone shall be preserved, as depicted on the Preliminary Site Compliance Plan.
3. The site shall provide a six-foot board on board privacy fence along the southern and western property lines to a distance greater than the length and width of "Building 3", as depicted on the Preliminary Site Compliance



Plan.

**D. Building Design and/or Exterior Treatment Commitments:**

The building design and exterior treatments shall generally conform to the submitted Elevations.

**E. Lighting and/or other Environmental Commitments:**

Lighting type and locations shall be as shown and described in the Preliminary Site Compliance Plan.

**F. 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 Apartment Residential District. Any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

**G. Miscellaneous Commitments:**

The site shall be developed in accordance with the submitted a site plan titled “Preliminary Site Compliance Plan” signed and dated October 26, 2022, a landscape plan titled “Concept Plan” signed and dated October 26, 2022, and elevations titled “Elevations” signed and dated October 26, 2022. The plans and 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 plans or 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.

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

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**Legislation Number:** 3043-2022

**Drafting Date:** 11/1/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Council Variance Application: CV22-054**

**APPLICANT:** The Robert Weiler Company; c/o Michael Shannon, Atty.; 8000 Walton Parkway, Suite 260; New Albany, OH 43054.

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

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant has received a recommendation of approval from Staff and the Development Commission for a concurrent rezoning (Ordinance #3042-2022; Z22-040) to the L-AR-1, Limited Apartment Residential District for a multi-unit residential development containing up to 96-units. The requested Council variance permits a reduced perimeter yard of 5 feet along the eastern property. This proposal is an expansion of the existing development to the east, and therefore Staff supports the variance.

To grant a Variance from the provisions of Section 3333.255, Perimeter yard, of the Columbus City Codes; for

the property located at **5159 CENTRAL COLLEGE RD. (43081)**, to permit a reduced perimeter yard for a multi-unit residential development in the L-AR-1, Limited Apartment Residential District (Council Variance #CV22-054).

**WHEREAS**, by application #CV22-054, the owner of property at **5159 CENTRAL COLLEGE RD. (43081)**, is requesting a Council variance to permit a reduced perimeter yard for a multi-unit residential development in the L-AR-1, Limited Apartment Residential District; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a 25-foot wide perimeter yard for an apartment complex, while the applicant proposes a reduced perimeter yard of 5 feet along the eastern property line; and

**WHEREAS**, the City Departments recommend approval because the requested variance will have a negligible effect on neighboring properties; and

**WHEREAS**, this ordinance requires separate submission for all applicable permits and Certificates 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 **5159 CENTRAL COLLEGE RD. (43081)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Section 3333.255, Perimeter yard, of the Columbus City Codes, is hereby granted for the property located at **5159 CENTRAL COLLEGE RD. (43081)**, insofar as said section prohibits a reduced perimeter yard along the eastern property line from 25 feet to 5 feet; said property being more particularly described as follows:

**5159 CENTRAL COLLEGE RD. (43081)**, being 5.0± acres located on the south side of Central College Road, 660± feet west of North Hamilton Road, and being more particularly described as follows:

**Zoning Description 5.0± Acres:**

Situated in the State of Ohio, Plain Township, Franklin County, being part of the East half of the Northwest quarter of Section 15, Township 2, Range 16, United States Military Survey, being a 5.00± acre tract of land conveyed to Marjorie G. Bevelhymmer in Instrument Number 200005120093584, and being more particularly described as follows;

**Beginning for reference**, at the southeast corner of a 9.003 acre tract as conveyed to Fenimore LTD in Instrument Number 201801220008916, the northeast corner of a 0.060 acre tract of land conveyed to Albany Reserve, LP in Instrument Number 201409120120752, being in the westerly right-of-way line of Hamilton

Road (100' R/W) as dedicated in P.B. 100, Pg. 03;

Thence N **85°36'46"** W, with the south line of said 9.003 acre tract, the north line of said 0.060 acre tract, the north line of The Albany Reserve Condominium Community Ninth Amendment as numbered and delineated in C.P.B. 248, Pg. 82, **681.09 feet** ± to the **True Point of Beginning**, being in the east line of the parcel herein described;

Thence S **03°35'14"** W, with the west line of said Ninth Amendment, the west line of The Albany Reserve Condominium Community Eighth Amendment as numbered and delineated in C.P.B. 244, Pg. 95, a portion of the west line of the Albany Reserve Condominium Community Seventh Amendment as numbered and delineated in C.P.B. 239, Pg. 56, **276.79 feet** ± to a point at a northeasterly corner of a 0.857 acre tract as dedicated in P.B. 106, Pg. 65 as Reserve "P-1";

Thence N **85°37'19"** W, with a northerly line of said Reserve "P-1", **210.00 feet** ± to an angle point;

Thence N **03°35'06"** E, with an easterly line of said Reserve "P-1", the east line of a 0.378 acre tract as dedicated in P.B. 116, Pg. 41 as Reserve "TT", an east line of a 3.366 acre tract as dedicated in P.B. 116, Pg. 43 as Reserve "WW", the east line of a 0.689 acre tract conveyed to Carrie McMillan in Instrument Number 200912150180920, **1036.78 feet** ± to the northeast corner of said 0.689 acre tract, the centerline of said Central College Road (R/W Varies), the south line of a 5.001 acre tract as conveyed to Aleks Babamovski in Instrument Number 201710260149962, being in the north line of Section 15 and the south line of Section 6;

Thence S **85°37'19"** E, with the centerline of said Central College Road, the south lines of said 5.001 acre tract, a 0.172 acre tract as conveyed to the City of Columbus in Instrument Number 200712180215640, with the north line of said Section 15 and the south line of said Section 6, **210.00 feet** ± to a point in the centerline of said Central College Road, the southeast corner of said 0.172 acre tract, the southwest corner of a 3.00 acre tract as conveyed to Steven L. Dunbar and Cindy L. Ward, in Official Record 16550E06;

Thence S **03°34'48"** W, across the right-of-way of said Central College Road, **50.01 feet** ± to the northwest corner of said 9.003 acre tract;

Thence S **03°35'04"** W, with the west line of said 9.003 acre tract, **709.98 feet** ± to the **True Point of Beginning**, containing **5.00** ± acres more or less.

Property Parcel: 010-249597

Property Address: 5159 Central College Rd., Columbus, OH (43081).

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for those uses permitted in the L-AR-1, Limited Apartment Residential District, specified by Ordinance #3042-2022; Z22-040.

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

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

**Legislation Number:** 3055-2022

**Drafting Date:** 11/1/2022

**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 October 27, 2022 Ohio Water Development Authority Board meeting:

Blueprint N. Linden - Lateral Lining - Agler/Berrell project (CIP# 650872-141001); Loan amount: \$6,990,512.10; Loan Fee: \$24,467.00.

This Sanitary System 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 2459-2021 which passed October 18, 2021.

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 2.41%.

**FISCAL IMPACT:** \$24,467.00 is needed for Loan Fee expenditures.

**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 Board on October 27, 2022. 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 of 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 Blueprint N. Linden - Lateral Lining - Agler/Berrell Project; to authorize the expenditure of \$24,467.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$24,467.00)

**WHEREAS,** on October 27, 2022 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 said financial assistance will help to reduce the total project costs to the City's sewerage customers; and

**WHEREAS,** it is necessary to authorize the expenditure to pay the requisite Loan Fee to the Ohio Water Development Authority which is payable upon the delivery of the executed loan agreements which were received on November 1, 2022; 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 Blueprint N. Linden - Lateral Lining - Agler/Berrell; CIP No. 650872-141001, WPCLF No. CS390274-0413; OWDA No. 10010.

**SECTION 2.** That the expenditure of \$24,467.00 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.

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**Legislation Number:** 3056-2022

**Drafting Date:** 11/1/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the Finance and Management Director to establish a purchase order to George Byers Sons, Inc. (PA004790 & PA004948) for the acquisition of automobiles and light duty trucks by the Fleet Management Division for subsequent distribution to various city departments. These vehicles are to be purchased as replacements for older, high mileage, high maintenance and out of life cycle vehicles currently in service. They are more fuel efficient and will relieve the city of maintenance expenses. The current environment for purchasing from Original Equipment Manufacturers (OEM) is unstable and characterized by extremely short order windows. As such, this volatility is requiring a high level of agility in procurement efforts. The previous procurement order of these trucks was unable to be completed before the rollout of the new models for the year. The amount being requested is to provide for the price discrepancy between the models for the fifty seven vehicles being purchased.

George Byers Sons, Inc. vendor#006008, PA004790 & PA004948 - Light Duty Trucks & Police Vehicles - expires 6/30/23

This company is not debarred according to the Federal Excluded Parties listing or prohibited from being

awarded a contract as per the Auditor of State unresolved findings for recovery certified search.

**Fiscal Impact:** This ordinance seeks authority to expend \$176,083.00 from the Special Income Tax Fund for the acquisition of vehicles. \$7.5 million was budgeted collectively in the General Fund and the Special Income Tax Fund for the 2022 Citywide Vehicle Acquisitions. This ordinance is contingent on passage of Ordinance 2318-2022.

**Emergency action** is requested due to the instability of the automobile supply chain. The market volatility of all the OEMs continues with the ongoing shortage of chips and other critical supply line parts to produce vehicles. This limited availability is causing vehicle order windows to open and close, at random, with little to no notice. Therefore, emergency legislation is being requested so that Fleet may secure competitive pricing in light of these on-going supply chain issues.

**..Title**

To authorize the Finance and Management Director, on behalf of the Fleet Management Division, to establish purchase orders from previously established Universal Term Contracts (UTCs) for the purchase of vehicles for use by the Department of Public Safety, Development, Finance, Public Service and Recreation and Parks with Byers Ford; to authorize the appropriation and expenditure of \$176,083.00 from the Special Income Tax Fund; and to declare an emergency. (\$176,083.00)

To authorize the Finance and Management Director, on behalf of the Fleet Management Division, to establish purchase orders from previously established Universal Term Contracts (UTCs) for the purchase of vehicles for use by the Department of Public Safety, Development, Finance, Public Service and Recreation and Parks with Byers Ford; to authorize the appropriation and expenditure of \$176,083.00 from the Special Income Tax Fund; and to declare an emergency. (\$176,083.00)

**WHEREAS**, City Departments have a need to replace older high mileage and high maintenance vehicles; and

**WHEREAS**, the replacement of these vehicles will reduce maintenance, service, and fuel-related costs associated with ongoing ownership of older vehicles and is necessary as part of the City's ongoing investment in vehicle assets; and

**WHEREAS**, George Byers Sons, Inc. successfully bid and was awarded contracts PA004790 - Light Duty Trucks, expires 6/30/23 and PA004948- Police Vehicles, expires 6/30/23; and

**WHEREAS**, funding for these vehicles is budgeted and available within the Special Income Tax fund; and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Finance & Management in that it is immediately necessary to authorize the Director to establish this purchase order for the purchase of new vehicles to secure competitive pricing in light of on-going supply chain issues for use by City Departments, thereby preserving the public health, peace, property, safety and welfare; **NOW, THEREFORE**

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

**SECTION 1.** That the Finance and Management Director, on behalf of the Fleet Management Division, is hereby authorized to establish a purchase order from previously established Universal Term Contracts for the

acquisition of vehicles for use by several City Departments with the following vendor:

George Byers Sons, Inc. PA004790 - Light Duty Trucks & PA004948 - Police Vehicles

**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, 2022, the sum of \$176,083.00 is appropriated in the Special Income Tax Fund 4430, Sub-Fund 443001 in Object Class 06, per the account codes in the attachment to this ordinance:

**SECTION 3.** That the expenditure of \$176,083.00, or so much thereof as may be necessary, is hereby authorized and approved from the Special Income Tax Fund 4430, Sub-Fund 443001 in Object Class 06 per the accounting codes in the attachment to the ordinance:

**SECTION 4.** That the monies in the foregoing Sections shall be paid upon order of the Director of Finance and Management, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 5.** Funds are hereby deemed appropriated and expenditures authorized to carry out the purposes of this ordinance, and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 8.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3059-2022

**Drafting Date:** 11/1/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** The purpose of this legislation is to authorize the Director of Finance and Management on behalf of the Director of Public Utilities to enter into a contract to purchase Electric Utility Carts for the Division of Water with Century Equipment, Inc. The Electric Utility Carts will be used by the HAP Cremean Water Plant Maintenance Section staff for general repairs and upkeep to the plant. One unit is replacing BT-23663 and the other is an expansion unit. This purchase has been approved by the Division of Fleet Management.

The Purchasing Office advertised and solicited competitive bids in accordance with the relevant provisions of City Code Chapter 329 (RFQ022904). Seventy-seven (77) bidders were solicited and one (1) bid was received

and was opened on October 13, 2022.

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of State database for Findings for Recovery.

**EMERGENCY DESIGNATION:** Emergency designation is requested to avoid any price increase due to rising material costs.

**SUPPLIER:** Jerry Pate Turf & Irrigation, Inc. dba Century Equipment, Inc., 59-3472632, (MAJ), expires 1/14/24, Majority Vendor.

**FISCAL IMPACT:** \$51,908.74 is required for this purchase.

\$0.00 was expended for a similar purchase in 2021.

\$0.00 was expended for a similar purchase in 2020.

To authorize the Director of Finance and Management to enter into a contract with Jerry Pate Turf & Irrigation, Inc. dba Century Equipment, Inc. to purchase Electric Utility Carts for the Division of Water; to authorize the expenditure of \$51,908.74 from the Water Operating Fund; and to declare an emergency. (\$51,908.74)

**WHEREAS,** the Purchasing Office advertised and solicited competitive bids for the Electric Utility Carts and Jerry Pate Turf & Irrigation, Inc. dba Century Equipment, Inc. was the only bidder; and

**WHEREAS,** it is necessary for the Division of Water to purchase of Utility Carts the Electric Utility Carts will be used by the HAP Cremean Water Plant Maintenance Section staff for general repairs and upkeep to the plant.

**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 of Finance and Management to enter into a contract with Jerry Pate Turf & Irrigation, Inc., in accordance with the terms, conditions and specifications of Solicitation Number: RFQ022904 on file in the Purchasing Office to avoid an additional price increase due to rising material costs; now, therefore,

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

**SECTION 1.** That the Finance and Management Director is authorized to enter into a contract with Jerry Pate Turf & Irrigation, Inc. dba Century Equipment, Inc., 4199 Leap Rd., Hilliard, OH 43026 for the purchase of Electric Utility Carts for the Division of Water, in accordance with the specifications on file in the Purchasing Office.

**SECTION 2.** That the expenditure of \$51,908.74 or as much thereof as may be needed, is hereby authorized in Fund 6000 (Water Operating) in object Class 06 Vehicles 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 for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3061-2022

**Drafting Date:** 11/2/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Division of Police needs to procure protective wear for police officers. This ordinance will enable the Division to purchase these uniforms from HighCom in accordance with the Universal Term Contracts established for this purpose by the Purchasing Office.

**Bid Information:** The Purchasing Office has set up purchase agreements for the purchase of protective wear with HighCom.

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

**Contract Compliance No.:** HighCom Armor Solutions Inc. CC-025243

**Emergency Designation:** Emergency legislation is requested because the Division needs to place orders for protective gear for current personnel in ACT, SWAT, and IN/TAC.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$166,378.40 from the Division of Police's general fund and the law enforcement seizure fund for the purchase of protective wear.

To authorize the Finance and Management Director to associate all General Budget Reservations resulting from this ordinance with HighCom for the purchase of protective wear and accessories for the Division of Police from existing Universal Term Contracts; to authorize the expenditure of \$166,378.40 from the General Fund and the Law Enforcement Seizure Fund; and to declare an emergency. (\$166,378.40)

**WHEREAS,** the Purchasing Office has set up purchase agreements for the purchase of protective wear, with HighCom; and,

**WHEREAS,** the Division of Police has an immediate need for protective wear for current personnel in ACT, SWAT, and IN/TAC; and,

**WHEREAS,** an emergency exists in the usual daily operation in the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Finance and Management Director to associate all General Budget Reservations within this ordinance to the existing Universal Term Contracts with HighCom for the purchase of protective wear and accessories for the safety of current employees in ACT, SWAT, and IN/TAC, 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 to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement with HighCom for the purchase of accessories, and protective wear for current sworn personnel for the Division of Police.

**SECTION 2.** That the expenditure of \$166,378.40, or so much thereof as may be needed, is hereby authorized in the general fund in Object Class 02-Materials and Supplies 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 account 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 and to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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

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**Legislation Number:** 3064-2022

**Drafting Date:** 11/2/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the Finance and Management Director to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contracts for automotive parts on behalf of the Fleet Management Division, in order to repair and service City vehicles. All related purchase orders for automotive parts will be issued from Universal Term Contracts previously established by the City of Columbus, Purchasing Office.

During 2022, the Fleet Management Division is budgeted to spend \$5.7 million for parts, to keep the City's fleet of approximately 6,000 vehicles in operation. Fleet Management processes over 30,000 work orders annually for all City vehicles and equipment and requires purchase orders with over 400 vendors to help meet this need.

**Fiscal Impact:** This ordinance authorizes an expenditure of \$300,000.00 from the Fleet Management Operating Fund on previously established Universal Term Contracts for parts related to City vehicles. In 2021, the Fleet Management Division expended \$5.9 million for parts to keep the City's vehicle fleet in operation. In 2020, the Fleet Management Division expended \$4.8 million for parts.

**Emergency action** is requested to ensure that purchase orders can be established to ensure an uninterrupted supply of automotive parts, thereby keeping City owned vehicles in operation, including Police, Fire, and Refuse Collection vehicles.

To authorize the Finance and Management Director to establish various purchase orders for automotive parts for the Fleet Management Division per the terms and conditions of various previously established Universal Term Contracts; to authorize the expenditure of \$300,000.00 from the Fleet Management Operating Fund; and to declare an emergency. (\$300,000.00)

**WHEREAS**, various Universal Term Contracts (UTC) have been established through the formal competitive bidding process of the Purchasing Office for vehicle parts; and

**WHEREAS**, the Finance and Management Department, Fleet Management Division, has a need to purchase automotive parts for motorized equipment and vehicles operated by the City; and

**WHEREAS**, it is necessary to authorize the expenditure of \$300,000.00 from the Fleet Management Operating Fund; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to authorize the Director to issue various purchase orders for automotive parts, allowing for timely maintenance, repair, and general upkeep of approximately 6,000 City vehicles; thereby preserving the public health, peace, property, safety and welfare;  
**NOW, THEREFORE:**

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

**SECTION 1.** That the Finance and Management Director is hereby authorized to associate all General Budget Reservations resulting from this ordinance and to establish purchase orders with the appropriate Universal Term Contract Purchase Agreement, per the terms and conditions of all Universal Term Contracts for automotive parts and services. Current vendors are as follows:

**AUTO PARTS**

- All Auto Parts on previously established Universal Term Contracts, under the FLT specification

**SECTION 2.** That the expenditure of \$300,000.00 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 02 per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the Finance and Management Director is hereby authorized to issue purchase orders and establish contracts for parts, and supplies with various vendors on behalf of the Fleet Management Division to ensure no disruptions to operations and to establish Auditor's Certificates for the same.

**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 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 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 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.

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**Legislation Number:** 3065-2022

**Drafting Date:** 11/2/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** The Department of Development anticipates entering into multiple contracts in the future in an amount totaling up to \$675,000.00 to implement the Accelerate Columbus: Scale Up and Grow program targeting small businesses.

In 2019, the City of Columbus launched Accelerate Columbus Small Business as part of a branded set of small business training, technical assistance, mentoring, and advisement programs targeting aspiring entrepreneurs and existing small business owners. Initially offered as a pilot program, the goal of the program was to provide structured as well as on-demand training, one-on-one advisement, and technical assistance to both aspiring and existing entrepreneurs and small businesses.

During the pilot year, the City selected and contracted with two organizations to administer the program on behalf of the City. The consultants administered the program in both classroom and small group settings over two tracts targeting businesses at particular stages of the business lifecycle. Accelerate Columbus: Start-Up and Launch targeted individuals in the exploration, ideation, and pre-revenue business lifecycle stages and Accelerate Columbus: Scale Up and Grow targeted those businesses in a revenue-generating posture and who were uniquely positioned for growth.

By way of this ordinance, the director seeks to encumber the planned funds from the 2022 operating budget for multiple contracts for the services mentioned above with to-be-determined firms. The department is currently engaged in the Request for Proposal process per Columbus City Code Chapter 329, but the process will not be completed before City Council's last meeting in 2022. It is estimated that the contracts with the selected vendors will be legislated and executed in January 2023.

**Emergency Justification:** Emergency action is requested in to order to encumber the funds before the end of the fiscal year.

**Fiscal Impact:** \$675,000.00 is planned and available within the Economic Development Division's General Fund budget.

To authorize the Director of Development to encumber funds for anticipated contracts totaling an amount up to \$675,000.00 with to-be-determined firms to implement the Accelerate Columbus: Scale Up and Grow program targeting small businesses; to authorize the expenditure of up to \$675,000.00 from the General Fund; and to declare an emergency. (\$675,000.00)

**WHEREAS**, the Director of Development anticipates entering into multiple contracts to implement the Accelerate Columbus: Scale Up and Grow program targeting small businesses; and

**WHEREAS**, the department is currently engaged in the Request for Proposal process per Columbus City Code Chapter 329, and the process will not be completed, nor legislation ready, before City Council's last meeting in 2022; and

**WHEREAS**, by way of this ordinance, the director seeks to encumber the planned funds from the 2022 operating budget for the services mentioned above with to-be-determined firms in an amount up to \$675,000.00; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to encumber the funds before the end of the fiscal year, such immediate action is necessary 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 Development is authorized to encumber the funds for anticipated contracts to implement the Accelerate Columbus: Scale Up and Grow program targeting small businesses totaling an amount up to \$675,000.00 with to-be-determined firms pending the outcome of the Request for Proposal process requirements in Columbus City Code Chapter 329.

**SECTION 2.** That for the purpose stated in Section 1, the expenditure of \$675,000.00 or so much thereof as may be needed, is hereby authorized in Fund 1000 (General Fund), Dept-Div 44-02 (Economic Development Division), in object class 03 (Services) per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the funds are hereby deemed appropriated to carry out the purposes of this ordinance 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 the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3067-2022

**Drafting Date:** 11/2/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into a professional services contract with

Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) in the amount of up to \$476,331.00 for the Signals - Flashing Yellow Arrow Implementation Pilot project.

The intent of this project is to provide the City of Columbus, Department of Public Service, the design of the replacement and upgrade of traffic signals and associated infrastructure for a pilot project in the implementation of flashing yellow arrow vehicular signal heads. This contract also includes public involvement and education for the flashing yellow arrow implementation. The traffic signals composing the project are at the Hilliard-Rome Road intersections with Westpoint Plaza, Westchester Woods Boulevard, Tanglewood Plaza, Tanglewood Park Boulevard, Nike Drive, Roberts Crossing Place, and Roberts Road and the Roberts Road intersections with Walcutt Road, International Street, Westbelt Drive, and Wilson Road.

The Department of Public Service solicited Requests for Proposals for the Signals - Flashing Yellow Arrow Implementation Pilot contract. The project was formally advertised on the Vendor Services and Bonfire web sites from July 27, 2022, to August 24, 2022. The city received four (4) responses. All proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on September 6, 2022. The responding firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
2LMN	Columbus, OH	MBE
AECOM Technical	Columbus, OH	Majority
EMH&T	Columbus, OH	Majority
TEC Engineering	Columbus, OH	WBE

EMH&T received the highest score by the evaluation committee and will be awarded the Signals - Flashing Yellow Arrow Implementation Pilot contract.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against EMH&T

**2. CONTRACT COMPLIANCE**

The contract compliance number for EMH&T is CC004214 and expires 11/17/2023.

**3. FISCAL IMPACT**

Funding, in the amount of \$425,000.00, is budgeted, available, and appropriated within Fund 2265, the Street Construction Maintenance and Repair Fund.

The remaining amount of \$51,331.00 is available within Fund 7704, Streets and Highways Bond Funds. An amendment to the 2022 Capital Improvement Budget and a transfer of cash and appropriation is required to establish sufficient budget authority for the project. Funds are appropriated.

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 20% as assigned by the City’s Office of Diversity and Inclusion (ODI). After ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 22% for this contract. Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the “City’s Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual” and in the “City of Columbus MBE/WBE Program Special Provision” that were part of the bid documents for this contract.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to expedite this contract so that upcoming signal projects may be governed by updated standards, policies, and practices, enhancing the safety of the traveling public.

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with EMH&T for the Signals - Flashing Yellow Arrow Implementation Pilot project; to authorize the expenditure of up to \$476,331.00 from the Street Construction Maintenance and Repair Fund and the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$476,331.00)

**WHEREAS**, there is a need to enter into a professional services contract for the design of the replacement and upgrade of traffic signal and associated infrastructure for a pilot project in the implementation of flashing yellow arrow vehicular signal heads; and

**WHEREAS**, the Department of Public Service solicited Requests for Proposals for the Signals - Flashing Yellow Arrow Implementation Pilot project; and

**WHEREAS**, EMH&T submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with EMH&T for the provision of professional engineering consulting services described above in the amount of up to \$476,331.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2022 Capital Improvement Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to authorize a transfer of funds and appropriation within Fund 7704, the Streets and Highways Bond Fund, to establish sufficient cash to pay for the project; and

**WHEREAS**, this contract opportunity was submitted to the City’s Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

**WHEREAS**, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 20% as assigned by the City’s Office of Diversity and Inclusion (ODI); and

**WHEREAS**, after ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 22% for this contract; and

**WHEREAS**, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 EMH&T so that upcoming signal projects may be governed by updated standards, policies, enhancing the safety of the traveling public, thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P530086-100044 / Intersection Improvements - Safety Improvements Local Match (Voted Carryover) / \$351,331.00 / (\$51,331.00) / \$300,000.00

7704 / P545018-100000 / Signals - Flashing Yellow Arrow Implementation Pilot (Voted Carryover) / \$0.00 / \$51,331.00 / \$51,331.00

**SECTION 2.** That the transfer of \$51,331.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P530086-100044 (Intersection Improvements - Safety Improvements Local Match), Object Class 06 (Capital Outlay) to Dept-Div 5913 (Traffic Maintenance), Project P545018-100000 (Signals - Flashing Yellow Arrow Implementation Pilot), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with EMH&T at 5500 New Albany Road, Columbus, OH 43054, for the Signals - Flashing Yellow Arrow Implementation Pilot project in an amount up to \$476,331.00.

**SECTION 4.** That the expenditure of \$425,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (Street Construction Maintenance and Repair Funds), Dept-Div 5913 (Traffic Management), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the expenditure of \$51,331.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5913 (Traffic Maintenance), Project P545018-100000 (Signals - Flashing Yellow Arrow Implementation Pilot), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 8.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3069-2022

**Drafting Date:** 11/2/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance



**BACKGROUND:** The Division of Police is in need of a storage lockers for use at the Training Academy. This ordinance authorizes the Director of Finance and Management to enter into a contract with Central Business Equipment Co, DBA Patterson Pope for the purchase and installation of 81 Penco Vanguard Lockers and accessories for the Division of Police.

These lockers will be utilized by the Division of Police Training Academy for use by recruits for storage of personal items and gear during their time of training at the Academy. The purchase is necessary for the day to day operations for the Division.

**Bid Information:** The formal bid for the lockers opened on October 27, 2022, RFQ023086. Three bids were received from the following entities: Tarazi LLC, Central business Equipment, and Technology International Inc. Division of Police personnel reviewed the bids and recommended Central Business Equipment be awarded the contract with the Division of Police as they were the lowest and most responsive bidder at \$65,197.75.

This company is 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.:** CC-004415 expires 03-03-2024

**EMERGENCY DESIGNATION:** Emergency legislation is requested to provide lockers to recruits that are expected in December 2022 training class.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$65,197.75, to Central Business Equipment Co, DBA Patterson Pope, from the Law Enforcement Seizure Funds that were appropriated for the purchase and installation of 81 Penco Vanguard Lockers and accessories.

To authorize and direct the Director of Finance and Management to enter into contract with Central Business Equipment Co, DBA Patterson Pope for the purchase and installation of lockers for the Division of Police; to authorize the expenditure of \$65,197.75, from the Law Enforcement Contraband Seizure Funds; and to declare an emergency. (\$65,197.75)

**WHEREAS,** the Division of Police needs to purchase storage lockers for Divisional use; and

**WHEREAS,** the Department of Public Safety issued a Request for Proposals for the purchase and installation of lockers; and

**WHEREAS,** Central Business Equipment Co, DBA Patterson Pope was the lowest and most responsive bidder; and

**WHEREAS,** funds budgeted in the Law Enforcement Contraband Seizure Funds will be used to purchase and install the lockers; and

**WHEREAS,** an emergency exists in the usual and daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Director of Finance and Management to enter into contract with Central Business Equipment Co, DBA Patterson Pope to purchase and installation of lockers for use in the next recruit class for the immediate preservation of the public peace, health, property, safety and welfare; now, therefore

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized and directed to enter into contract with Central Business Equipment Co, DBA Patterson Pope for the purchase and installation of lockers.

**SECTION 2.** That the expenditure of up to \$65,197.75, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, is hereby authorized in the Law Enforcement Contraband Seizure Funds, 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 the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3111-2022

**Drafting Date:** 11/2/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Director of the Department of Finance and Management, on behalf of the Division of Support Services, to associate the General Budget Reservation resulting from this ordinance with the Universal Term Contract Purchase Agreement for Motorola Radios with Motorola Inc., as required for approval by City Council for an expenditure of more than \$100,000.00. The Division of Support Services needs to purchase replacement hand held radios for Police and Fire sworn personnel and for the various recruit classes for both groups. An existing Universal Term Contract was established by the Purchasing Office for such purpose with Motorola, Inc. This ordinance will fund the purchase of new radios and accessories with Motorola, Inc. via the terms and conditions of the Universal Term Contract established with Motorola.

**Bid Information:** A Universal Term Contract with Motorola Inc. exists for this expenditure. The contract compliance number for Motorola Inc. is 36-1115800: Expires 6/30/2023 and PA005455.

**EMERGENCY:** Emergency designation is requested in order to ensure regional radio interoperability with surrounding Public Safety Agencies as well as to provide safety to those first responders in the Divisions of Police and Fire.

**FISCAL IMPACT:** Funds for this purchase are budgeted within Public Safety's 2022 Capital Improvement Budget. Funds from the Public Safety's 2022 Capital Improvement Budget will need to be certified against the SIT and reimbursed with future bond sale proceeds.

To authorize the Finance and Management Director to establish purchase orders from an existing Purchase Agreement with Motorola, Inc. for the purchase of portable radios for the Department of Public Safety; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax Fund to the Public Safety's Capital Improvement Fund; to authorize the expenditure of \$2,000,000.00 from Public Safety's Capital Improvement Fund; and to declare an emergency. (\$2,000,000.00)

**WHEREAS**, the Department of Public Safety personnel are in need of new radios for the new recruit classes and replacement radios; and

**WHEREAS**, a Universal Term Contract established by the Purchasing Office with Motorola, Inc. exists for this purchase; and

**WHEREAS**, funds are budgeted in the Department of Public Safety's 2022 Capital Improvement Budget for the purchase of Police and Fire radios, and

**WHEREAS**, it is necessary to transfer funds from the Special Income Tax Fund to the Safety Voted Bond Fund; 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 \$2,000,000; and

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

**WHEREAS**, an emergency exists in the usual daily operation of the Public Safety Department, Division of Support Services, in that it is immediately necessary to authorize and direct the Finance and Management Director to associate the General Budget Reservation and expend funds from the Capital Improvement Fund for the purchase of portable radios and accessories to ensure regional radio interoperability with surrounding Public Safety Agencies as well as to provide safety to those first responders in the Divisions of Police and Fire, thereby preserving the public health, peace, property, safety, and welfare, **now, therefore:**

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to associate the General Budget Reservation resulting from this ordinance with the Universal Term Contract Purchase Agreement with Motorola, Inc. for the purchase of portable radios and accessories in accordance with the terms and conditions of contract PA003503, for the Department of Public Safety.

**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, 2022, the sum of \$2,000,000 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City

Auditor), in Object Class 10 (Transfer Out Operating) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$2,000,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) to Fund 7701 (Public Safety Voted Bond Fund), Dept-Div 3002 (Support Services) per the account codes in the attachment to this ordinance.

**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 ended December 31, 2022, the sum of \$2,000,000 is appropriated in Fund 7701 (Public Safety Voted Bond Fund), Dept-Div 3002 (Support Services), Project P320001-100001, Police and Fire Annual Radio Equipment Program, in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 5.** That the expenditure of \$2,000,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7701 (Safety Voted Bond Fund), in Dept-Div 3002, P320001-100001 (Police and Fire Annual Radio Equipment Program), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That upon obtaining other funds for this project for the Department of Finance and Management, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

**SECTION 7.** That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$2,000,000 (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 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.

**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:** 3114-2022

**Drafting Date:** 11/2/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Public Utilities to modify the terms and conditions of existing purchase power agreements and right of entry agreements entered into with DG Columbus Solar, LLC and DG Columbus Jackson Pike, LLC.

NextEra was selected for award of these contracts through an RFP process, in which the Director of Public Utilities sent out a request for proposals to potential solar vendors for solar power purchase agreements at three Department of Public Utilities' sites: the Parsons Avenue Water Plant, Jackson Pike Wastewater Treatment Plant, and the Sewer Maintenance Building.

To date the Department of Public Utilities has executed purchase power agreements for solar facilities at Parsons Avenue Water Plant and Jackson Pike Wastewater Treatment Plant.

Build costs of the Parsons Road Solar Project and Jackson Pike Landfill Solar Project have increased since Power Purchase Agreements (PPAs) between the City and NextEra were executed December 2021. The increases are the result of inflationary pressures such as commodity price increases, supply and material increases, supply chain disruptions, increased labor costs, and, at the Jackson Pike Landfill, landfill conditions uncovered during diligence and engineering.

Due to these conditions, the original negotiated price of the PPAs cannot support these added costs and the City and NextEra would like to negotiate different terms and conditions to account for these price increases.

The current Right of Entry agreements will also be amended to allow access to the Parsons Road Solar Project and Jackson Pike Landfill Solar Project properties for final due diligence in advance of the amended PPAs and lease agreements.

**CONTRACT COMPLIANCE #:**

DG Columbus Solar, LLC, 700 Universe Boulevard, A1A/JB, Juno Beach, FL 33408 | Tax ID#: 87-2135792  
DG Columbus Jackson Pike, LLC, 700 Universe Boulevard, A1A/JB, Juno Beach, FL 33408 | Tax ID#: 87-3597176

**FISCAL IMPACT:**

Due to inflationary pressures impacting labor and material costs, the original terms and conditions of the negotiated purchase power costs will need amended to account for these increases.

**EMERGENCY DESIGNATION:**

This ordinance is requested to be an emergency measure to allow contract price adjustments to be in effect as soon as possible based on current market conditions.

To authorize the Director of Public Utilities to modify the terms and conditions of existing purchase power agreements and right of entry agreements with DG Columbus Solar, LLC and DG Columbus Jackson Pike, LLC; and to declare an emergency.

**WHEREAS**, the City of Columbus, Department of Public Utilities is committed to taking steps to mitigate and adapt to our community’s changing climate; and

**WHEREAS**, Mayor Ginther announced the City’s goal to reduce greenhouse gas emissions from municipal operations by 40% by the year 2030 from year 2005 baseline levels and to explore a 100% renewable energy portfolio for municipal operations; and

**WHEREAS**, the City of Columbus deepened its commitment to renewable energy procurement, committing to install 200 MW of on-site solar at municipal facilities by 2030 in the Columbus Climate Action Plan finalized December 2021; and

**WHEREAS**, renewable energy procurement from solar power installations at Department of Public Utilities sites will help to achieve this goal while also reducing greenhouse gas emissions, creating local public health benefits, and providing economic opportunity to the Columbus community; and

**WHEREAS**, pursuant to Ordinance 0210-2021 the Department of Public Utilities entered into purchase power agreements for solar facilities at Parsons Avenue Water Plant and Jackson Pike Wastewater Treatment Plant to help meet these goals; and

**WHEREAS**, build costs at the solar sites have increased due to inflationary pressures, supply chain disruptions, and landfill conditions; and

**WHEREAS**, it is necessary to modify existing right of entry agreements to allow access to the properties for final due diligence; 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 modify the existing purchase power agreements and right of entry agreements to allow contract price adjustments to be in effect as soon as possible based on current market conditions, 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 the terms and conditions of existing purchase power agreements and right of entry agreements entered into with DG Columbus Solar, LLC and DG Columbus Jackson Pike, LLC.

**SECTION 2.** That for the reasons states 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.

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**Legislation Number:** 3115-2022

**Drafting Date:** 11/3/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Columbus Public Health's Chemical Emergency Preparedness Program has been awarded funds from the Franklin County Chemical Emergency Preparedness Advisory Council (CEPAC) for services that will be rendered during 2022-2023. This ordinance will authorize the acceptance of these funds and the appropriation of \$74,563.80

The Chemical Emergency Preparedness Advisory Council (CEPAC) provides a professional network of individuals who help provide training, exercises and information to industry, responders and the public with regards to chemical awareness and safety. Our primary purpose is to maintain a database of all facilities that store or produce chemicals in reportable quantities. Additionally, we help to provide and promote chemical safety throughout Franklin County and for the City of Columbus.

Emergency action is requested to not delay any CEPAC programming, allowing the financial transactions to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

**FISCAL IMPACT:** Columbus Public Health's CEPAC program is funded by the Franklin County EMA, CEPAC and will not generate revenue or require a city match. (\$74,563.80)

To authorize and direct the Board of Health to accept funds from the Franklin County Chemical Emergency Preparedness Advisory Council (CEPAC) in the amount of \$74,563.80; to authorize the appropriation of \$74,563.80 to the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (74,563.80)

**WHEREAS,** funds have been made available through the Franklin County Chemical Emergency Preparedness Advisory Council (CEPAC) for Columbus Public Health's CEPAC program; and,

**WHEREAS,** it is necessary to authorize the acceptance and appropriation of the funds; and,

**WHEREAS,** an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to accept funds from the Franklin County Chemical Emergency Preparedness Advisory Council (CEPAC) and to appropriate these funds for the immediate preservation of the public health, peace, property, safety and welfare; and to not delay any CEPAC programming from October 1, 2022 to September 30, 2023, **Now, therefore,**

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

**SECTION 1.** That Columbus Public Health is hereby authorized and directed to accept \$74,563.80 from the Franklin County Chemical Emergency Preparedness Advisory Council (CEPAC) for the period October 1, 2022 through September 30, 2023.

**SECTION 2.** That from the unappropriated monies in the Health Department's Grants Fund, Fund No. 2251, and from all monies estimated to come into said Fund from any and all sources during the grant period, up to \$74,563.80 and any eligible interest earned during the grant period is hereby appropriated to the Health Department, Division No. 5001, according to the attached accounting document.

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

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

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**Legislation Number:** 3117-2022

**Drafting Date:** 11/3/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a professional consulting service agreement with Go Sustainable Energy, LLC, to support the Department of Public Utilities on various projects related to the City’s renewable energy procurement and energy efficiency goals set forth in the Columbus Climate Action Plan and associated Comprehensive Energy Management Plan.

Go Sustainable Energy, LLC, will advise the Department of Public Utilities (DPU) on various renewable energy and energy efficiency matters that are of interest to DPU, the Division of Power (DOP) and Sustainable Columbus. This work will support the City’s 100% municipal clean energy procurement goal by 2030 and the City’s 25% municipal energy reduction goal by 2030, among other energy and efficiency goals outlined in the Columbus Climate Action Plan (2021). This work will be performed in a manner that is consistent with the City’s existing power supply commitments.

The project was formally advertised (RFQ022065) on the Vendor Services and Bonfire websites from June 9, 2022 to July 8, 2022; the city received four (4) responses. All proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on July 14, 2022 to submit final scores and recommended that the Renewable Energy Procurement and Energy Efficiency Support project be awarded to Go Sustainable Energy, LLC. The Director concurred.

**SUPPLIER:** Go Sustainable Energy, LLC (20-5410716, DAX#001432) expires 07/06/2024 (MAJ)

The company is not debarred according to the Excluded Party Listing System of the Federal Government.

**FISCAL IMPACT:** \$380,000.00, sufficient funding has been identified within the Department of Public Utilities for these expenditures.

2021- \$156,520.00

2020 - \$135,586.00



To authorize the Director of Public Utilities to enter into a professional consulting service agreement with Go Sustainable Energy, LLC for various renewable energy and energy efficiency matters; to authorize the expenditure of \$23,180.00 from the Power Operating Fund, \$147,440.00 from the Water Operating Fund, \$165,300.00 from the Sanitary Operating Fund, and \$44,080.00 from the Storm Operating Fund. (\$380,000.00)

**WHEREAS**, the Department of Public Utilities has a need for professional consulting services related to the City's renewable energy procurement and energy efficiency goals set forth in the Columbus Climate Action Plan and associated municipal Comprehensive Energy Management Plan; and

**WHEREAS**, four (4) proposals were submitted in response to RFQ022065, Renewable Energy Procurement and Efficiency Support; and

**WHEREAS**, based on the evaluation of the proposals, the Department of Public Utilities accepted the proposal as submitted by Go Sustainable Energy, LLC; and

**WHEREAS**, the term of this contract shall be for a period of one (1) year from the date of execution by the City of Columbus, with the ability to renew the contract for two (2) additional one-year periods, with funds being reviewed and approved each year by City Council and Auditor's certification of funds. This contract shall not automatically renew; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities to authorize the Director to enter into an agreement for professional consulting services related to the City's renewable energy procurement and energy efficiency goals set forth in the Columbus Climate Action Plan and associated municipal Comprehensive Energy Management Plan 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 consulting service agreement with Go Sustainable Energy, LLC, 5701 N. High St., Suite 112, Worthington, OH 43085 to support Department of Public Utilities on various projects related to the City's renewable energy procurement and energy efficiency goals in accordance with the terms and conditions of the agreement on file in the Office of the Director of Public Utilities. The term of this contract shall be for a period of one (1) year from date of execution with ability to renew for two (2) additional one-year periods upon annual approval by city authorities.

**SECTION 2.** That the said firm shall conduct the work to the satisfaction of the Director of Public Utilities.

**SECTION 3.** That this contract is in accordance with the relevant provisions of Columbus City Code Chapter 329 relating to awarding professional service contracts through requests for proposals.

**SECTION 4.** That the expenditure of \$380,000.00 or so much thereof as may be needed, is hereby authorized 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 this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 3118-2022

**Drafting Date:** 11/3/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The purpose of this legislation is to authorize the Director of Public Utilities to enter into a service agreement with Performance Consulting Services, Inc. (PCS) for training services for the Department of Public Utilities (DPU). The Evolving Leader Development (ELD) Initiative is designed to provide tools, strategies and techniques to increase depth and capacity in becoming a more impactful leader through professional self-awareness and confidence, individual and workplace team engagement and management and organizational success outcomes.

Department of Public Utilities had a previous agreement with Performance Consulting Services for The Evolving Leader Development program and the department wishes to continue with this program.

Due to the proprietary nature of the Performance Consulting Services trainings that are listed in the Scope of Work that are specific to the Department of Public Utilities, it is in the best interest of the City to waive the provisions of competitive bidding and enter into contract with Performance Consulting Services.

The term of this contract is from the date of execution by the City of Columbus until completion. If unforeseen issues or difficulties are encountered that would require additional funding, a modification would be requested and is subject to and conditioned upon the approval of City Council, and appropriation and certification of funds by the City Auditor.

Performance Consulting Services is an Equal Employment Opportunity employer and is certified by the City of Columbus as a Minority Business Enterprise and has prior experience developing training for the Dept. of Public Utilities.

**SUPPLIER:** Vendor Name: Performance Consulting Svcs, Inc. V# 005148 CC#:31-1351402 Expires: 12/31/2024 (MBE status).

**Fiscal Impact:** \$86,200.00 (includes contingency funds of \$4,109.00) sufficient funding has been identified within the Dept. of Public Utilities for these expenditures.

\$10,880.89 was spent in 2021

\$ 0.00 was spent in 2020

To authorize the Director of the Department of Public Utilities to enter into contract with Performance Consulting Services for training services; to waive the competitive bidding provisions of the City Code; and to authorize the expenditure of \$86,200.00 (includes contingency funds of \$4,109.00) from the from Electricity Operating Fund, the Water Operating Fund, the Sewer System Operating Fund, and the Stormwater Operating Fund; (\$86,200.00)

**WHEREAS**, the Department of Public Utilities is in need of establishing a new contract with Performance Consulting Services for the purpose of providing training services and training materials for the Department of Public Utilities; and

**WHEREAS**, due to the proprietary nature of the Performance Consulting Services trainings that are listed in the Scope of Work and are specific to the Dept. of Public Utilities, it is in the City's best interest to waive competitive bidding relevant to provisions of Chapter 329 of City Code and enter into contract with Performance Consulting Services; and

**WHEREAS**, this contract provides for the training services and training materials for The Evolving Leader Development Training Initiative for the Department of Public Utilities; and

**WHEREAS**, the term of this contract is from the date of execution by the City of Columbus until completion. This contract includes language for the establishment of a contingency fund in the amount of \$4,109.00 to be used as necessary if there is a need identified outside the scope of the material or training service agreement. If unforeseen issues or difficulties are encountered that would require additional funding, a modification would be requested and is subject to and conditioned upon the approval of City Council, and appropriation and certification of funds by the City Auditor. This contract shall not automatically renew; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities to authorize the Director to enter into an agreement with Performance Consulting Service to provide training services and training materials for The Evolving Leader Development Training Initiative for the Department of Public Utilities; **NOW, THEREFORE**,

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

**Section 1.** That the Director of the Department of Public Utilities be and is hereby authorized to enter into contract for training services with Performance Consulting Services, Inc., 131 Franklin Park West, Columbus, OH 43205, in accordance with the terms on file in the office of the Department of Public Utilities.

**SECTION 2.** The said firm shall conduct the work to the satisfaction of the Director of Public Utilities.

**SECTION 3.** That this Council finds it in the best interest of the City to waive the competitive bidding provisions of Chapter 329 of the City Code for the new contract with Performance Consulting Services, Inc.

**SECTION 4.** That the expenditure of \$86,200.00, or so much thereof as may be needed, is hereby authorized 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 this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 3125-2022

**Drafting Date:** 11/3/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **1. BACKGROUND**

This legislation authorizes a bidding waiver for the Director of Public Service to enter into service contracts with Lake Erie Construction Company and Rocal Inc. in the amount of up to \$90,000.00 for highway signage upgrading services.

Highway signage upgrading services consist of replacing or updating signage on highways that are within the City of Columbus corporate boundaries. The highway signage upgrading services are needed whenever signage shows signs of unacceptable wear affecting safety of the traveling public. The funds encumbered by this ordinance will be available for use on the current upgrading needs.

Typically ODOT maintains signage for highways via state contract, with Columbus responsible for funding signage upgrading within Columbus corporate boundaries. Upgrading is normally ordered for the entire ODOT region, but due to a specific material failure, the upgrading of a smaller subset of signs is needed outside the planned ODOT schedule. Lake Erie Construction Company and Rocal Inc. are vendors with the current ODOT state contract and are able to accommodate the accelerated upgrading schedule. A bidding waiver is requested to award a contract to Lake Erie Construction Company and Rocal Inc. to upgrade or replace existing highway signs to maintain the safety of the traveling public on Columbus highways.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Lake Erie Construction Company or Rocal Inc.

### **2. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for Lake Erie Construction Company is CC006590 and expires 3/24/2023. The contract compliance number for Rocal Inc. is CC004186 and the vendor is in the process of completing the contract compliance questionnaire.

### **3. FISCAL IMPACT**

Funding for this project is available in Fund 2265, the Street Construction, Maintenance and Repair Fund, in an amount of up to \$90,000.00.

### **4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

These expenditures are being made for services utilizing waiving the competitive bid process and as such do not require MWBE goals to be established.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to allow ODOT to maintain the highway signage upgrading schedule and to promote highway safety.

To waive the competitive bidding requirements of Columbus City Code; to authorize the Director of Public Service to enter into agreements with Lake Erie Construction Company and Rocal Inc. relative to highway signage replacement services; to authorize the expenditure of up to \$90,000.00 from the Street Construction, Maintenance and Repair Fund for services; and to declare an emergency. (\$90,000.00)

**WHEREAS**, existing highway signs are in need of upgrading to maintain safety on Columbus highways; and

**WHEREAS**, these improvements are located within the Columbus corporate boundaries; and

**WHEREAS**, it is necessary to waive the competitive bidding requirements of Columbus City Code, enter into a contract with Lake Erie Construction Company and Rocal Inc. in the amount of up to \$90,000.00 relative to highway signage replacement services to accommodate an accelerated schedule due to specific material failure and scheduling needs; and

**WHEREAS**, it is necessary to expend funds for highway signage replacement services; 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 expend these funds so as to allow Lake Erie Construction Company and Rocal Inc. to upgrade or replace existing highway signs to promote highway safety, thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

**SECTION 1.** That the Director of Public Service be and hereby is authorized to enter into agreements with Lake Erie Construction Company located at 25 S. Norwalk Road, PO Box 777, Norwalk, OH, 44857, in an amount up to \$60,000.00 and Rocal Inc. located at 3186 County Road 550, 24 S. Main Street, Frankfort, OH, 45628, in an amount of up to \$30,000.00 related to highway signage replacement services.

**SECTION 2.** That this Council finds that it is in the best interest of the City of Columbus to waive the competitive bidding requirements of City Code Chapter 329 due to the accelerated schedule necessary for upgrading highway signage due to material failure and scheduling needs.

**SECTION 3.** That the expenditure of \$90,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (the Street Construction, Maintenance and Repair Fund), Dept-Div 5913 (Division of Traffic Management), in Object Class 03 (Services), per the accounting codes in the attachment to this ordinance.

**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.** Funds are hereby deemed appropriated and expenditure and transfers authorized to carry out the purpose of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 3126-2022

**Drafting Date:** 11/3/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance amends the Management Compensation Plan, Ordinance No. 2713-2013, as amended, by enacting the classifications of Inspector General Investigator Supervisor (3001) and Neighborhoods Administrator (0175) and by repealing the classifications of Assistant Director (Parking Solutions) (U) (0093) and Recreation Playground Leader (Seasonal) (3169) as a result of Civil Service Commission action, and to reflect these changes in the Vacation and Sick Leave sections as applicable; by modifying the pay grades or ranges of the classifications of Deputy City Treasurer (U) (0158), Aquatics Supervisor (Seasonal) (3184), and Lifeguard (Seasonal) (3183) as a result of market conditions; and by increasing pay rates which are below the new State of Ohio minimum wage, effective January 1, 2023.

To amend the Management Compensation Plan, Ordinance No. 2713-2013, as amended, by amending Section 5(D), Section 5(E), Section 5 (F), Section 12(H), and Section 14(I); and to declare an emergency.

**WHEREAS**, it is necessary to amend the Management Compensation Plan to enact the classification of Inspector General Investigator Supervisor (3001) as a result of Civil Service Commission action and assign it to Pay Grade 93; and

**WHEREAS**, it is necessary to amend the Management Compensation Plan to enact the classification of Neighborhoods Administrator (0175) as a result of Civil Service Commission action and assign it to Pay Grade 95; and

**WHEREAS**, it is necessary to amend the Management Compensation Plan to modify the pay grade for the classification of Deputy City Treasurer (U) (0158), and to reassign it to Pay Grade 95; and

**WHEREAS**, it is necessary to amend the Management Compensation Plan to modify the pay range for the classification of Aquatics Supervisor (Seasonal) (3184), and to reassign it to a pay range of \$17.00 per hour to \$23.50 per hour; and

**WHEREAS**, it is necessary to amend the Management Compensation Plan to modify the pay range for the classification of Lifeguard (Seasonal) (3183) and to reassign it to a pay range of \$15.00 per hour to \$20.00 per hour; and

**WHEREAS**, it is necessary to amend the Management Compensation Plan by amending certain classifications in Sections 5(D) and 5(F) to recognize the new State of Ohio minimum wage, effective January 1, 2023; and

**WHEREAS**, it is necessary to amend the Management Compensation Plan to amend Section 5(E) by repealing the classification of Assistant Director (Parking Solutions) (U) (0093) as a result of Civil Service Commission action and to remove it from Section 12(H) and Section 14(I); and

**WHEREAS**, it is necessary to amend the Management Compensation Plan to amend Section 5(F) by repealing the classification of Recreation Playground Leader (Seasonal) (3169) as a result of Civil Service Commission action; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Human Resources in that it is immediately necessary to amend certain provisions of the Management Compensation Plan, to assure compliance with changes in Civil Service classifications and relevant minimum wage laws thereby preserving the public peace, property, health, safety, and welfare; **NOW, THEREFORE**,

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

**See Attachment**

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**Legislation Number:** 3131-2022

**Drafting Date:** 11/4/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to enter into an agreement, on behalf of the Office of Construction Management, with Heapy Engineering, for the Professional Engineering Services - Task Order Basis project.

This agreement is for small and emergency projects to be completed on a task order basis. The intent of the contract is to provide the Office of Construction Management with continual contractual access to resources that are necessary to perform engineering services as well as provide technical expertise for the Department to implement projects for various City of Columbus departments.

**BID INFORMATION:** Requests for Proposals (RFP's) were received on August 23, 2022 from: from Heapy Engineering, Schooley Caldwell, Geotechnical Consultants, Dynotec, and Stone Environmental.

An evaluation committee reviewed the proposals and scored them on the basis of each firm's qualifications. The committee recommended an agreement be awarded to Heapy Engineering in the amount of \$500,000.00.

**CONTRACT COMPLIANCE INFO:** CC-005890, expires 9/21/24, Majority

**FUTURE RENEWALS:** The term of the agreement is one year with the option of three (3) annual renewals with the approval of City Council.

**EMERGENCY DESIGNATION:** It is requested that this Ordinance be handled in an emergency manner in order for the vendor to provide services for the City Hall Electrical Upgrade Project currently in process.

**FISCAL IMPACT:** A transfer within the Construction Management Capital Improvement Fund will be necessary as well as an amendment to the 2022 Capital Improvements Budget.

To authorize the Director of Finance and Management to enter into an agreement with Heapy Engineering for the Office of Construction Management's Professional Engineering Services - Task Order Basis project; to authorize a transfer and expenditure up to \$500,000.00 within the Construction Management Capital

Improvement Fund; to amend the 2022 Capital Improvement Budget; and to declare an emergency. (\$500,000.00)

**WHEREAS**, the Finance and Management Department, Office of Construction Management, desires to enter into an agreement for the Professional Engineering Services - Task Order Basis project; and

**WHEREAS**, five (5) technical proposals were received on August 23, 2022; and

**WHEREAS**, the Department recommends an agreement be awarded to Heapy Engineering; and

**WHEREAS**, the initial agreement will be for a period of one year with the option of three (3) annual renewals with the approval of City Council; and

**WHEREAS**, it is necessary to authorize a transfer and expenditure up to \$500,000.00 within the Construction Management Capital Improvement Fund; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, in that it is immediately necessary to authorize the Finance and Management Director to enter into an agreement with Heapy Engineering for the Professional Engineering Services - Task Order Basis project; in an emergency manner for the vendor to provide service for the City Hall Electrical Project currently in process; for the immediate preservation of the public health, peace, property and safety; **now, therefore**

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

**SECTION 1.** That the Director of the Department of Finance and Management is hereby authorized to enter into an agreement, on behalf of the Office of Construction Management, with Heapy Engineering for the Professional Engineering Services - Task Order Basis project, in the amount of \$500,000.00.

**SECTION 2.** That up to three (3) annual renewals to the agreement are anticipated.

**SECTION 3.** That a transfer and expenditure up to \$500,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7733 - Construction Management Capital Improvement Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the 2022 Capital Improvement Budget is hereby amended 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 hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.



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

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

**SECTION 9.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3135-2022

**Drafting Date:** 11/4/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify a professional services contract with E.L. Robinson Engineering to add additional funds for design of the Bikeway Development-Georgesville Road SUP - Parkwick Drive to Sullivant Avenue.

Ordinance 1796-2021 authorized the Director of Public Service to enter into a professional services contract with E.L. Robinson Engineering for the Bikeway Development- Georgesville Road SUP - Parkwick Drive to Sullivant Avenue project in the amount of \$250,000.00. This project consists of design for a new shared use path (SUP) along the east side of Georgesville Road from Parkwick Drive to Sullivant Avenue (south leg, west of Georgesville).

This ordinance authorizes the Director of Public Service to modify the contract in the amount of up to \$615,000.00. This modification is necessary to cover the design phase of the project. The original contract was set up to complete the study phase which delivered a preliminary alignment plan as well as recommendations for sidewalks, lighting, and curb and gutter for the SUP design. Additional efforts covered in the modification scope will include the detail design work and efforts required to complete the design, right of way plans, and construction plans as well as additional services through the construction phase. It was deemed to be more cost efficient to modify the existing contract than to bid this part of the work.

The original contract amount:	\$250,000.00	(PO282002, Ord. 1796-2021)
The total of Modification No. 1:	<u>\$615,000.00</u>	<u>(This Ordinance)</u>
The contract amount including all modifications:	\$865,000.00	

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against E.L. Robinson Engineering.

### 2. CONTRACT COMPLIANCE

The contract compliance number for E.L. Robinson Engineering is CC005858 and expires 2/15/2024.

### 3. FISCAL IMPACT

Funding in the amount of \$504,371.00 is available and appropriated within the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2022 Capital Improvements Budget is necessary to align funding with the proper project.

The balance of funding needed will come from ACPO006747 created by Ordinance 1796-2021 has funding available in the amount of \$110,629.00 to be used for this project.

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This expenditure is to modify a contract that was put in place prior to the implementation of this program and as such is not a part of the program.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to avoid a delay in designing the project and keep on schedule to complete construction in a timely manner, to preserve the safety of the traveling public.

To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with E.L. Robinson Engineering in connection with the Bikeway Development-Georgesville Road SUP - Parkwick Drive to Sullivant Avenue project; to authorize the expenditure of up to \$504,371.00 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$504,371.00)

**WHEREAS**, contract no. PO282002 with E.L. Robinson Engineering, in the amount of \$250,000.00, was authorized by ordinance no. 1769-2021; and

**WHEREAS**, it has become necessary to modify the contract in an amount up to \$615,000.00 and provide additional funds for the Bikeway Development- Georgesville Road SUP - Parkwick Drive to Sullivant Avenue project; and

**WHEREAS**, Auditor's Certificate ACPO006747 in the amount of \$110,629.00 will be used to partially fund this project; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to align funding with the proper project; and

**WHEREAS**, it is necessary to expend funds relative to the project; and

**WHEREAS**, this expenditure is to modify a contract that was put in place prior to the implementation of the Minority and Woman Owned Business Enterprise & Small Local Business Enterprise Program and as such is not a part of the 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 to enter into a contract modification with E.L. Robinson Engineering to avoid a delay in designing the project and keep on schedule to complete construction in a timely manner thereby preserving the safety of the traveling public; **now, therefore**

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by Ordinance 1896-2022 be amended to establish sufficient authority for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P540002-100102 / Bikeway Development-Refugee Rd over Big Walnut Creek Shared Use Path (Voted

Carryover) / \$727,500.00 / (\$504,371.00) / \$223,129.00

7704 / P540002-100103 / Bikeway Development-Georgesville Rd SUP - Parkwick Dr to Sullivant Ave (Voted Carryover) / \$0.00 / \$504,371.00 / \$504,371.00

**SECTION 2.** That the Director of Public Service be, and hereby is, authorized to enter into a contract modification with E.L. Robinson Engineering located at 950 Goodale Blvd., Suite 180, Grandview Heights, Ohio, 43212, for the Bikeway Development-Georgesville Rd. SUP - Parkwick Dr. to Sullivant Ave. project in the amount of up to \$615,000.00, or so much thereof as may be needed, in accordance with the plans and specifications on file in the Department of Public Service, which are hereby approved.

**SECTION 3.** That the expenditure of \$504,371.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P540002-100103 (Bikeway Development-Georgesville Rd SUP - Parkwick Dr to Sullivant Ave), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 6.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 3137-2022

**Drafting Date:** 11/4/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes and directs the Human Resources Director to modify the contract with Aon Consulting Inc. for employee benefits consulting services. Human Resources has determined that it is necessary to add services to meet the federal reporting mandate under the Consolidated Appropriations Act, 2021 and modify the total cost of the contract to include an additional \$20,000.00 for these services. The most recent modification, legislated via Ord. 0276-2022, authorized a one year renewal through February 28, 2023. In addition, Ord, 2742-2021 appropriated the necessary funds.

This modification provides contract authority and funding of \$20,000.00 to complete and submit the required federal reporting under the Consolidated Appropriations Act, 2021. AON will submit the reporting on the City's behalf no later than December 27, 2022.

This modification authorizes contract and expenditure authority.

**FISCAL IMPACT:** The total obligation under the original contract and all modifications is \$734,000.00. Sufficient funding is available within the Employee Benefits Fund, administrative subfund, for this contract modification.

**Emergency Action:** Emergency action is being requested to allow the employee benefits consultant to complete and submit the federal reporting by the due date of December 27, 2022.

To authorize the Human Resources Director to modify and increase the existing contract with AON Consulting Inc., to provide additional employee benefit consulting services, specifically federal reporting that has a due date of December 27, 2022; and expenditure of an additional \$20,000.00 from the Employee Benefits Fund, administrative subfund and to declare an emergency. (\$20,000.00)

**WHEREAS,** it is in the best interest of the City of Columbus to modify and increase the existing contract with AON Consulting Inc. to provide funding for additional contract costs associated with reporting deemed necessary by the Consolidated Appropriations Act, 2021; and

**WHEREAS,** it is necessary to authorize the additional expenditure of up to \$20,000.00; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Human Resources in that it is immediately necessary to modify and increase the existing contract with AON Consulting Inc. for reporting deemed necessary by the Consolidated Appropriations Act, 2021 to allow AON to complete and submit the federal reporting by the due date of December 27, 2022; **now, therefore**

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

**SECTION 1.** That the Human Resources Director is hereby authorized to modify and increase the existing contract with AON Consulting Inc., to provide additional employee benefit consulting services for reporting deemed necessary by the Consolidated Appropriations Act, 2021.

**SECTION 2.** That the expenditure of \$20,000.00, or so much thereof as may be necessary, is hereby authorized from and within the Employee Benefits Fund 5502, in object class 03 purchased services per the accounting codes in the attachment of 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 or vetoes the same.

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**Legislation Number:** 3140-2022

**Drafting Date:** 11/4/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV22-089**

**APPLICANT:** Sawbury Columbus 4m; c/o Yancy Xue; 2700 Sawbury Boulevard; Columbus, OH 43235.

**PROPOSED USE:** Commercial development.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of three parcels developed with an office complex in the C-2, Commercial District. The requested Council variance will permit salon, massage, and pet training/grooming uses within the existing development which are not permitted in the C-2, Commercial District. The site is within the planning area of *The Northwest Plan (2016)*, which recommends "Office" land uses at this location. Staff views the proposed uses as a limited form of retail service uses that are otherwise compatible with smaller-scale office uses as is present at this location.

To grant a Variance from the provisions of Section 3353.03, Permitted uses, of the Columbus City Codes; for the property located at **2686-2772 SAWBURY BLVD. (43235)**, to permit salon, massage, and pet training/grooming uses within an existing office development in the C-2, Commercial District (Council Variance #CV22-089).

**WHEREAS**, by application #CV22-089, the owner of property at **2686-2772 SAWBURY BLVD. (43235)** is requesting a Council variance to permit salon, massage, and pet training/grooming uses within an existing office development in the C-2, Commercial District; and

**WHEREAS**, Section 3353.03, Permitted uses, does not permit salon, massage, and pet training/grooming uses in the C-2, Commercial District, while the applicant proposes these uses within an existing office development; and

**WHEREAS**, City Departments recommend approval because the proposed uses are a limited form of retail service uses compatible with the office uses in the existing development; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed uses; and

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

**WHEREAS**, the granting of said variance will not impair an adequate supply of light and air to the adjacent property, unreasonably increase the congestion of public streets, increase the danger of fires, endanger the public safety, unreasonably diminish or impair established property values within the surrounding area, or in any other respect 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 owner of the property located at **2686-2772 SAWBURY BLVD. (43235)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Section 3353.03, Permitted uses, of the Columbus City Codes, is hereby granted for the property located at **2686-2772 SAWBURY BLVD. (43235)**, insofar as said

section prohibits salon, massage, and pet training/grooming uses in the C-2, Commercial District; said property being more particularly described as follows:

**2686-2772 SAWBURY BLVD. (43235)**, being 3.97± acres located on the north side of Sawbury Boulevard, 450± feet east of Sawmill Road, and being more particularly described as follows:

Parcel I: 590-195553-00

Situated in the State of Ohio, County of Franklin, City of Columbus, and in Lot 16 as the same is numbered and delineated upon the plat of Flavel Tuller's Survey of Section 1, Township 2, Range 19, United States Military Lands, in Plat Book 3, Page 60, containing 1.441 acres of land, more or less, said 1.441 acres being out of that 4.000 acre tract of land described in the deed to Donald R. Kenney, Tr of record in Official Record 3571 Page HO1, both being of record in the Recorder's Office, Franklin County, Ohio, said 1.441 acres of land being more particularly described as follows:

Beginning, for reference, at a ¾-inch (1.0.) iron pipe in a northerly right of way line of Sawbury Boulevard as said Sawbury Boulevard in so designated and delineated upon the plat of Summerwood Section No, 3 Phase No. 1 (Dedication of Parts of Sawbury Boulevard, Sawmill Road, Shirlington Drive and Billingsley Road and Easements) in Plat Book 57, Page 50, said reference point of beginning being the southwesterly corner of that 12.117 acre tract of land described in the deed to Donald R. Kenney, Trustee, in Deed Book 3798, Page 796, both being of record in the Recorder's Office, Franklin County, Ohio; thence, from said reference point of beginning, westwardly, with a northerly right of way line of said Sawbury Boulevard, the same being the arc of a curve to the right having a radius of 1,920 feet, a central angle of 29 58' 07" and a chord that bears N 82° 15' 29" W, a chord distance of 99.47 feet to a point at the true point of beginning in the southeasterly corner of said 4.000 acre tract;

Thence, from said true point of beginning, westwardly, with the southerly boundary of said 4.000 acre tract and with a northerly right of way line of said Sawbury Boulevard, the same being the arc of a curve to the right having a radius of 1,920.00 feet, a central angle of 30 20' 45" and a chord that bears N 79° 06' 03" W, a chord distance of 112.11 feet to a point of reverse curvature in the northerly right of way line of said Sawbury Boulevard;

Thence westwardly, with the southerly boundary of said 4.000 acre tract and with a northerly right of way line of said Sawbury Boulevard, the same being the arc of a curve to the left having a radius of 1,980.00 feet, a central angle of 1° 12' 21" and a chord that bears N 78° 01' 50" W, a chord distance of 41.67 feet to a point;

Thence N 0° 20' 19" E, crossing said 4.000 acre tract, a distance of 405.73 feet to a point in the northerly line of said 4.000 acre tract, the same being in the southerly line of that ten acre tract of land described in the deed to Amerco Nini, Mary A. Nini, Ralph L. Sanese and Theodora Sanese of record in Deed Book 2856, Page 35, Recorder's Office, Franklin County, Ohio;

Thence S 89° 49' 59" with the northerly line of said 4.000 acre tract, with, in part, the southerly line of said Nini et al ten acre tract and with, in part, the southerly line of that 3.984 acre tract of land described in the deed to Dale Edward Williams of record in Deed Book 3408, Page 90, Recorder's Office, Franklin County, Ohio, a distance of 147.22 feet to the northeasterly corner of said 4.000 acre tract;

Thence S 00° 09' 44" E, with the easterly line of said 4.000 acre tract, a distance of 435.13 feet to the true point of beginning and containing 1.441 acres of land, more or less.

Parcel II: 590-196062-00

Situated in the State of Ohio, County of Franklin, City of Columbus, and in Lot 16 as the same is numbered and delineated upon the plat of Flavel Tuller's Survey of Section 1, Township 2, Range 19, United States Military Lands, Plat Book 3, Page 60, containing 1.256 acres of land, more or less, said 1.256 acres being out of that 4.000 acre tract of described in the deed to Donald R. Kenney, Tr of record in Official Record 3571 Page HO1, both being of record in the Recorders Office, Franklin County, Ohio, said 1.256 acres of land being more particularly described as follows:

Beginning, for reference, at a ¾-inch (I.D.) iron pipe in a northerly right of way line of Sawbury Boulevard as Sawbury Boulevard is so designated and delineated upon the plat of Summerwood Section No. 3 Phase No. 1 (Dedication of Parts of Sawbury Boulevard, Sawmill Road, Shirlington Drive and Billingsley Road and Easements) In Plat Book 57, Page 50, said reference point of beginning being the southwesterly corner of that 12.117 acre tract of land described in the deed to Donald R. Kenney Trustee, in Deed Book 3798, Page 756, both being of record in the Recorder's Office, Franklin County, Ohio; from said reference point of beginning, in part, with the southerly line of said 4.000 acre tract and with the northerly right of way line of said Sawbury Boulevard, the following two courses and distances:

- 1.) Westwardly, with the arc of a curve to the right, having a radius of 1,920 feet, a central angle of 6° 18' 53 and a chord that bears N 80° 35' 06" W, a chord distance of 211.50 feet to a point of reverse curvature;
- 2.) Westwardly, with the arc of a curve to the left having a radius of 1,980.00 feet, a central angle of 1° 12' 21" and a chord that bears N 78° 01' 50" W, a chord distance of 41.67 feet to the true point of beginning;

Thence, from said true point of beginning, westwardly, with the southerly line of said 4.000 acre tract and with the northerly right of way line of said Sawbury Boulevard and with the arc of a curve to the left, having a radius of 1,980.00 feet, a central angle of 4° 04' 23" and a chord that bears N 80° 40' 12" W, a chord distance of 140.73 feet to a point;

Thence N 00 ° 20' 19" E, crossing said 4.000 acre tract, a distance of 383.32 feet to a point in the northerly line of said 4.000 acre tract, the same being In the southerly line of that ten acre tract of land described in the deed to America Nini, Mary A Nini, Ralph L. Sanese and Theodora Sanese of record in Deed Book 2856, Page 35, Recorder's Office, Frank\*in County, Ohio;

Thence S 89° 49' 59" E, with the northerly line of said 4.000 acre tract and with the southerly line of said Nini et at ten acre tract, a distance of 139.00 feet to a point;

Thence S 00° 20' 19" W crossing said 4.000 acre tract, a distance of 405.73 feet to the true point of beginning and containing 1.256 acres of land, more or less.

Subject to rights of ways, easements and restrictions, if any, of previous record.

PARCEL III: 590-196061-00

Situated in the State of County of Franklin, City of Columbus, and in Lot 16 as the same is 196062 numbered and delineated upon the plat of Flavel Tuller's Survey of Section 1, Township 2, Range 19, United States Military Lands, in Plat Book 3, Page 60, containing 1.303 acres of land, more or less, said 1.303 acres being out of that 4.000 acre tract of land described In the deed to Donald R. Kenney, Tr. of record in Official Record 3571 Page HOI, both being of record in the Recorder's Office, Franklin County, Ohio, said 1.256 acres of land being more particularly described as follows:

Beginning, for reference, at a ¾-inch (I.D.) iron pipe in a northerly right of way line of Sawbury Boulevard as said Sawbury Boulevard is so designated and delineated upon the plat of Summerwood Section No. 3 Phase No. 1 (Dedication of Parts of Sawbury Boulevard, Sawmill Road, Shirlington Drive and Billingsley Road and Easements) in Plat Book 57, Page 50, said reference point of beginning being the southwesterly corner of that 12.117 acre tract of land described in the deed to Donald R. Kenney, Trustee, in Deed Book 3798, Page 796, both being of record in the Recorder's Office, Franklin County, Ohio; thence, from said reference point of beginning, in part, with the southerly line of said 4.000 acre tract and with the northerly right of way line of said Sawbury Boulevard the following two courses and distances:

- 1.) Westwardly, with the arc of a curve to the right, having a radius of 1,920.00 feet, a central angle of 6° 18' 53" and a chord that bears N 80° 35' 06" W, a chord distance of 211.50 feet to a point of reverse curvature;
- 2.) Westwardly, with the arc of a curve to the left, having a radius of 1,980.00 feet, a central angle of 5° 16' 44" and a chord that bears N 80° 04' 02" W, a chord distance of 182.36 feet to the true point of beginning;

Thence, from said true point of beginning, westwardly with the southerly line of said 4.000 acre tract and with the northerly right of way line of said Sawbury Boulevard and with the arc of a curve to the left, having a radius of 1,980.00 feet, a central angle of 4° 23' 09" and a chord that bears N 84 ° 53' 58" W, a chord distance of 151.52 feet to the southwesterly corner of said 4.000 acre tract;

Thence N 0 ° 20' 19" E, with, in part, the easterly line of that 2.144 acre tract of land described in the deed to the Board of American Missions of the Lutheran Church in America of record in Deed Book 3397, Page 620, Recorder's Office, Franklin County, Ohio, crossing the southeasterly corner of said 2,144 acre tract at a distance of 169.19 feet, a total distance of 370.29 feet to the northeasterly corner of said 2.144 acre tract, the same being in the northwesterly corner of said 4.000 acre tract and in the southerly line of that ten acre tract of land described in the deed to Americo Nini, Mary A, Nini, Ralph L. Sanese and Theodora Sanese of record in Deed Book 2856, Page 35, Recorder's Office, Franklin County, Ohio;

Thence S 89 ° 49 ' 59" E, with the northerly line of said 4.000 acre tract and with the southerly line of said Nini et al ten acre tract, a distance of 151.00 feet to a point;

Thence S 00° 20' 19" W, crossing said 4.000 acre tract, a distance of 383.32 feet to the true point of beginning and containing 1.303 acres of land, more or less.

Subject to all rights of ways, easements and restrictions, if any, of previous record.

**Property Addresses:**

2686 - 2714 Sawbury Boulevard, Columbus, OH 43235

2718 - 2744 Sawbury Boulevard, Columbus, OH 43235

2748 - 2772 Sawbury Boulevard, Columbus, OH 43235

Parcel Number(s): 590-195553-00, 590-196062-00, 590-196061-00

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for salon, massage, and pet training/grooming uses, or those uses permitted in the C-2, Commercial District.

**SECTION 3.** That this ordinance is further conditioned on the applicant obtaining all applicable permits and Certificates of Occupancy for the proposed uses.



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

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**Legislation Number:** 3156-2022

**Drafting Date:** 11/7/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **BACKGROUND**

This ordinance authorizes the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant in the amount of \$58,316.01 from the State of Ohio, Attorney General, Crime Victim Assistance Office, and to appropriate from the unappropriated balance of the general government grant fund to the Probation Department of the Franklin County Municipal Court, the total amount of the grant. This grant will fund a portion of the salaries and fringe benefits of two (2) victim assistant staff for the continuation of a program to assist probation officers primarily in the domestic violence unit. The staff acts as liaisons to the City Prosecutor and works with the victims of crime when a perpetrator has been placed on probation.

**Emergency Legislation** is requested so the grant funds can be used as close to the start date as possible.

**FISCAL IMPACT** \$58,316.01 will be expended from the General Governmental Grant Fund.

To authorize and direct the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Crime Victims Assistance Office; to appropriate \$58,316.01 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court Department of Probation and Pretrial Services to provide continued funding of two staff to work with the victims of crime when a perpetrator has been on probation; and to declare an emergency. (\$58,316.01)

**WHEREAS**, it is in the best interest of the City of Columbus to provide victim services in the Franklin County Municipal Court, Department of Probation Services; and

**WHEREAS**, a grant from the State of Ohio, Attorney General, Crime Victims Assistance Office in the amount of \$58,316.01 has been awarded to provide a portion of the costs; and

**WHEREAS**, an emergency exists in the usual daily operation of the Franklin County Municipal Court in that it is immediately necessary to authorize and direct the Administrative and Presiding Judge to accept the aforementioned grant to continue probationary services in the area of victim assistance and to appropriate and transfer the necessary funds for the program, thereby preserving the public health, peace, property, safety, and welfare; Now, Therefore,

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

**SECTION 1.** That the Administrative and Presiding Judge of the Franklin County Municipal Court be and is hereby authorized to accept a grant in the amount of \$58,316.01 from the State of Ohio, Crime Victims Assistance Office.

**SECTION 2.** Funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated. That from the unappropriated balance in the general government grant fund, fund 2220, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the months ending September 30, 2023, the sum of \$58,316.01 is appropriated to the Franklin County Municipal Court according to the account codes in the attachment.

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Administrative and Presiding Judge of the Franklin County Municipal Court and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 4.** At the end of the grant period, any repayment of unencumbered balances required by the grant is hereby authorized, 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 for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3162-2022

**Drafting Date:** 11/7/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into agreements with and to provide funding to the Ohio Department of Transportation (ODOT) relative to FRA-70-21.33, PID 109014, also known as the Safety Upgrades - Hamilton Rd. Safety Improvements project.

The aforementioned project, which is being administered by ODOT, encompasses various safety upgrades at the interchange of I-70 and Hamilton Road, including: widening the Hamilton Road ramp to I-70 eastbound to two lanes; realigning the I-70 east entrance and exit ramps at the SR 317/Hamilton Road intersection; removing the I-70 east to SR 317 NB connector and the connector to Hilton Corporate Drive; and upgrading the traffic signal at that location.

ODOT previously agreed to install additional interconnect conduits within the project limits at the request of the Department of Public Service, Division of Traffic Management, and Ordinance 1372-2021 authorized the Director of Public Service to enter into agreements with and provide funding in the amount of \$34,000.00 to facilitate the completion of necessary design revisions in order to incorporate the additional conduits into Stage 3 project plans.

The purpose of this ordinance is to facilitate the installation of those conduits during the construction phase of the aforementioned project, which is expected to commence in early 2023.

## **2. FISCAL IMPACT**

Funding in the amount of \$245,770.00 is available in the Gas Tax Fund within the Department of Public Service.

## **3. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

ODOT is a political subdivision of the State of Ohio and intends to be solely responsible for all costs incurred during the completion of the necessary highway improvements. As such, MBE/WBE/SLBE program requirements are not applicable.

#### **4. EMERGENCY DESIGNATION**

Emergency action is requested in order to prevent avoidable delays in the project schedule established by ODOT and to promote highway safety.

To authorize the Director of Public Service to enter into agreements with and provide funding to the Ohio Department of Transportation relative to the Safety Upgrades - Hamilton Rd. Safety Improvements project; to authorize the expenditure of up to \$245,770.00 from the Street Construction, Maintenance and Repair Fund; and to declare an emergency. (\$245,770.00)

**WHEREAS**, the Ohio Department of Transportation (ODOT) is administering FRA-70-21.33, PID 109014, also known as the Safety Upgrades - Hamilton Rd. Safety Improvements project; and

**WHEREAS**, the aforementioned project, which encompasses various safety upgrades at the interchange of I-70 and Hamilton Road, is located within the corporate boundaries of the City of Columbus; and

**WHEREAS**, ODOT previously agreed to install additional interconnect conduits at the request of the Department of Public Service, Division of Traffic Management as part of that effort; and

**WHEREAS**, Ordinance 1372-2021 authorized the execution of a contribution agreement between the Department of Public Service and ODOT and the expenditure of \$34,000 to facilitate the completion of necessary design revisions in order to incorporate the additional conduits into Stage 3 project plans; and

**WHEREAS**, construction of the aforementioned project is expected to commence in early 2023, necessitating the execution of a second contribution agreement between the parties and the expenditure of up to \$245,770.00 relative to the installation of the additional conduits in conjunction with that effort; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into agreements with and to provide funding to ODOT for that purpose; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize this ordinance to facilitate the execution of the requisite contribution agreement and the encumbrance and expenditure of needed construction funding as soon as reasonably practicable in order to prevent avoidable delays in the project schedule established by ODOT and to promote highway safety, thereby preserving the public health, peace, property, safety and welfare; **now, therefore,**

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

**SECTION 1.** That the Director of Public Service be and hereby is authorized to enter into agreements with the Ohio Department of Transportation (ODOT) and to make payment to ODOT relative to FRA-70-21.33, PID 109014, also known as the Safety Upgrades - Hamilton Rd. Safety Improvements project.

**SECTION 2.** That the expenditure of \$245,770.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (Gas Tax Fund), Dept-Div 5913 (Division of Traffic Management), in Object Class 06 (Capital Outlay) 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 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.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor, or ten days after passage if the mayor neither approves nor vetoes the same.

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**Legislation Number:** 3163-2022

**Drafting Date:** 11/7/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify a professional services contract with VS Engineering, Inc. to add additional funds for design of the Pedestrian Safety - General Engineering 2022-2 project.

Ordinance 0384-2022 authorized the Director of Public Service to enter into a professional services contract with VS Engineering, Inc. for the Pedestrian Safety - General Engineering 2022-2 project. The intent of this project is to provide 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 sidewalk and bikeway projects.

This ordinance authorizes the Director of Public Service to modify the contract in the amount of \$125,000.00. This modification is necessary to cover the negotiated fee for the project. The original contract was based on an estimate before a scope and task list was finalized. It was deemed to be more cost efficient to modify the existing contract than to bid this part of the work.

The original contract amount:	\$361,927.55	(PO319186/PO319193, Ord. 0384-2022)
The total of Modification No. 1:	<u>\$125,000.00</u>	<u>(This Ordinance)</u>
The contract amount including all modifications:	\$486,927.55	

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

### 2. CONTRACT COMPLIANCE

The contract compliance number for VS Engineering, Inc. is CC031373 and expires 6/25/2022. The consultant will need to renew their contract compliance number before the contract modification can be executed.

### 3. FISCAL IMPACT

Funding in the amount of \$125,000.00 is available within the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2022 Capital Improvements Budget is necessary to align funding for these project expenditures. Funds are appropriated.

### 4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM

This expenditure is to modify a contract that was put in place prior to the implementation of the Minority and Woman Owned Business Enterprise & Small Local Business Enterprise program and as such is not a part of the program.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to complete the design of the project in a timely manner, to preserve the safety of the traveling public.

To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with VS Engineering, Inc. in connection with the Pedestrian Safety - General Engineering 2022-2 project; to authorize the expenditure of up to \$125,000.00 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$125,000.00)

**WHEREAS**, contract no. PO319186/PO319193 with VS Engineering, Inc., in the amount of \$361,927.55, was authorized by ordinance no. 0384-2022; and

**WHEREAS**, it has become necessary to modify the contract in an amount up to \$125,000.00 and provide additional funds for the Pedestrian Safety - General Engineering 2022-2 project; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to provide funding for project expenditures; and

**WHEREAS**, it is necessary expend funds relative to the project; and

**WHEREAS**, this expenditure is to modify a contract that was put in place prior to the implementation of the City of Columbus MBE/WBE Program and as such is not a part of the 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 to enter into a contract modification with VS Engineering, Inc. to so that resources are available to complete upcoming sidewalk project, to preserve the safety of the traveling public, thereby preserving the public health, peace, property, safety, and welfare; **now, therefore**

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by Ordinance 1896-2022 be amended to establish sufficient authority for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P590105-100089 / Pedestrian Safety Improvements - Sidewalk NOV (Voted Carryover) / \$300,000.00 / (\$125,000.00) / \$175,000.00

7704 / P590105-100471 / Pedestrian Safety - General Engineering 2022-2 (Voted Carryover) / \$0.00 / \$125,000.00 / \$125,000.00

**SECTION 2.** That the Director of Public Service be, and hereby is, authorized to enter into a contract modification with VS Engineering, Inc. located at 445 Hutchinson Avenue, Suite 695, Columbus, OH 43235, for the Pedestrian Safety - General Engineering 2022-2 project in the amount of \$125,000.00, or so much thereof as may be needed, in accordance with the plans and specifications on file in the Department of Public Service, which are hereby approved.

**SECTION 3.** That the expenditure of \$125,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P590105-100471 (Pedestrian Safety - General Engineering 2022-2), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 6.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 3167-2022

**Drafting Date:** 11/7/2022

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

## **1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into a contribution agreement with and to provide funding to the Short North Alliance relative to the operation of the Short North Ornamental Arches (“Arches”).

In 2002, the City of Columbus, in collaboration with the Short North Special Improvement District, installed 17 Arches on High Street between Goodale and Fifth avenues, which pay homage to earlier wooden arches first built in 1888 when Columbus was known as “Arch City”, making the Arches of considerable historical, cultural, and civic importance to Columbus and its residents. Eventually the Arches needed major maintenance, repair, and upgrading, prompting the City, acting through its Department of Public Service, to engage a contractor to perform this work.

Following the restoration of the Arches, the Short North Special Improvement District assumed responsibility for the operation and maintenance of the Arches pursuant to an infrastructure maintenance agreement, effective August 19, 2020. That agreement also noted an anticipated need for 960 replacement lights for future use, with the City informally agreeing to provide a portion of the monies necessary to support the fabrication of said lights. The purchase and installation of the lighting was included in the Downtown Streetscape - Short North SID - High Street Improvements Phase 3 project, approved by Council via Ordinance 0030-2019, which passed February 4, 2019. Due to supply chain issues and a long lead time in procuring the bulbs, the Department of Public Service desires to closeout the existing construction project and turn the procurement of the lighting over to the Short North Alliance.

The purpose of this ordinance is to enable the City, acting through the Department of Public Service, to satisfy that obligation by making a one-time, lump sum payment of \$159,609.48 to the Short North Alliance to facilitate the procurement of the same.

## **2. FISCAL IMPACT**

Funding in the amount of \$159,609.48 is available in Fund 7766, the Street and Highway Non-Bond Fund, Project P530053-100000. An amendment to the 2022 Capital Improvement Budget is needed to establish budget authority for the correct project. The funds are appropriated.

## **3. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

The Short North Alliance is a local, non-profit organization, and as such, MBE/WBE/SLBE program requirements are not applicable to the proposed expenditure.

**4. EMERGENCY DESIGNATION**

~~Emergency action is requested to enable the Department of Public Service to make payment to the Short North Alliance as soon as reasonably possible due to supply chain issues and the long lead time required to obtain the lighting.~~

To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to execute a contribution agreement with and make payment to the Short North Alliance relative to the Short North Ornamental Arches; to authorize the expenditure of up to \$159,609.48 from the Street and Highway Non-Bond Fund; ~~and to declare an emergency.~~ (\$159,609.48).

**WHEREAS**, the Short North Ornamental Arches (“Arches”) are of significant historical, cultural, and civic importance to the City of Columbus and its residents; and

**WHEREAS**, in 2002, the City of Columbus collaborated with the Short North Special Improvement District on the design, fabrication, and installation of 17 Arches on High Street between Goodale and Fifth avenues, paying homage to erstwhile wooden arches first built in 1888 when Columbus was known as “Arch City”; and

**WHEREAS**, eventually the Arches needed major maintenance, repair, and upgrading, prompting the City, acting through its Department of Public Service, to engage a contractor to restore the Arches to perform this work; and

**WHEREAS**, following the restoration of the Arches, the Short North Special Improvement District assumed responsibility for the operation and maintenance of the Arches pursuant to an infrastructure maintenance agreement, effective August 19, 2020; and

**WHEREAS**, that agreement also noted an anticipated need for 960 replacement lights for future use, with the City informally agreeing to provide a portion of the monies necessary to support the fabrication of said lights; and

**WHEREAS**, the purposes of this ordinance are to authorize the execution of a contribution agreement between the Department of Public Service and the Short North Alliance and the encumbrance and expenditure of funds to facilitate the procurement of the replacement lights; and

**WHEREAS**, the Short North Alliance is a local, non-profit organization, and as such, MBE/WBE/SLBE program requirements are not applicable to the proposed expenditure; and

**WHEREAS**, an amendment to the 2022 Capital Improvement Budget is needed to provide sufficient budget authority for the proper 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 a contribution agreement in order to make payment to the Short North Alliance as soon as reasonably possible due to supply chain issues and the long lead time required to obtain the lighting;~~ **NOW, THEREFORE,**

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

**SECTION 1.** That the 2022 Capital Improvement Budget authorized by Ordinance 1896-2022 be and is hereby amended to provide sufficient budget authority as follows:

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

7766 / P530053-100002 / Downtown Streetscape - Short North SID - High Street Improvements Phase 2 (Street and Highway Improvement Carryover) / \$184,342.00 / (\$159,609.00) / \$24,733.00

7766 / P530053-100003 / Downtown Streetscape - Short North SID - High Street Improvements Phase 3 (Street and Highway Improvement Carryover) / \$65,000.00 / \$159,609.00 / \$224,609.00

**SECTION 2.** That the Director of Public Service be and hereby is authorized to execute a contribution agreement with and contribute funding to the Short North Alliance relative to the operation of the Short North Ornamental Arches.

**SECTION 3.** That the expenditure of \$159,609.48, or so much thereof as may be needed, is hereby authorized in Fund 7766 (Street and Highway Non-Bond Fund), Dept-Div 59-12 (Division of Design and Construction), Project P530053-100003 (Downtown Streetscape - Short North SID - High Street Improvements Phase 3), 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 ten days after passage if the mayor neither approves nor vetoes the same.~~

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

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**Legislation Number:** 3169-2022

**Drafting Date:** 11/8/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes an amendment to Ordinance No. 3221-2018, passed by Columbus City Council on March 11, 2019, for the purpose of changing the Department of Development's fee schedule that supports the Department's administrative and project costs associated with administering the Department's economic development programs. An amendment is needed for the purpose of changing the Department of Development/Economic Development Division's Fee Schedule.

Through the use of targeted programs and incentives, the Department of Development encouraged the development of affordable housing, the creation of new and retained jobs, leveraged private investment and the enforcement of the City Code. Fee schedules have been developed for the following divisions within the Department of Development: Economic Development, Housing, Code Enforcement and Land Redevelopment.

**FISCAL IMPACT:** This legislation does not authorize an expenditure.

To amend Ordinance Number 3221-2018, passed by Columbus City Council on March 11, 2019, for the purpose of changing the Department of Development/Economic Development Division's Fee Schedule for fees



that support the Department's administrative and project cost associated with administering Department programs.

**WHEREAS**, the City of Columbus, per Ordinance Number 3221-2018, passed by Columbus City Council on March 11, 2019, authorized the Director of the Department of Development to establish a fee schedule that supports the Department's administrative and project costs associated with administering programs of the Department of Development; and

**WHEREAS**, through the use of targeted programs and incentives, the Department of Development encourages the development of affordable housing, the creation of new and retained jobs, leverage private investment, and the enforcement of the City Code; and

**WHEREAS**, the Department of Development desires to establish a fee schedule that supports the Department's administrative and project cost associated with administering these programs; and

**WHEREAS**, the following Divisions within the Department of Developed have developed fee schedules associated with the program goals mentioned above: Economic Development, Housing, Code Enforcement, and Land Redevelopment; and

**WHEREAS**, the Department of Development/Economic Development Division desires to amend the Economic Development Fee Schedule to continue to support the Department's administrative and project costs associated with administering programs of the Department of Development; and **NOW THEREFORE**,

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

**SECTION 1.** That Ordinance Number 3221-2018, passed March 11, 2019, by Columbus City Council, is hereby amended to change the Department of Development/Economic Development Division's Fee Schedule.

**SECTION 2.** That the Director of the Department of Development is hereby authorized to amend the Department of Development/Economic Development Division's Fee Schedule and to collect the fees provided for therein in order to support the Department's administrative and project costs associated with administering the programs of the Department of Development.

**SECTION 3.** That for the purposes stated in Section 2, the fee schedule attached to this ordinance is hereby deemed approved for the amounts set forth and for the activities identified therein.

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

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**Legislation Number:** 3171-2022

**Drafting Date:** 11/8/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify a contract with CBRE Government Services, LLC. (CBRE) for facility management services at the Jerry Hammond Center and the Franklin County Municipal Court Building. Since 2007, the Department of Finance and Management has contracted for facility management services for the Jerry Hammond Center at 1111 E. Broad Street and the Franklin County Municipal Court Building at 375 S. High Street.

CBRE is responsible for regularly assessing the conditions of the building and its systems, developing and implementing building operations (including janitorial and security services), performing preventive maintenance, and establishing capital plans necessary to maintain, preserve, and keep the premises in good repair and condition. At the City's request, CBRE may also act as a liaison and assist in the oversight of the design and build out of building renovations and improvements at these facilities.

This modification is necessary to add additional funding to the facility management agreement. These additional funds are necessary to fund the boiler replacement at the Jerry Hammond Center, as well as the fire pump replacement at the Municipal Court Building.

The initial term of this contract was awarded pursuant to Ordinance 1223-2019 and was for the period June 1, 2019 - May 31, 2020, with four (4) annual renewal options. The first contract renewal was awarded pursuant to Ordinance 0873-2020 and was for the period June 1, 2020 - May 31, 2021. A contract modification was done to add additional funds in the amount of \$270,000 pursuant to ordinance 2100-2020. The second contract renewal was awarded pursuant to Ordinance 0908-2021 and was for the period June 1, 2021 - May 31, 2022. The third renewal was awarded pursuant to Ordinance 0653-2022 and was for the period June 1, 2022 - May 31, 2023.

The cost break-down for the additional funding needed for this facility management services at the Jerry Hammond Center and the Municipal Court Building are as follows:

Jerry Hammond Center: \$80,000.00 (Boiler Replacement)

Municipal Court Building: \$80,000.00 (Fire Pump Replacement)

**Emergency action** is requested to ensure that this contract can be modified quickly so that necessary sub-contracts as well as facility repairs and small scale renovations can continue without interruption.

CBRE Government Services, LLC. Federal Tax ID: 80-0659792, CC027385

**Fiscal Impact:** This ordinance authorizes a transfer and expenditure of up to \$160,000.00 within the Construction Management Capital Improvement Fund with CBRE Government Services, LLC. for facility management services at the Jerry Hammond Center and the Franklin County Municipal Court Building.

Ordinance 0653-2022 authorized the expenditure of \$2,784,710.00 for these facility management services. With this modification, the 2022-2023 contract amount will be \$2,944,710.00. In 2021, the Finance and Management Department expended \$2,713,993.00 for these services collectively.

To authorize the Director of the Department of Finance and Management, on behalf of the Facilities Management Division, to modify a contract with CBRE Government Services LLC for facility management services at the Jerry Hammond Center and the Franklin County Municipal Court Building; to authorize the transfer and expenditure up to \$160,000.00 within the Construction Management Capital Improvement Fund;

to amend the 2022 Capital Improvement Budget; and to declare an emergency. (\$160,000.00)

**WHEREAS**, the Department of Finance and Management is currently under contract with CBRE Government Services, LLC for facility management services related to maintaining and operating the Jerry Hammond Center at 1111 E. Broad Street and the Franklin County Municipal Court Building at 375 S. High Street; and

**WHEREAS**, it is necessary to modify this contract in order to add additional funding to the facility management agreement; and

**WHEREAS**, these additional funds are needed to fund the boiler replacement at the Jerry Hammond Center, as well as the fire pump replacement at the Municipal Court Building; and

**WHEREAS**, it is necessary to authorize a transfer and expenditure up to \$160,000.00 within the Construction Management Capital Improvement Fund; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to modify a contract with CBRE Government Services, LLC. so that necessary facility repairs and small scale renovations can continue without interruption, thereby preserving the public health, peace, property, safety, and welfare; **Now, therefore**

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

**SECTION 1.** That the Finance and Management Director, on behalf of the Facilities Management Division, is hereby authorized to modify a contract with CBRE Government Services, LLC for facility management services at the Jerry Hammond Center and the Franklin County Municipal Court Building.

**SECTION 2.** That the transfer of \$160,000.00, or so much thereof as may be necessary in regard to the actions authorized in SECTION 1, is hereby authorized in Fund 7733 - Construction Management Capital Improvement Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$160,000.00, or so much thereof as may be necessary in regard to the actions authorized in SECTION 1, is hereby authorized in Fund 7733 - Construction Management Capital Improvement Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the 2022 Capital Improvement Budget is hereby amended 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 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 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 reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3176-2022

**Drafting Date:** 11/8/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

On August 4, 2019, in Dayton, Ohio just a short drive down the road, an armed gunman headed to the Oregon Entertainment District armed with a semi-automatic firearm equipped with a 100-round drum magazine and proceeded to carry out a mass shooting in which 9 people were killed and 27 were injured in just thirty seconds. Since then numerous additional mass shootings have taken place.

Columbus has not been immune to gun violence, it has long plagued our city, robbing us of our most valuable asset, our people. We have seen how gun violence has ripped through our communities especially among our youth. Last year alone, 91% of homicides in Columbus were committed with a firearm. Gun control simply cannot wait. This legislation will effectuate common sense gun reform in our community thereby creating a safer Columbus.

To amend sections 2303.05, 2303.14, 2323.11, and 2323.20; to enact sections 2323.191, 2323.32, and 2323.321, and to repeal existing sections 2303.05, 2303.14, 2323.11, and 2323.20 of Columbus City Codes to effectuate common sense gun reform; and to declare an emergency.

**WHEREAS,** more Ohioans died from firearms in 2021 than almost any year on record, according to Ohio Department of Health data; and

**WHEREAS,** despite this fact, the Ohio legislature has steadily relaxed state gun laws; and

**WHEREAS,** the Columbus Division of Police has arrested 36% more juveniles for gun violations this year than in 2021; and

**WHEREAS,** 13% of the juveniles that were arrested for guns in 2022 brought the firearm with them to school; and

**WHEREAS,** gun violence has continually plagued our city, robbing us of our most valuable assets, our people; and

**WHEREAS,** the Mayor of Columbus has declared gun violence a public health crisis; and

**WHEREAS**, in 2021, 91% of homicides in Columbus were committed with a firearm; and

**WHEREAS**, the safety of residents is of paramount importance; and

**WHEREAS**, an emergency exists in the usual daily operation of the Columbus City Council in that it is immediately necessary to authorize the effectuation of common sense gun reform in our community to create a safer 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 sections 2303.05, 2303.14, 2323.11, and 2323.20 of the Columbus City Codes are hereby amended as follows:

**2303.05 - Negligent homicide.**

(A) No person shall negligently cause the death of another or the unlawful termination of another's pregnancy by means of a deadly weapon or dangerous ordnance as defined in Section ~~2923.11 of the Ohio Revised Code, 2323.11.~~

(B) Whoever violates this section is guilty of negligent homicide, a misdemeanor of the first degree.

(C) Any instrumentality that has been used in a violation of this section shall be seized and is subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

(D) For purposes of this section, storing or leaving a deadly weapon or dangerous ordnance in a manner or location in the person's residence where the person knows or reasonably should know a minor is able to gain access to the deadly weapon or dangerous ordnance constitutes a substantial lapse from due care.

(E) There shall be a rebuttable presumption that a person exercised due care with respect to a deadly weapon that is a firearm where, by a preponderance of the evidence, it is shown that the person stored the firearm using safe storage as defined in Chapter 2323.

**2303.14 - Negligent assault.**

(A) No person shall negligently, by means of a deadly weapon or dangerous ordnance as defined in Section ~~2923.11 of the Revised Code 2323.11,~~ cause physical harm to another.

(B) Whoever violates this section is guilty of negligent assault, a misdemeanor of the third degree.

(C) Any instrumentality that has been used in a violation of this section shall be seized and is subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

(D) For purposes of this section, storing or leaving a deadly weapon or dangerous ordnance in a manner or location in the person's residence where the person knows or reasonably should know a minor is able to gain access to the deadly weapon or dangerous ordnance constitutes a substantial lapse from due care.

(E) There shall be a rebuttable presumption that a person exercised due care with respect to a deadly weapon that is a firearm where, by a preponderance of the evidence, it is shown that the person stored the firearm using safe storage as defined in Chapter 2323.

### 2323.11 - Definitions.

As used in sections 2323.11 to 2323.5455 of the Columbus City Codes:

(A)"Deadly weapon" means any instrument, device, or thing capable of inflicting death, and designed or specially adapted for use as a weapon, or possessed, carried, or used as a weapon.

(B)(1)"Firearm" means: (a) any deadly weapon capable of expelling or propelling one or more projectiles by the action of an explosive or combustible propellant; or (b) the frame or receiver of any such weapon as defined in 27 CFR §487.12. "Firearm" includes an unloaded firearm, and any firearm that is inoperable but that can readily be rendered operable.

(2)When determining whether a firearm is capable of expelling or propelling one or more projectiles by the action of an explosive or combustible propellant, the trier of fact may rely upon circumstantial evidence, including, but not limited to, the representations and actions of the individual exercising control over the firearm.

(C)"Handgun" means any of the following:

(1)Any firearm that has a short stock and is designed to be held and fired by the use of a single hand;

(2)Any combination of parts from which a firearm of a type described in division (C)(1) of this section can be assembled.

(D)"Semi-automatic firearm" means any firearm designed or specially adapted to fire a single cartridge and automatically chamber a succeeding cartridge ready to fire, with a single function of the trigger.

(E)"Automatic firearm" means any firearm designed or specially adapted to fire a succession of cartridges with a single function of the trigger.

(F)"Sawed-off firearm" means a shotgun with a barrel less than eighteen inches long, or a rifle with a barrel less than sixteen inches long, or a shotgun or rifle less than twenty-six inches long overall. "Sawed-off firearm" does not include any firearm with an overall length of at least twenty-six inches that is approved for sale by the federal bureau of alcohol, tobacco, firearms, and explosives under the "Gun Control Act of 1968," 82 Stat. 1213, 18 U.S.C. 921(a)(3), but that is found by the bureau not to be regulated under the "National Firearms Act," 68A Stat. 725 (1934), 26 U.S.C. 5845(a).

(G)"Zip-gun" means any of the following:

(1)Any firearm of crude and extemporized manufacture;

(2)Any device, including without limitation a starter's pistol, that is not designed as a firearm, but that is specially adapted for use as a firearm;

(3)Any industrial tool, signaling device, or safety device, that is not designed as a firearm, but that as designed is capable of use as such, when possessed, carried, or used as a firearm.

(H)"Explosive device" means any device designed or specially adapted to cause physical harm to persons or property by means of an explosion, and consisting of an explosive substance or agency and a means to detonate it. "Explosive device" includes without limitation any bomb, any explosive demolition device, any blasting cap or detonator containing an explosive charge, and any pressure vessel that has been knowingly tampered with or arranged so as to explode.

(I)"Incendiary device" means any firebomb, and any device designed or specially adapted to cause physical harm to persons or property by means of fire, and consisting of an incendiary substance or agency and a means to ignite it.

(J)"Ballistic knife" means a knife with a detachable blade that is propelled by a spring-operated mechanism.

(K)"Dangerous ordnance" means any of the following, except as provided in division (L) of this section:

- (1)Any automatic or sawed-off firearm, zip-gun, or ballistic knife;
- (2)Any explosive device or incendiary device;
- (3)Nitroglycerin, nitrocellulose, nitrostarch, PETN, cyclonite, TNT, picric acid, and other high explosives; amatol, tritonal, tetrytol, pentolite, pectretol, cyclotol, and other high explosive compositions; plastic explosives; dynamite, blasting gelatin, gelatin dynamite, sensitized ammonium nitrate, liquid-oxygen blasting explosives, blasting powder, and other blasting agents; and any other explosive substance having sufficient brisance or power to be particularly suitable for use as a military explosive, or for use in mining, quarrying, excavating, or demolitions;
- (4)Any firearm, rocket launcher, mortar, artillery piece, grenade, mine, bomb, torpedo, or similar weapon, designed and manufactured for military purposes, and the ammunition for that weapon;
- (5)Any firearm muffler or suppressor;
- (6)Any combination of parts that is intended by the owner for use in converting any firearm or other device into a dangerous ordnance.

(L)"Dangerous ordnance" does not include any of the following:

- (1)Any firearm, including a military weapon and the ammunition for that weapon, and regardless of its actual age, that employs a percussion cap or other obsolete ignition system, or that is designed and safe for use only with black powder;
- (2)Any pistol, rifle, or shotgun, designed or suitable for sporting purposes, including a military weapon as issued or as modified, and the ammunition for that weapon, unless the firearm is an automatic or sawed-off firearm;
- (3)Any cannon or other artillery piece that, regardless of its actual age, is of a type in accepted use prior to 1887, has no mechanical, hydraulic, pneumatic, or other system for absorbing recoil and returning the tube into battery without displacing the carriage, and is designed and safe for use only with black powder;
- (4)Black powder, priming quills, and percussion caps possessed and lawfully used to fire a cannon of a type defined in division (L)(3) of this section during displays, celebrations, organized matches or shoots, and target practice, and smokeless and black powder, primers, and percussion caps possessed and lawfully used as a propellant or ignition device in small-arms or small-arms ammunition;
- (5)Dangerous ordnance that is inoperable or inert and cannot readily be rendered operable or activated, and that is kept as a trophy, souvenir, curio, or museum piece.
- (6)Any device that is expressly excepted from the definition of a destructive device pursuant to the "Gun Control Act of 1968," 82 Stat. 1213, 18 U.S.C. 921(a)(4), as amended, and regulations issued under that act.
- (7) Any firearm with an overall length of at least twenty-six inches that is approved for sale by the federal bureau of alcohol, tobacco, firearms, and explosives under the "Gun Control Act of 1968," 82 Stat. 1213, 18 U.S.C. 921(a)(3), but that is found by the bureau not to be regulated under the "National Firearms Act," 68A Stat. 725 (1934), 26 U.S.C. 5845(a).

(M)"Explosive" means any chemical compound, mixture, or device, the primary or common purpose of which is to function by explosion. "Explosive" includes all materials that have been classified as division 1.1, division 1.2, division 1.3, or division 1.4 explosives by the United States department of transportation in its regulations and includes, but is not limited to, dynamite, black powder, pellet powders, initiating explosives, blasting caps, electric blasting caps, safety fuses, fuse igniters, squibs, cordeau detonant fuses, instantaneous fuses, and igniter cords and igniters. "Explosive" does not include "fireworks," as defined in section 3743.01 of the Revised Code, or any substance or material otherwise meeting the definition of explosive set forth in this section that is manufactured, sold, possessed, transported, stored, or used in any activity described in section 3743.80 of the Revised Code, provided the activity is conducted in accordance with all applicable laws, rules,

and regulations, including, but not limited to, the provisions of section 3743.80 of the Revised Code and the rules of the fire marshal adopted pursuant to section 3737.82 of the Revised Code.

(N)"Large capacity magazine" means any magazine, belt, drum, feed strip, clip or other similar device that has the capacity of, or can be readily restored or converted to accept, thirty (30) or more rounds of ammunition for use in a firearm. A "large capacity magazine" does not include any of the following:

(1) A feeding device that has been permanently altered so that it cannot accommodate more than thirty rounds of ammunition;

(2) A .22 caliber tube ammunition feeding device;

(3) A tubular magazine that is contained in a lever-action firearm;

(4) A magazine that is permanently inoperable.

(O) "Safe storage" means:

(1) a device that, when installed on a firearm, is designed to prevent the firearm from being operated without first deactivating the device;

(2) a device incorporated into the design of the firearm that is designed to prevent the operation of the firearm by anyone not having access to the device; or

(3) a safe, gun safe, gun case, lock box, or other device that is designed to be or can be used to store a firearm and that is designed to be unlocked only by means of a key, a combination, or other similar means.

### **2323.20 - Unlawful transactions in weapons; failure to report loss.**

(A)No person shall do either of the following:

(1) Manufacture, possess for sale, sell, or furnish to any person other than a law enforcement agency for authorized use in police work, any brass knuckles, cestus, billy, blackjack, sandbag, switchblade knife, springblade knife, gravity knife, or similar weapon.Recklessly sell, lend, give, or furnish a firearm to another person if the seller or furnisher knows, or has reason to know, that the person purchasing or attempting to purchase the firearm is doing so for, on behalf of, or at the request or demand of any other person that meets the criteria of one or more provisions of section 2923.13 of the Revised Code or section 2323.13 of the Columbus City Codes pertaining to weapons under disability.

(2) Recklessly purchase or attempt to purchase any firearm for, on behalf of, or at the request or demand of any other person knowing or having reasonable cause to believe that such other person meets the criteria of one or more provisions of section 2923.13 of the Revised Code or section 2323.13 of the Columbus City Codes pertaining to weapons under disability.

(B)No person shall knowingly fail to report to law enforcement authorities forthwith the loss or theft of any firearm or dangerous ordnance in the person's possession or under the person's control.

(C)Whoever violates division (A) of this section is guilty of unlawful transactions in weapons, a misdemeanor of the ~~second~~ first degree. Whoever violates division (B) of this section is guilty of failure to report loss of a firearm or dangerous ordnance, a misdemeanor of the fourth degree.

(D)Any instrumentality that has been used in a violation of this section shall be seized and subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

**Section 2.** That new sections 2323.191, 2323.32, and 2323.321 are hereby enacted, to read as follows:

#### **2323.191 Negligent Storage of a Firearm**



(A)(1) No person shall negligently store or leave a firearm in a manner or location in the person's residence where the person knows or reasonably should know a minor is able to gain access to the firearm.

(2)(a) This section does not apply to a person who stores or leaves a firearm in the person's residence if the firearm is kept in safe storage.

(b) This section does not apply to a person who stores or leaves a firearm in the person's residence if a minor gains access to the firearm as a result of any other person's unlawful entry into the person's residence.

(B)(1) Whoever violates this section is guilty of criminally negligent storage of a firearm. Except as provided in divisions (B)(2) or (B)(3) of this section, criminally negligent storage of a firearm is a misdemeanor of the fourth degree.

(2) If a minor gains access to a firearm as the result of a violation of this section, except as provided in division (B)(3) of this section, a violation of this section is a misdemeanor of the third degree.

(3) If a minor gains access to a firearm as a result of a violation of this section and uses the firearm to cause any personal injury or death, other than in self-defense, a violation of this section is a misdemeanor of the first degree.

(C) Nothing in this section prohibits a person who is in the person's residence from carrying a firearm on the person's person or placing a firearm in a location that is under the person's immediate control.

(D) This section shall not apply if the circumstances indicate that the firearm was unlawfully furnished to the minor, violation of which would be prosecuted under applicable state law.

(E) Any instrumentality that has been used in a violation of this section shall be seized and is subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

### **2323.32 - Unlawful possession of a large capacity magazine**

(A) No person shall knowingly possess, purchase, keep for sale, offer or expose for sale, transfer, distribute, or import a large capacity magazine.

(B)(1) This section does not apply to either of the following:

(a) An officer, agent, or employee of this or any other state, a political subdivision of this or any other state, or the United States; members of the armed forces of the United States or the organized militia of this or any other state; and law enforcement officers to the extent that the officer, agent, employee, or member is authorized to possess, purchase, keep for sale, offer or expose for sale, transfer, distribute, or import large capacity magazines and is acting within the scope of the officer's, agent's, employee's, or member's duties;

(b) Any person who is employed in this state, who is authorized to carry concealed weapons or dangerous ordnances or is authorized to carry handguns, and who is subject to and in compliance with the requirements of section 109.801 of the Revised Code, and is acting within the scope of the employee's duties unless the appointing authority of the person has expressly specified that the exemption provided in division (B)(1)(b) of this section does not apply to the person;

(2) This section does not apply to a large capacity magazine which belongs to a firearm or which is possessed by the owner of a firearm which is registered with federal authorities under the National Firearms Act (26 U.S.C.A. Secs. 5801-5871) or has been rendered totally inoperable or inert and the firearm cannot be readily

rendered operable or activated and which is kept as a trophy, souvenir, curio or museum piece.

(3) This section does not apply to importers, manufacturers, and dealers of large capacity magazines that are licensed under the "Gun Control Act of 1968," 82 Stat. 1213, 18 U.S.C. 923, and any amendments or additions thereto or reenactments thereof;

(4) This section does not apply to carriers, warehouses, and others engaged in the business of transporting or storing firearms for hire, with respect to large capacity magazines lawfully transported or stored in the usual course of business and in compliance with the laws of this state and applicable federal law.

(C) Whoever violates this section is guilty of unlawful carry or possession of a large capacity magazine, a misdemeanor punishable by up to one year in jail with a mandatory minimum jail term of at least one hundred eighty (180) consecutive days during which mandatory jail term the defendant shall not be eligible for work release and up to a \$1500 fine.

(D) It is an affirmative defense to a violation of this section that the person knowingly possessed, kept for sale, transferred, distributed, or imported a large capacity magazine solely for the purpose of transporting the large capacity magazine in a motor vehicle for an otherwise lawful purpose through the municipal limits of the city. This defense shall only apply if the large capacity magazine is not on the actor's person or within the passenger area of the motor vehicle.

(E) Any instrumentality that has been used in a violation of this section shall be seized and is subject to forfeiture pursuant to Chapter 2981 of the Ohio Revised Code.

**2323.321 Alternate large capacity magazine provision if Ohio Revised Code Section 9.68 is reinstated.**

If a court of competent jurisdiction reinstates Ohio Revised Code Section 9.68 which governs the regulation of firearms by a political subdivision or if the definition of "Large capacity magazine" in Section 2323.11 of the Columbus City Codes is declared by a court of competent jurisdiction to be unconstitutional or otherwise invalid, then the definition of a "Large capacity magazine" under Section 2323.11 shall be as follows:

"Large capacity magazine" means any magazine, belt, drum, feed strip, clip or other similar device that has the capacity of, or can be readily restored or converted to accept, one hundred (100) or more rounds of ammunition for use in a firearm other than a handgun. A "large capacity magazine" does not include any of the following:

(1) A feeding device that has been permanently altered so that it cannot accommodate more than one hundred rounds of ammunition;

(2) A .22 caliber tube ammunition feeding device;

(3) A tubular magazine that is contained in a lever-action firearm;

(4) A magazine that is permanently inoperable.

**Section 3.** That existing sections 2303.05, 2303.14, 2323.11, and 2323.20 are hereby repealed.

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

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**Legislation Number:** 3182-2022

**Drafting Date:** 11/8/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into professional services contracts with Data Ticket, Inc. in the amount of up to \$1,200,000.00 for the Citation Processing Management System and Permit Management System contract.

The intent of this project is to provide the City of Columbus, Division of Parking Services, additional resources that are necessary to perform various professional and technical tasks for the Citation Processing Management System and Permit Management. The contractor will provide resources for maintenance and support of hardware and web-based software for citation issuance and management, Mobile LPR technology, and residential, employee and guest permitting programs, and other items as outlined in the scope of services listed in the request for proposal on behalf of the City.

The project was formally advertised on the Vendor Services and Bonfire web site from June 17, 2022, to July 22, 2022. The city received six (6) responses. All proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on July 29, 2022. The responding firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
Data Ticket, Inc.	Irvine, CA	Majority
Conduent State and Local Solutions, Inc.	Washington, DC	Majority
T2 Systems, Inc.	Indianapolis, IN	Unknown
IPS Group	San Diego, CA	Majority
Cardinal Tracking, Inc.	Lewisville, TX	Unknown
EDC Corporation	Syracuse, NY	Unknown

The top three (3) scoring vendors: Data Ticket, Inc., Conduent State and Local Solutions, Inc., and T2 Systems, Inc., were invited to present their solution in an oral interview to the City either in-person or through a remote meeting on August 8, 2022, through August 10, 2022. After review and discussion of all three (3) presentations, Data Ticket, Inc. was selected for a follow-up presentation on September 1, 2022. The follow-up presentation by Data Ticket, Inc. was received with positive comments to the Department’s additional questions.

Data Ticket, Inc. received the highest score by the evaluation committee and will be awarded the Citation Processing Management System and Permit Management System contract.

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

**2. CONTRACT COMPLIANCE**

Data Ticket, Inc.’s contract compliance number is CC042414 and expires 7/12/2024.

**3. FISCAL IMPACT**

Funding for this contract is available within Fund 6500, the Mobility Enterprise Operating Fund.

**4. EMERGENCY DESIGNATION**

Emergency action is requested so the project can start before year end to ensure the smooth transition of contracts and safety of the traveling public.

To appropriate funds from the unappropriated balance of the Mobility Enterprise Fund, Division of Parking Services; to authorize the Director of Public Service to enter into a professional services contract with Data Ticket, Inc. for the Citation Processing Management System and Permit Management System contract; to

authorize the expenditure of up to \$1,200,000.00 from the Mobility Enterprise Operating Fund to pay for this contract; and to declare an emergency. (\$1,200,000.00)

**WHEREAS**, this ordinance authorizes the appropriation of \$1,200,000.00 from the Mobility Enterprise Fund, and

**WHEREAS**, there is a need to enter into a professional services contract to provide for the implementation of Citation Processing Management System and Permit Management; and

**WHEREAS**, the Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Citation Processing Management System and Permit Management System contract; and

**WHEREAS**, Data Ticket, Inc. submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with Data Ticket, Inc. for the provision of professional services described above in the amount of up to \$1,200,000.00; and

**WHEREAS**, it is necessary to authorize the expenditure of up to \$1,200,000.00 from the Mobility Enterprise Operating Fund to pay for the contract; 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 Data Ticket, Inc. in order to provide funding for the Citation Processing Management System and Permit Management System contract so that an appropriate transition period is available to ensure the safety of the traveling public thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

**SECTION 1.** That 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, 2022, the sum of \$1,200,000.00 is appropriated in Fund 6500 (Mobility Enterprise Fund), from Dept-Div 59-06 (Parking), object class 03 (Services) per the account codes in the attachment to this ordinance

**SECTION 2.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with Data Ticket, Inc. of 2603 Main Street, Suite 300, Irvine, California 92614, for the Off-Street Parking Management contract in an amount up to \$1,200,000.00.

**SECTION 3.** That the expenditure of \$600,000.00, or so much thereof as may be needed, is hereby authorized in Fund 6500 (Mobility Enterprise Operating Fund), Subfund 650001 (Mobility Enterprise), Section 3 590603 (Downtown Subfund), Dept-Div 5906 (Public Service - Parking Services), in object class 03 (Services) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the expenditure of \$420,000.00, or so much thereof as may be needed, is hereby authorized in Fund 6500 (Mobility Enterprise Operating Fund), Subfund 650001 (Mobility Enterprise) Section 3 590602 (Short North Subfund), Dept-Div 5906 (Public Service - Parking Services), in object class 03 (Services) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the expenditure of \$180,000.00, or so much thereof as may be needed, is hereby authorized in Fund 6500 (Mobility Enterprise Operating Fund), Subfund 650001 (Mobility Enterprise) Section 3 590609 (Main Subfund), Dept-Div 5906 (Public Service - Parking Services), in object class 03 (Services) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

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**Legislation Number:** 3184-2022

**Drafting Date:** 11/9/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The City of Columbus, Department of Public Safety, received three years of *Overdose Data to Action* funding from the U.S. Centers for Disease Control and Prevention (CDC) via a sub award from Franklin County Public Health (FCPH). This sub award addresses the local opioid crisis by supporting the Rapid Response Emergency Addiction Crisis Team (RREACT) and increasing linkage to RREACT outreach and education services. This ordinance accepts and appropriates year one project funds totaling \$489,020.93. The 2022 award budget period is September 1, 2022 through August 31, 2023. This ordinance authorizes an appropriation of funds upon receipt of annual executed agreements.

Rapid Response Emergency Addiction Crisis Team (RREACT) is an innovative outreach effort addressing the opioid crisis ravaging Columbus, Ohio. RREACT team members go out into the community and do face-to-face follow up visits with substance users revived from opioid overdose by police or fire first responders who then refuse immediate transport to clinical facilities thereby bypassing treatment and recovery resources available through emergency rooms across the city. RREACT connects with survivors in their neighborhoods within 48 hours of overdose. The team includes a Crisis Intervention Team (CIT) trained peace officer, a paramedic, a social worker and a trauma specialist. The goal of this multi-disciplinary outreach team is to help stabilize the household in an effort to reduce barriers to accessing drug and/or behavioral treatment for the substance user.

CDC funding will continue mobile crisis response by providing outreach in high-risk areas of Columbus, in addition to continuing direct outreach services. RREACT leadership will continue to bolster relationships with suburban law enforcement teams to gain countywide buy-in for adopting naloxone/NARCAN© administration as standard protocol for opioid overdose incidents.

**EMERGENCY ACTION:** This ordinance is submitted as an emergency as to not delay program services and to allow the financial transactions to be posted to the City’s accounting system as soon as possible.

**FISCAL IMPACT:** This ordinance authorizes the acceptance and appropriation of \$489,020.93 in year one U.S. Centers for Disease Control and Prevention award monies from Franklin County Public Health to fund RREACT outreach activities. This initiative does not generate any revenue nor require a City match. Sub recipient Agreement Number: CDCOD2A (this is a federal award administered as a sub award via Franklin County Public Health).

To authorize the Public Safety Director to accept U.S. Centers for Disease Control and Prevention's (CDC) *Overdose Data to Action* program funding via a sub award from Franklin County Public Health (FCPH); to appropriate award funds to Columbus Public Safety for the Rapid Response Emergency Addiction Crisis Team outreach activities; to authorize the appropriation of \$489,020.93 from the unappropriated balance of the General Government Grants Fund 2220; and to declare an emergency. (\$489,020.93)

**WHEREAS**, Franklin County Public Health sub awarded the City of Columbus \$489,020.93 in federal U.S. Centers for Disease Control and Prevention funds for the first year of this grant for the Rapid Response Emergency Addiction Crisis Team (RREACT) outreach services to high-risk, under served areas within Franklin County; and

**WHEREAS**, it is necessary to accept and appropriate CDC funds from Franklin County Public Health to support the RREACT outreach activities; and

**WHEREAS**, the City desires to accept said project award; and

**WHEREAS**, the year one contract period with FCPH is September 1, 2022 through August 31, 2023, and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Public Safety in that it is immediately necessary to authorize the Director to accept the award and appropriate award funds so services may commence and financial transactions can be posted in the City's accounting system given the project start date of September 1, 2022, 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 Public Safety Director is hereby authorized to accept \$489,020.93 in CDC funding from Franklin County Public Health to support the RREACT outreach services for budget period September 1, 2022 through August 31, 2023.

**SECTION 2.** That from the unappropriated monies in the General Government Grants Fund No. 2220, the sum of \$489,020.93 is hereby appropriated to Columbus Division of Fire 3004 according to the attached accounting document for the budget period of September 1, 2022 through August 31, 2023.

**SECTION 3.** That the Public Safety Director is hereby authorized to accept an additional year of award money from CDC/FCPH to support the RREACT outreach services for the remaining project period of September 1, 2022 through August 31, 2023 in the amount of \$489,020.93, and that the Auditor's office is hereby authorized to appropriate funds upon receipt of annual executed agreements.

**SECTION 4.** That the monies appropriated in the foregoing Section 2 shall be paid upon order of the city departments named above 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 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, 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, if applicable, may be transferred back to the

City fund from which they originate in accordance with all applicable grant agreements.

**SECTION 7.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated and the City Auditor shall establish such accounting codes as necessary.

**SECTION 8.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3190-2022

**Drafting Date:** 11/9/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

This legislation authorizes the Director of Finance and Management, on behalf of the Department of Technology (DoT) to associate all General Budget Reservations resulting from this ordinance with Purchase Agreement (PA/UTC) PA005936 (expiration date: 6/30/2025) with CDW Government, LLC for the purchase of SolarWinds software products, in the amount of \$96,470.00. This purchase will allow DoT to continue to modernize, upgrade, and enhance our network monitoring solution. This purchase of SolarWinds software products includes the following but not limited to: network device availability, bandwidth utilization, software upgrades and traffic analysis. SolarWinds gives our infrastructure team the enterprise tools needed to perform in-depth analysis and maintain support of critical systems. Without this purchase of the SolarWinds software, the network infrastructure team lacks the proper enterprise tools needed to troubleshoot complex network issues and anomalies. The coverage term period is one (1) year from the date of a purchase order confirmed by the City of Columbus, City Auditor's Office.

**FISCAL IMPACT:**

Funds, in the amount of \$96,470.00 for this expenditure have been identified and are available within the Department of Technology, Information Services Division, Information Services Operating Fund.

**EMERGENCY:**

Emergency designation is being requested for this purchase to ensure no service interruption and to also establish a purchase order at the earliest possible remaining dates this year (2022).

**CONTRACT COMPLIANCE:**

Vendor Name: CDW Government, LLC; CC#/F.I.D. #: 36-4230110; Expiration Date: 03/10/2024  
(DAX Vendor Acct. #: 034427)

To authorize the Director of Finance and Management, on behalf of Department of Technology, to associate all General Budget Reservations resulting from this ordinance with Purchase Agreement (PA/UTC) PA005936 (expiration date: 6/30/2025) with CDW Government, LLC for the purchase of SolarWinds software products, in the amount of \$96,470.00; to authorize the expenditure of \$96,470.00 from the Department of Technology, Information Services Division, Information Services Operating Fund; and to declare an emergency. (\$96,470.00)

**WHEREAS**, this ordinance authorizes the Director of Finance and Management, on behalf of the Department of Technology to associate all General Budget Reservations resulting from this ordinance with Purchase Agreement (PA/UTC) PA005936 (expiration date: 6/30/2025) with CDW Government, LLC for the purchase of SolarWinds software products, in the amount of \$96,470.00. The coverage term period is one (1) year from the date of a purchase order confirmed by the City of Columbus, City Auditor's Office; and

**WHEREAS**, this purchase will allow DoT to continue to modernize, upgrade, and enhance our network monitoring solution. This purchase of SolarWinds software products includes the following but not limited to; network device availability, bandwidth utilization, software upgrades and traffic analysis. SolarWinds gives our infrastructure team the enterprise tools needed to perform in-depth analysis and maintain support of critical systems; 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, on behalf of the Director of the Department of Technology to associate all General Budget Reservations resulting from this ordinance with Purchase Agreement (PA/UTC) PA005936 (expiration date: 6/30/2025) with CDW Government, LLC for the purchase of SolarWinds software products to ensure no service interruption and timely delivery of the product in the year 2022, 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 associate all General Budget Reservations resulting from this ordinance with Purchase Agreement (PA/UTC) PA005936 (expiration date: 6/30/2025) with CDW Government, LLC for the purchase of SolarWinds software products, in the amount of \$96,470.00. The coverage term period is one (1) year from the date of a purchase order confirmed by the City of Columbus, City Auditor's Office.

**SECTION 2:** That the expenditure of \$96,470.00, or so much thereof as may be necessary, is hereby authorized to be expended from: **(Please see attachment: 3190-2022 EXP)**

**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.



Drafting Date: 11/9/2022

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance amends Sections 1161.03, 1161.06, 1161.07, 1161.08 of the Columbus City Code to revise the Division of Power electric service deposit requirements. The Division of Power has collected electric deposits from customers for several years and will continue to collect deposits for new service. In the past customer deposits accrued interest of 4% per annum and the deposit could be returned to the customer, with interest, upon termination of the account. The Division of Power will return all existing customer deposits for customers prior to January 31, 2023, with interest, in the form of a credit to their account to offset future charges. For new customer accounts established after January 31, 2023 their deposit will be returned, in the form of a credit to their account to offset future charges, after a year of good-standing with payments made on time.

**FISCAL IMPACT:** Customers deposits will be returned to existing customers, with interest, prior to January 31, 2023. New customers as of January 1, 2023 will have their deposit credited to their account after a year of good-standing with payments made on time.

To amend Sections 1161.03, 1161.06, 1161.07, 1161.08 of the Columbus City Codes to revise the Division of Power electric service deposit requirements; and to repeal the existing sections being amended.

**WHEREAS,** it is necessary to revise the Division of Power electric service deposit requirements;

**WHEREAS,** such deposits will be returned to existing and former customers through account credits and mail;

**WHEREAS,** it is necessary to remove interest accruals on electric service deposits;

**WHEREAS,** new electric customers will be required to make a deposit for new service and the deposit will be returned to the account after a year of good standing; and

**WHEREAS,** it has become necessary in the usual daily operation of the Department of Public Utilities to amend the City Code; **NOW, THEREFORE,**

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

**SECTION 1.** That effective January 31, 2023, Section 1161.03 of the Columbus City Codes be and is hereby amended to read as follows:

**1161.03 Deposits for electric service.**

(a) Moneys received by the city treasurer as a deposit guaranteeing payment for electric service furnished by the Division of Power, shall be temporarily entered in the City Auditor's account designated electricity customer deposit agency fund .

(b) All moneys transferred to the electricity customer deposit agency fund in accordance with C.C.C. 1161.05 shall be thereafter retained until either returned to the depositor, applied to the depositor's account in accordance with this section, or claimed by the lawful owner upon termination of the depositor's account. Upon the timely payment in full of all electric charges within a consecutive twelve-month period, moneys deposited as security will be applied to the depositor's account for the payment of electric charges associated with the account for which the security deposit was provided. The application of security deposit moneys may

result in a credit balance that will be applied to charges but will not be refunded except upon termination of the depositor's account. not claimed within a period of five (5) years after termination of the services for which the deposit was made, such money shall revert to the Electricity System Revenue Fund of the Division of Power.

**SECTION 2.** That effective January 31, 2023, Section 1161.06 of the Columbus City Codes be and is hereby amended to read as follows:

**~~1161.06 Disposition of interest and other income.~~**

- (a) ~~All interest and other income earned due to investing the guarantee deposit moneys, shall accrue to this account and shall be credited thereto at the end of each calendar year. Such credit shall be made on the basis of the average percentage earned from investments made during the twelve month period preceding the end of the calendar year for which the credit is to be made.~~
- (b) ~~All interest earned on said deposits in excess of the four (4) percent per annum refunded to the depositor as set forth in Section 1161.07 shall revert to the Electricity System Operating Revenue Fund for the Division of Power.~~

**SECTION 3.** That effective January 31, 2023, Section 1161.07 of the Columbus City Codes be and is hereby amended to read as follows:

**~~1161.07 Return of interest upon refund.~~**

~~In making refunds to any depositor, the Division of Power is authorized and directed to refund the principal amount plus interest at the rate of four (4) percent per annum, calculated on a calendar month basis (fractions of a calendar month to be disregarded), less any outstanding charges against the account.~~

**SECTION 4.** That effective January 31, 2023, Section 1161.08 of the Columbus City Codes be and is hereby amended to read as follows:

**~~1161.08 Procedure where earnings insufficient to pay interest; transfer.~~**

~~In the event the earnings from the deposited funds, shall be insufficient to pay the interest due to the depositor, then such difference shall be paid from the operating funds of the Division of Power. Except for the purpose of liquidating delinquent bills for electric service to the depositors, application to the depositor's account in accordance with Section 1161.03(b), or and for the purpose of refunding such deposits, none of the funds deposited hereunder shall be transferred out of the fund.~~

**SECTION 5.** That all existing electric deposits on file will be credited to an existing customer's account, or returned to a former customer after January 31, 2023.

**SECTION 6.** That new customers as of January 31, 2023 will be required to provide a deposit for new service and the deposit will be returned to the account after a year of good standing.

**SECTION 7.** That effective January 31, 2023, existing Sections 1161.03, 1161.06, 1161.07, 1161.08 of the Columbus City Codes are hereby repealed.

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

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**Legislation Number:** 3195-2022

**Drafting Date:** 11/9/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

Background:

Ordinance 1214-2022 authorized the expenditure of up to \$150,000 with the Neighborhood Design Center for

the period of May 1, 2022 through July 31, 2023 to administer a neighborhood beautification grant program. This ordinance is needed to authorize the Director of the Department of Neighborhoods to modify contract number PO335842 with the Neighborhood Design Center to include a general liability insurance requirement for all subcontractors. This modification is needed in order to ensure that there are adequate insurance provisions for any recipients of the neighborhood beautification grant. The agreement scope of services will be updated to include general liability insurance requirements for all subcontractors and the original terms and conditions remain in effect.

**Fiscal Impact:** No additional funding is required to modify contract.

**Emergency Justification:** an emergency exists in the usual daily operation of the Department of Neighborhoods in that it is immediately necessary to authorize the Director of the Department of Neighborhoods to modify PO335842 with the Neighborhood Design Center in order to incorporate general liability insurance requirements for all grant recipients so there is no delay in the grant process and no disruption in services to clients.

To authorize the Director of the Department of Neighborhoods to modify the contract with the Neighborhood Design Center to include a general liability insurance requirement for all subcontractors; and to declare an emergency.

**WHEREAS,** it is necessary to modify contract number PO343486 with the Neighborhood Design Center to include a general liability insurance requirement for all subcontractors; the scope of services will be updated to include general liability insurance requirements for all subcontractors and the original terms and conditions remain in effect; and

**WHEREAS,** The Mayor and City Council are committed to the successful implementation of the neighborhood beautification grant program; 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 of the Department of Neighborhoods to modify contract number PO335842 with the Neighborhood Design Center in order to incorporate general liability insurance requirements for all grant recipients so there is no delay in the grant process and no disruption in services to clients; **NOW, THEREFORE,**

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

**SECTION 1.** That the Director of the Department of Neighborhoods be, and hereby is, authorized to modify contract number PO335842 with the Neighborhood Design Center to include a general liability insurance requirements for all subcontractors.

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

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**Legislation Number:** 3201-2022

**Drafting Date:** 11/9/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:**

This legislation authorizes the Director of the Department of Neighborhoods, on behalf of the City, to enter into a General Service Contract with the Neighborhood Design Center (NDC). NDC is currently working in

coordination with the City Department of Neighborhoods to implement elements of the One Linden and Envision Hilltop community plans. NDC will also provide general consulting services to the Department of Neighborhoods. This ordinance authorizes the expenditure of \$150,000.00 from the General Fund (GF).

**Fiscal Impact:** The fiscal impact associated with the execution of the contract is in the amount of \$150,000.00 and is to come from Fund 1000 General Fund (GF).

**Emergency Justification:** Emergency action is requested to allow for the immediate execution of this contract in order to advance community plan implementation.

To authorize the Director of Neighborhoods to enter into a contract with the Neighborhood Design Center for work associated with the implementation of the One Linden and Envision Hilltop community plans; to authorize the expenditure of \$150,000.00 from the General Fund; and to declare an emergency. (\$150,000.00)

**WHEREAS**, the City is supportive of the Linden and Hilltop Community and wishes to expand programs and services to better serve the neighborhoods; and

**WHEREAS**, the City commissioned comprehensive community plans in an effort to revitalize both communities; and

**WHEREAS**, the expenditure of \$150,000.00 is needed for a general services contract to further the implementation of elements of the One Linden and Envision Hilltop community plans and assist the Department of Neighborhoods; 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 of the Department of Neighborhoods to enter into contract with the Neighborhood Design Center and to allow the Neighborhood Design Center to advance community plan implementation and continue work associated with the implementation of the comprehensive community plans; **now therefore**

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

**SECTION 1.** That the Director of Neighborhoods be, and hereby is, authorized to enter into contract with the Neighborhood Design Center, for general services that will further the implementation of the comprehensive community plans of the One Linden and Envision Hilltop community plans.

**SECTION 2.** That the expenditure of \$150,000 or so much thereof as may be needed, is hereby authorized in Fund 1000 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 for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3211-2022

**Drafting Date:** 11/10/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement(s) on behalf of the Division of Fire for telephone services from an existing Universal Term Contract established by the Purchasing Office with AT&T in the amount of \$50,000.00. The Division of Fire utilizes AT&T telephone services on an annual basis in the Fire Stations and other facilities throughout the Division of Fire. AT&T is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

**Bid Information:** A Universal Term Contract exists for these services.

**Contract Compliance:** 34-0436390

**Emergency Designation:** Emergency action is requested as funds are needed to ensure these services can continue without interruption.

**FISCAL IMPACT:** The Division of Fire budgeted \$252,000.00 in the 2022 general fund operating budget for telephone services from AT&T. The Division encumbered/spent approximately \$425,000.00 in 2021, \$225,000.00 in 2020 and 2019, and \$220,000.00 in 2018 for telephone services.

To authorize and direct the Finance and Management Director to associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreement(s) on behalf of the Division of Fire for telephone services from an existing Universal Term Contract with AT&T; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

**WHEREAS,** there is a need to purchase telephone services for the Division of Fire; and

**WHEREAS,** a Universal Term Contract with AT&T, established by the Purchasing Office, exists for these services; and

**WHEREAS,** it is necessary to transfer funds within the General Fund in order to fund this purchase; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Safety, Division of Fire, in that it is immediately necessary to authorize the Finance and Management Director to associate all general budget reservations resulting from this ordinance with the appropriate Universal Term Contract Purchase Agreements for the purchase of telephone services to ensure these services can continue without interruption, 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 associate all General Budget Reservations resulting from this ordinance with the appropriate Universal Term Contract

Purchase Agreement(s), on behalf of the Division of Fire, for telephone services in accordance with the existing Universal Term Contract established by the Purchasing Office with AT&T for such purpose.

**SECTION 2.** That the expenditure of \$50,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund 1000-100010 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 the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3212-2022

**Drafting Date:** 11/10/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a grant agreement with ARTWAY, Inc., a non-profit entity, in support of the “Cartas desde Cuba - Letters from Ohio” program.

Inspired by Aminah Robinson’s Unwritten Love Letters, Cartas desde Cuba - Letters from Ohio is a creative collaboration between individuals who share a passion for creating art, cultural dialogues, and supporting communities. Original art pieces will be on view in Cuba, Columbus, Ohio, and New York City. Each exhibition displaying these works will be a cultural event showcasing freedom of expression, robust dialogue, and vibrant talent intersecting through different art mediums. The complete body of work will be copied and presented to the National Council on the Arts of Cuba. Cartas desde Cuba - Letters from Ohio is a cultural exchange between artists, uniting Cuba and Ohio and strengthening international relationships through the power of art and community.

ARTWAY Inc. aims to offer thirty grants to Ohio visual artists who participated in the project along with artists from music, dance, fashion, visual, and spoken word. These grants will create space for artists of these performance areas to participate in the curated exhibitions in Cuba.

ARTWAY is dedicated to lifting up Columbus’ established and emerging artists both locally and internationally. This project will invest in the economic and creative growth of some of Columbus’ best. Through their collaborative efforts, and through the many exhibitions and events this effort will support Building Strong Neighborhoods. The entirety of the proceeds of their work will go directly to the artists.

Fiscal Impact: Funding is available within the Neighborhood Initiatives subfund.

To authorize the City Clerk to enter into a grant agreement with ARTWAY, Inc. in support of the “Cartas desde Cuba - Letters from Ohio” program; and to authorize an appropriation and expenditure within the Neighborhood Initiatives subfund. (\$30,000.00)

**WHEREAS**, Cartas desde Cuba - Letters from Ohio is a creative collaboration between individuals who share a passion for creating art, cultural dialogues, and supporting communities; and

**WHEREAS**, ARTWAY Inc. aims to offer thirty grants to Ohio visual artists who participated in the project along with artists from music, dance, fashion, visual, and spoken word; and

**WHEREAS**, these grants will create space for artists of these performance areas to participate in the curated exhibitions in Cuba; and

**WHEREAS**, the entirety of the proceeds of their work will go directly to the artists; now, therefore,

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into a grant agreement with ARTWAY, Inc. in support of the “Cartas desde Cuba - Letters from Ohio” program.

**SECTION 2:** That the City Auditor is hereby authorized and directed to appropriate \$30,000.00 in the Neighborhood Initiatives subfund, fund 1000, subfund 100018, to Columbus City Council per the accounting codes in the attachment to this ordinance.

**SECTION 3:** That for the purpose authorized in Section 1 of this ordinance, the expenditure of \$30,000.00, or so much thereof as is necessary, is hereby authorized in the Neighborhood Initiatives subfund per the accounting codes in the attachment to this ordinance.

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

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**Legislation Number:** 3220-2022

**Drafting Date:** 11/10/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the City Auditor to enter into contract with Huntington Insurance for four policies bonding City of Columbus employees, elected and appointed officials, judges, municipal court employees, and appointed commission and board members. The Auditor’s Office advertised and solicited proposals in accordance with the relevant provisions of Columbus City Code 329, posting Request for Quotation No. RFQ023204 on the Vendor Services portal for 23 days. One proposal was received from Huntington Insurance. An evaluation committee consisting of three members from the Auditor’s Office and Treasurer’s Office met on November 15, 2022 to finalize scoring and evaluate the proposal. The committee recommended that the City Auditor negotiate with Huntington Insurance. This legislation will authorize the City Auditor to enter into contracts bonding the following employees: 1.) City Treasurer, 2.) Deputy City Treasurer, 3.) Police up through the rank of sergeant, and 4.) All other City employees and elected or appointed officials including all officially appointed members of City Boards and/or Commissions. The final listed policy includes additional coverage for the following: forgery or alteration, money and securities on and off premises, money orders and counterfeit money, computer fraud, and social engineering / fraudulently induced transfers. The contract resulting from the RFP shall have an initial coverage period of January 1, 2023

through December 31, 2025. Subject to mutual agreement, available funding, and approval by the proper City authorities, this agreement may be extended for up to six (6) additional one (1) year terms, or any portion thereof.

**EMERGENCY DESIGNATION:** Emergency action is requested to avoid delays in finalizing the contracts to ensure new policies and avoid a lapse in coverage prior to expiration of the existing policies.

**CONTRACT COMPLIANCE:** Huntington Insurance, contract compliance number CC-006810, expiration date 07/22/2024.

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:** Currently \$145,369.00 of appropriation authority is available within the General Fund in the Auditor’s Office.

To authorize the City Auditor to enter into contract with Huntington Insurance for a total of four policies bonding various City employees, elected and appointed officials, and members of City boards and/or commissions; to authorize the expenditure of \$145,369.00 from the General Fund; and to declare an emergency. (\$145,369.00)

**WHEREAS**, Section 16 of the Columbus City Charter provides, in part, that “the Council may determine whether any officer or employee shall give a bond, and the amount there of” and

**WHEREAS**, a formal request for proposal (RFP) for employee bonding services was solicited by the Auditor’s Office via a Request for Quotation No. RFQ02320, resulting in one proposal received; and

**WHEREAS**, a committee consisting of members of the Auditor's Office and the Treasurer's Office evaluated the proposal and Huntington Insurance was recommended; and

**WHEREAS**, the initial term of the resulting contract shall be for the period of January 1, 2023 through December 31, 2025 with six (6) one-year optional renewals subject to mutual agreement, available funding, and approval by the proper City authorities; and

**WHEREAS**, an emergency exists in the usual daily operation of the Auditor’s Office in that it is immediately necessary to enter into contract with Huntington Insurance for employee bonding coverage, to ensure new policies are in place prior to the expiration of the current policies therefore avoiding a lapse in coverage, 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 if hereby authorized to enter into contract with Huntington Insurance for the following bonds, for initial coverage period of 1/1/2023 - 12/31/2025. The contract includes six (6) one year optional renewals subject to mutual agreement, available funding, and approval by the proper City authorities.

<u>Position Bonded</u>	<u>Coverage</u>	<u>Premium</u>	
1. Treasurer	\$10,000,000.00		\$19,573.00
2. Deputy Treasurer		10,000,000.00	\$19,573.00
3. Police up through the rank of sergeant			100,000.00
\$17,267.00			
4. All other City employees, judges, municipal			1,000,000.00
\$88,956.00			

court employees, and elected or appointed official including all officially appointed members of various City Boards and/or Commissions

Additional coverage included with policy no. 4: Forgery or Alteration, Money and Securities (On Premises and Off Premises), Money Orders and Counterfeit Money, and Computer Fraud Social Engineering /Fraudulently Induced Transfers

Total                      \$145,369.00



**SECTION 2.** That the sum of \$145,369.00 or so much thereof as may be needed, is hereby authorized to be expended per the accounting codes in the attachment to this ordinance.

**SECTION 3.** The sureties accepted on aforesaid bonds must be authorized to do business in Ohio.

**SECTION 4.** The City Auditor shall and is hereby directed to charge and make appropriate accounting charges to each department or division which operates from a fund other than the General Fund, for the official bond premium properly chargeable to their operation.

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

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**Legislation Number:** 3221-2022

**Drafting Date:** 11/10/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes an amendment to Chapter 4565.11 of the Columbus City Codes for the purpose of changing the minimum wage from fifteen dollars (\$15.00) an hour to twenty dollars (\$20.00) an hour for all employees to which an incentive applies. Columbus City Council, per ordinance Number 3381-2018, on December 10, 2018, created the Job Creation Incentive Program Employer Minimum Wage for the purpose of reinforcing its commitment to support broad-based economic prosperity by only providing tax incentives for jobs that provide a living wage. An amendment is needed for the purpose of continuing to support broad based economic prosperity by only providing tax incentives for jobs that provide a living wage.

**FISCAL IMPACT:** No funding is required for this legislation.

To amend Chapter 4565.11 of the Columbus City Codes to increase the minimum wage from fifteen dollars (\$15.00) an hour to twenty dollars (\$20.00) an hour for all employees to which an incentive applies.

**WHEREAS,** the City of Columbus, per Ordinance Number 3381-2018, passed by Columbus City Council on December 10, 2018, created the Job Creation Incentive Program Employer Minimum Wage; and

**WHEREAS,** the Job Creation Incentive Program Employer Minimum Wage was fifteen dollars (\$15.00) an hour for all employees to which the incentive applies; and

**WHEREAS,** the City of Columbus uses tax incentives to encourage local, regional, national, and international companies to expand the number of employees they locate within the boundaries of the city; and

**WHEREAS,** the creation of new jobs in Columbus helps attract new residents while simultaneously expanding the tax base from which city revenue is collected, thereby enhancing the city's ability to provide services to residents; and

**WHEREAS,** it is in the best interest of the City of Columbus and its residents for the city to offer incentives

only for jobs that pay a living wage, which allows employees to afford basic necessities such as housing, food, and transportation for themselves and their families; and

**WHEREAS**, the public benefit of using tax dollars to support the creation of a new job is significantly diminished if employees earn less than a living wage, making it difficult for a family to achieve financial stability; and

**WHEREAS**, the amended wage of twenty dollars (\$20.00) an hour instead of fifteen dollars (\$15.00) an hour, created by Ordinance Number 3381-2018, will apply only to positions that are otherwise eligible under the city's job incentive program as sought by the employer; and

**WHEREAS**, by amending the Job Creation Incentive Program Employer Minimum Wage to twenty dollars (\$20.00) an hour, the City of Columbus continues to reinforce its commitment to supporting broad based economic prosperity by only providing tax incentive for jobs that provide a living wage; **NOW, THEREFORE**,

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

**SECTION 1.** That Section 4565.11 of the Columbus City Codes is hereby amended as follows:

4565.11 - Job Creation Incentive Programs Employer Minimum Wage

(A) In order to qualify for a Jobs Growth Incentive, a Downtown Office Incentive, ~~and/or~~ a Jobs Creation Tax Credit, and/or a subsequent program that may be created after the amending of this code section from the department of development, a ~~recipient~~ **Grantee** of such financial incentive must pay the net new employees to which the incentive applies a minimum wage of no less than ~~fifteen~~ **twenty** dollars (~~\$15~~**20**.00) per hour. All agreements authorized by city council for these programs shall require continued compliance with this minimum wage requirement throughout the term of the agreement.

(1) Upon the recommendation of the director of development, this provision may be waived only by a vote of city council.

(B) Any project receiving an offer letter or executed agreement from the department of development prior to December ~~531, 2018~~ **2022** is exempted from this requirement if the agreement includes terms materially different than those required in this section.

(C) The director of development shall provide a report annually to city council on or before September 1st detailing the wages of jobs incentivized by the aforementioned programs.

(D) The Job Creation Incentive Programs Employer Minimum Wage shall be reassessed every three (3) years.

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

**Legislation Number:** 3222-2022

**Drafting Date:** 11/10/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the City Auditor to deposit Hotel/Motel Excise Taxes (City Excise Tax) related to the Greater Columbus Convention Center Hotel, as defined in Columbus City Code Chapter 371 and to remit such funds (City Project Excise Tax Proceeds) to the Franklin County Convention Facilities Authority (Authority), pursuant to the Cooperative Agreement, dated January 1, 2010 and the First Supplement to the Cooperative Agreement entered into May 1, 2019. This ordinance also amends Columbus City Code Sections 371.02(d)(1), 371.02(d)(3), and 371.18 to expand the definition in connection with the recent completion of the hotel expansion project.

**Fiscal Impact:** No appropriation or expenditure of funds is requested via the ordinance.

**Emergency action** is requested so that the necessary authority can be granted to the City Auditor and that City Code definitions can be amended to allow for the remittance of funds in accordance with the First Supplement to the Cooperative Agreement.

To authorize the City Auditor to deposit Hotel/Motel Excise Taxes (City Excise Tax) related to the Greater Columbus Convention Center Hotel, as defined in Columbus City Code Chapter 371; to authorize the City Auditor to remit certain Hotel/Motel Excise Tax proceeds (City Project Excise Tax Proceeds) to the Franklin County Convention Facilities Authority (Authority), pursuant to the Cooperative Agreement, dated January 1, 2010 and the First Supplement to the Cooperative Agreement entered into May 1, 2019; to amend various sections of Columbus City Code Chapter 371 to revise the definitions in connection with the recent completion of the hotel expansion project; and to declare an emergency.

**WHEREAS**, under the Cooperative Agreement as amended and supplemented by the First Supplement (First Supplement), and consistent with the Memorandum of Understanding dated as of May 31, 2018 among the Franklin County Convention Facilities Authority, the City and the County, the City has pledged and agreed to transfer to the Franklin County Convention Facilities Authority all Hotel-Motel Excise Taxes (as defined in City Code Chapter 371) generated by the hotel expansion project to the Franklin County Convention Facilities Authority, to pay debt service on revenue obligations issued by the Franklin County Convention Facilities Authority to finance the expanded hotel; and

**WHEREAS**, hotel expansion has been recently completed and it is necessary to authorize the deposit and remittance of related Hotel/Motel Excise Tax proceeds; and

**WHEREAS**, it is necessary to amend Columbus City Code Sections 371.02(d)(1), 371.02(d)(3), and 371.18 to revise the definition in connection with the recent completion of the hotel expansion project; and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Finance and Management in that it is immediately necessary to amend various sections of Columbus City Code Chapter 371 to revise the definitions in connection with the recent completion of the hotel expansion project, as soon as possible so that necessary Hotel/Motel Excise Tax proceeds can be can be administered promptly, thereby preserving the public health, peace, property, safety; **NOW, THEREFORE**,

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

**SECTION 1.** That the City Auditor is hereby authorized to deposit Hotel/Motel Excise Taxes related to the Greater Columbus Convention Center Hotel, as defined in Columbus City Code Chapter 371 and to remit certain of these Hotel/Motel Excise Tax proceeds to the Franklin County Convention Facilities Authority, pursuant to the Cooperative Agreement, dated January 1, 2010 and the First Supplement to the Cooperative Agreement entered into May 1, 2019.

**SECTION 2.** That Columbus City Code Sections 371.02(d)(1), 371.02(d)(3) and 371.18 are hereby amended pursuant to the attached Exhibit A:

**Exhibit A - 371 amendment**

**SECTION 3.** That the previously existing Sections 371.02(d)(1), 371.02(d)(3) and 371.18 are hereby repealed.

**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 the earliest period allowed by law passage and approval by the Mayor, or ten days after passage if the Mayor does not approve the same.

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**Legislation Number:** 3223-2022

**Drafting Date:** 11/13/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This ordinance authorizes the City Auditor to establish a certificate in the amount of \$7,000,000.00 to fund a Columbus Regional Green Fund in support of clean energy projects and a range of clean energy and energy efficiency initiatives that benefit the greater Columbus community. The funding will support clean energy project financing for non-profit entities and affordable housing developments within the City of Columbus in alignment with the Columbus Climate Action Plan and the city’s commitments to equity and environmental justice.

Sustainable Columbus, in coordination with the Columbus Partnership has been working to establish the Columbus Regional Green Fund and are working with other localities to make funding commitments to the entity to further its community impact.

This ordinance also authorizes the expenditure of \$7,000,000.00 for the purposes described above.

**Fiscal Impact:** This ordinance authorizes the transfer of \$7,000,000.00 from the General Fund to the Sustainable Columbus fund and the expenditure of such funds to undertake the projects outlined above.

To authorize and direct the City Auditor to establish an Auditor’s Certificate in the amount of \$7,000,000.00 to fund a Columbus Regional Green Fund in support of clean energy projects and a range of clean energy and energy efficiency initiatives that benefit the greater Columbus community, on behalf of the Department of Finance; to authorize the transfer of \$7,000,000.00 from the General Fund to the Sustainable Columbus Fund; and to authorize the expenditure of \$7,000,000.00 from the Sustainable Columbus Fund for the purpose(s) described above. (\$7,000,000.00)

**WHEREAS,** the Office of Sustainability, in partnership with the Department of Finance and Management is

developing a Columbus Regional Green Fund in support of clean energy projects and a range of clean energy and energy efficiency initiatives that benefit the greater Columbus community; and

**WHEREAS**, Sustainable Columbus and the Department of Finance and Management, in coordination with the Columbus Partnership, has been working to establish the Columbus Regional Green Fund and are working with other localities to make funding commitments to the entity to further its community impact; and

**WHEREAS**, funds totaling \$7,000,000.00 are budgeted in the General Fund for the purposes noted above; and

**WHEREAS**, to ensure the availability of moneys budgeted in the 2022 General Fund for the above-noted purposes in 2023, it is necessary to authorize the City Auditor to establish an Auditor's Certificate in the amount of \$7,000,000.00; and

**WHEREAS**, it is necessary to authorize the expenditure of \$7,000,000.00 from the Sustainable Columbus Fund for the purpose(s) described in this ordinance; and

**WHEREAS**, the Department of Finance and Management will submit ordinances seeking Council authorization to enter into contracts with selected vendor(s), if applicable; and

**WHEREAS**, it has become necessary in the usual daily operation of the Finance and Management Department to authorize the City Auditor to establish a certificate in the amount of \$7,000,000.00 to ensure the availability of funds in the upcoming months to invest in sustainability, energy management and alternative energy initiatives to benefit the greater Columbus 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 City Auditor is hereby authorized to establish a certificate in the amount of \$7,000,000.00 to ensure the availability of funds to fund a Columbus Regional Green Fund in support of clean energy projects and a range of clean energy and energy efficiency initiatives that benefit the greater Columbus community. The funding will support clean energy project financing for non-profit entities and affordable housing developments within the City of Columbus in alignment with the Columbus Climate Action Plan and the city's commitments to equity and environmental justice. The Department of Finance and Management will submit future ordinances seeking Council authorization to enter into contracts with selected vendor(s) and/or grantees, if applicable.

**SECTION 2.** That the transfer of \$7,000,000.00, or so much thereof as may be needed in regard to the action authorized in Section 1, is hereby authorized from the General Fund to the Sustainable Columbus Fund, per the accounting codes in the attachment to this ordinance.

**See Attached File: Ord 3223-2022 Legislation Template.xls**

**SECTION 3.** That the expenditure of \$7,000,000.00, or so much thereof as may be needed in regard to the action authorized in Section 1, is hereby authorized from the Sustainable Columbus Fund 1000 in object class 03 Contractual Services, per the accounting codes in the attachment to this ordinance.

**See Attached File: Ord 3223-2022 Legislation Template.xls**

**SECTION 4.** That the monies in the foregoing Sections shall be paid upon order of the Director of Finance and Management, and that no order shall be drawn or money paid except by voucher, the form of which shall

be approved by the City Auditor.

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

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

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

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**Legislation Number:** 3224-2022

**Drafting Date:** 11/14/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

To authorize the Director of Public Utilities to enter into a construction contract with Decker Construction Company for utility cut and restoration services for the Division of Water, Division of Power, and Division of Sewerage & Drainage; and to declare an emergency.

**WHEREAS,** one bid for the 2022 Utility Cut Restoration Project was received and publicly opened in the on November 10, 2022; and

**WHEREAS,** the sole bid from Decker Construction Company, in the total amount of \$1,996,56.50, was deemed the lowest, most responsive, and responsible bid; and

**WHEREAS,** it is necessary to authorize the Director of the Department of Public Utilities to execute a construction contract for the 2022 Utility Cut Restoration Project with Decker Construction Company; 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 enter into a construction contract with Decker Construction Company, for the 2022 Utility Cut Restoration Project and to avoid any potential lapse in service; now therefore,

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to execute a construction contract for the 2022 Utility Cut Restoration Project with Decker Construction Company, 3040 McKinley Avenue, Columbus, Ohio 43204; in the maximum amount of \$1,996,562.50; in accordance with the terms and conditions of the contract on file in the Department of Public Utilities.

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

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**Legislation Number:** 3225-2022

Drafting Date: 11/14/2022

Current Status: Passed

Version: 1

Matter Type: Ordinance

**BACKGROUND:** This ordinance authorizes the City Auditor to move available appropriation between object classes within a fund and department during the period from January 1, 2023 to December 31, 2023, if necessary, for any funds not already identified in Ordinances 2936-2022, 2937-2022, and 2938-2022. The aforementioned ordinances establish annual appropriations for the 12 months ending December 31, 2023 for the General Fund, Other Funds, and Select Other Funds. In addition to establishing annual appropriations, these ordinances also provide limited authority for the City Auditor to move available appropriation pursuant to review and approval by the Director of the submitting department, the Director of the Department of Finance and Management, the Chairperson of the Committee of Finance, and the City Auditor. This ordinance extends this limited authority to funds not subject to the aforementioned annual appropriation ordinances adopted by City Council for the 12 months ending December 31, 2023.

**Emergency Designation:** Emergency consideration is requested so that necessary appropriation adjustments can be processed as quickly as possible, thereby supporting timely and efficient fiscal operations and processes.

**Fiscal Impact:** No specific appropriation or expenditure of funds is required by this ordinance.

To authorize the City Auditor to move available appropriation between object classes within a fund and department during the period from January 1, 2023 to December 31, 2023, if necessary, for any funds not already identified in Ordinances 2936-2022, 2937-2022, and 2938-2022; and to declare an emergency.

**WHEREAS,** Ordinances 2936-2022, 2937-2022, and 2938-2022 establish annual appropriations for the 12 months ending December 31, 2023 for the General Fund, Other Funds, and Select Other Funds; and

**WHEREAS,** in addition to establishing annual appropriations, these ordinances also provide limited authority for the City Auditor to move available appropriation pursuant to review and approval by the Director of the submitting department, the Director of the Department of Finance and Management, the Chairperson of the Committee of Finance, and the City Auditor; and

**WHEREAS,** it is necessary to extend this limited authority to funds not specifically identified in the aforementioned ordinances (for the 12 months ending December 31, 2023) in order to provide for efficient fiscal management; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Finance and Management in that it is immediately necessary to authorize the City Auditor to make certain appropriation adjustments to ensure timely and efficient fiscal operations of the City, thereby preserving the public health, peace, property, safety, and welfare; **now, therefore**

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

**SECTION 1.** That the City Auditor is hereby authorized to transfer available appropriations within a fund and department, if necessary, from any object class with available appropriations for any funds not already identified in Ordinances 2936-2022, 2937-2022, and 2938-2022 during the period from January 1, 2023 to December 31, 2023, pursuant to review and approval by the Director of the submitting department, the Director of the Department of Finance and Management, the Chairperson of the Committee of Finance, and the City Auditor.

**SECTION 2.** That it is understood that this Council is not making specific appropriations, however that transfers of available appropriations may be made from one Object Class to another, within any one department or division. Transfer of sums exceeding \$100,000.00 shall be authorized only by ordinance of Council. Transfers of sums of \$100,000.00 or less shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance and Management, the City Auditor, and the Chairperson of the Committee of Finance.

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

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**Legislation Number:** 3226-2022

**Drafting Date:** 11/14/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes an agreement with the Ohio Traffic Safety Office (OTSO), State of Ohio, for the Selective Traffic Enforcement Program - FFY23 and to appropriate funds to cover the costs of the program. The OTSO works to reduce high traffic related crashes to save lives and reduce injuries and economic loss. This program will target reducing fatal crashes through enforcement activity by uniformed officers for non-impaired driver violations. Examples include speed and restraint violation, driver license violations, and distracted driving within the interstate system in the City of Columbus and major arterial streets during specific holiday and national mobilization periods. The agreement authorizes reimbursement for the overtime costs of sworn personnel working on the program. The funding for the agreement is dependent on federal funds from the US Department of Transportation for Federal Fiscal Year 2023 and follows the fiscal year period, October 1, 2022 through September 30, 2023.

**EMERGENCY DESIGNATION:** Emergency legislation is necessary to make funds available for the grant funded activity period that started October 1, 2022.

**FISCAL IMPACT:** This ordinance authorizes the appropriation of \$64,286.62 from the unappropriated balance of the General Government Grant Fund for the Division of Police to cover the costs associated with the Selective Traffic Enforcement Program (STEP) - FFY23. All funds appropriated, except workers compensation costs, are reimbursable from the State of Ohio. \$965.25 in Worker's Compensation costs will be covered by a transfer from Police's existing appropriation in their 2022 General Fund budget. FFY19 STEP expenditures were \$35,521.51, FFY20 expenditures were \$11,467.32 and FFY22 expenditures were \$46,154.86 as of the date of this legislation.

To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the Selective Traffic Enforcement Program - FFY23; to authorize an appropriation of \$64,286.62 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with this project; to authorize the City Auditor to transfer \$965.25 within the General Fund; to authorize a transfer of \$965.25 from the General Fund to the General Government Grant Fund; and to declare an emergency. (\$65,261.45).

**WHEREAS,** the Division of Police will work overtime on a program to target reducing fatal crashes by enforcement activity by uniformed officers for non-impaired driver violations such as speed and restraint violations, driver license violations, and distracted driving within the interstate system of the City of Columbus



and major arterial streets during specific holiday and national mobilization periods; and

**WHEREAS**, the Director of Public Safety needs to enter into an agreement with the Ohio Traffic Safety Office (OTSO), State of Ohio, who will provide funds through the Selective Traffic Enforcement Program - FFY23 to the City of Columbus, Division of Police; and

**WHEREAS**, an appropriation and transfer is needed to cover the costs associated with the Selective Traffic Enforcement Program - FFY23; and

**WHEREAS**, the project period starts October 1, 2022 and ends September 30, 2023 and appropriation authority needs to be available as soon as possible for the specified holiday periods in 2022; 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 enter into the aforementioned agreement for the Selective Traffic Enforcement Program - FFY23 and to appropriate \$64,286.62 and to transfer \$965.25 for the project costs, thereby preserving the public peace, property, health, safety, and welfare; **now, therefore**

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

**SECTION 1.** That the Director of Public Safety is hereby authorized to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, and to accept an award in the amount of \$64,286.62, which represents funding for the Selective Traffic Enforcement Program - FFY23.

**SECTION 2.** That the City Auditor shall be authorized to transfer within Police's General Fund budget, the amount of \$965.25 from Object Class 01-Personnel to Object Class 10-Transfers, per the account codes in the attachment to this ordinance.

**SECTION 3.** That General Funds in the amount of \$965.25 are hereby authorized for transfer between the General Fund and the General Government Grant Fund, per the account codes in the attachment to this ordinance.

**SECTION 4.** That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period, the sum of \$64,286.62 is appropriated in fund 2220 General Government Grants in Obj. Class 01, Obj. Class 02, and Obj. Class 03 per the account codes in the attachment to this ordinance.

**SECTION 5.** That the monies appropriated in the foregoing Section 3 shall be paid upon order of the Director of Public Safety, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 6.** 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 it originated in accordance with all applicable grant agreements.

**SECTION 7.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated in an amount not to exceed the available cash balance in the fund.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the

same.

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**Legislation Number:** 3227-2022

**Drafting Date:** 11/14/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### 1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into agreements with and to accept up to \$1,000,000.00 from the Central Ohio Transit Authority (COTA) relative to the Roadway - Front Street and Marconi Boulevard project. This legislation also authorizes the Director of Public Service to, as may be necessary, issue a refund to or accept additional monies from COTA based on the actual cost to complete that project.

The aforementioned project encompasses converting Front Street between Broad Street and Hickory Street and Marconi Boulevard between Broad Street and Spring Street to two-way operation. Other planned improvements include: upgrading the existing traffic signals; and installing curbs, sidewalks, street and pedestrian lighting, enhanced pedestrian crossings, and landscaping within the project limits. The estimated cost to complete the project is \$13,333,365.10, with COTA agreeing to contribute up to \$1,000,000.00 toward said cost. However, it may be necessary for the Department of Public Service to accept additional monies from or return funds to COTA based on final quantities and unit costs, and this ordinance seeks to authorize the same in the absence of additional legislation for that purpose.

### 2. EMERGENCY DESIGNATION

Emergency action is requested to authorize the Director of Public Service to execute agreements with COTA as soon as reasonably practicable to facilitate the acceptance and expenditure of requisite construction funding so as to prevent unnecessary delays in the completion of the aforementioned public improvements.

### 3. FISCAL IMPACT

A separate ordinance authorizing the encumbrance and expenditure of City funds to support the construction phase of the Roadway - Front Street and Marconi Boulevard project will be put forth for Council consideration at a later time.

To authorize the Director of Public Service to enter into agreements with and to accept funding from the Central Ohio Transit Authority (COTA) relative to the Roadway - Front Street and Marconi Boulevard project; to authorize, as necessary, either the acceptance of additional monies from COTA for the project or the issuance of a refund of any unspent funds received from COTA after final accounting has been completed; and to declare an emergency. (\$0.00)

**WHEREAS**, the Department of Public Service is administering the Roadway - Front Street and Marconi Boulevard project, which will culminate in the conversion of Front Street between Broad Street and Hickory Street and Marconi Boulevard between Broad Street and Spring Street to two-way operation; and

**WHEREAS**, COTA has agreed to contribute up to \$1,000,000.00 to support the completion of the aforementioned project; and

**WHEREAS**, this legislation authorizes the Director of Public Service to enter into agreements with and to

accept funding from COTA relative to the aforementioned effort; 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 agreements with COTA as soon as reasonably practicable to facilitate the acceptance and expenditure of requisite construction funding so as to prevent unnecessary delays in the completion of the aforementioned public improvements, 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 hereby is authorized to enter into agreements with and to accept up to \$1,000,000.00 from the Central Ohio Transit Authority (COTA) toward work performed as part of the Roadway - Front Street and Marconi Boulevard project.

**SECTION 2.** That the Director of Public Service hereby is authorized, as necessary, either to accept additional funds from COTA to support its proportional share of construction costs or to refund the unexpended balance of the funds deposited by COTA after final accounting is complete for the Roadway - Front Street and Marconi Boulevard project or the Department of Public Service, Division of Design and Construction determines the remaining funds are no longer needed.

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

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

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

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

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**Legislation Number:** 3228-2022

**Drafting Date:** 11/14/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This legislation appropriates \$86,000.00 from the unappropriated balance of the Land Management Fund for the administration of the Land Reutilization Program (Land Bank) in the Department of Development's Land Redevelopment Division. This appropriation and expenditure is for the remainder of the 2022 fiscal year and is in addition to funding provided by the Division from the General Fund.

The Land Management Fund was created in September 1998 to provide funds for various expenses associated with the management and maintenance of properties held in the Columbus Land Bank.

Emergency action is requested so that funds are available for personnel expenses for the remainder of the 2022 fiscal year.

**Fiscal Impact:** This legislation appropriates \$86,000.00 from the unappropriated balance of the Land Management Fund (Fund 2206) for the remainder of the 2022 fiscal year. The unappropriated balance of this fund is approximately \$2,982,742.79.

To authorize the appropriation of \$86,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development to provide funds for the remainder of the 2022 fiscal year; and to declare an emergency. (\$86,000.00)

**WHEREAS,** the Land Management Fund was created in September 1998 to provide funds for various expenses associated with the management and maintenance of properties held in the Land Bank; and

**WHEREAS,** it is necessary to appropriate \$86,000.00 from the unappropriated balance of the Land Management Fund to the Department of Development for personnel expenses for the remainder of the 2022 fiscal year; and

**WHEREAS,** the unappropriated balance of this fund is approximately \$2,982,742.79; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to provide for this appropriation so that funds are available for personnel expenses for the remainder of the 2022 fiscal year, 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 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, 2022, the sum of \$86,000.00 is appropriated in Fund 2206 (Land Management Fund) in Object Class 01 (Personnel), per the accounting codes in the attachment to this ordinance.

**SECTION 2.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance 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 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:** 3229-2022

**Drafting Date:** 11/14/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes an agreement with the Ohio Traffic Safety Office (OTSO), State of Ohio, for the Impaired Driving Enforcement Program - FFY2023 and to appropriate funds to cover the costs of the program. The OTSO works to reduce high traffic related crashes to save lives and reduce injuries and economic loss. This program will target reducing fatal crashes through enforcement activity by uniformed officers making and processing impaired driver arrests within the interstate system in the City of Columbus and major arterial streets during specific holidays and national mobilization periods identified in the grant application. The agreement authorizes reimbursement for the overtime (excluding worker's compensation costs) and a portion of fuel costs of sworn personnel working in the program. The funding for the agreement is dependent on federal funds from the US Department of Transportation for Federal Fiscal Year 2023 and follows the fiscal year period, October 1, 2022 through September 30, 2023.

**EMERGENCY DESIGNATION:** Emergency legislation is necessary to make funds available for the grant funded activity period that started October 1, 2022.

**FISCAL IMPACT:** This ordinance authorizes the appropriation of \$60,786.62 from the unappropriated balance of the General Government Grant Fund for the Division of Police to cover the costs associated with the Impaired Driving Enforcement Program (IDEP) - FFY23. All funds appropriated, except worker's compensation costs, are reimbursable from the State of Ohio. \$965.25 in Worker's Compensation costs will be covered by a transfer from Police's existing appropriation in their 2022 General Fund budget. FFY20 expenditures were \$25,145.15, FFY21 expenditures were \$45,916.67 and FFY2022 were \$40,430.35 as of the date of this legislation.

To authorize the Director of Public Safety to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, to participate in the Impaired Driving Enforcement Program - FFY23; to authorize an appropriation of \$60,786.62 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with this project; to authorize a transfer of \$965.25 from the General Fund to the General Government Grant Fund; and to declare an emergency. (\$60,786.62).

**WHEREAS,** the Division of Police will work overtime on a program to target reducing fatal crashes through enforcement activity by uniformed officers making and processing impaired driver arrests within the interstate system of the City of Columbus and major arterial streets during specific holiday and national mobilization periods identified in the grant application; and

**WHEREAS,** the Director of Public Safety is authorized to enter into an agreement with the Ohio Traffic Safety Office (OTSO), State of Ohio, who will provide funds through the Impaired Driving Enforcement Program - FFY23 to the City of Columbus, Division of Police; and

**WHEREAS,** a transfer of funds between the General Fund and the General Government Grant Fund is needed in order to cover Workers' Compensation costs associated with this project; and

**WHEREAS,** an appropriation is needed to cover the costs associated with the Impaired Driving Enforcement Program - FFY23; and

**WHEREAS**, the project period starts October 1, 2022 and goes through September 30, 2023 and appropriation authority needs to be available as soon as possible for the holiday periods in 2022; 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 to enter into the aforementioned agreement for the Impaired Driving Enforcement Program - FFY23 and to appropriate \$60,786.62 for the project costs, thereby preserving the public peace, property, health, safety, and welfare; **now, therefore**

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

**SECTION 1.** That the Director of Public Safety is hereby authorized to enter into an agreement with the Ohio Traffic Safety Office, State of Ohio, and to accept an award in the amount of \$60,786.62, which represents funding for the Impaired Driving Enforcement Program - FFY23.

**SECTION 2.** That the transfer of \$965.25 is hereby authorized between the General Fund and the General Government Grand Fund, per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$965.25 is hereby authorized within the General Fund, from Obj. Class 01 to Obj. Class 10, per the account codes in the attachment to this ordinance.

**SECTION 4.** That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period, the sum of \$60,786.62 is appropriated in fund 2220 General Government Grants in Obj. Class 01 Personnel and Obj. Class 02 Supplies, per the account codes in the attachment to this ordinance.

**SECTION 5.** That the monies appropriated in the foregoing Section 3 shall be paid upon order of the Director of Public Safety, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 6.** 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 7.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated in an amount not to exceed the available cash balance in the fund.

**SECTION 8.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3230-2022

**Drafting Date:** 11/14/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into professional services contract with PRIME AE Group, Inc. in the amount of up to \$650,000.00 for the Roadway - General Engineering 2023 project.

The intent of this project is to provide the City of Columbus, Department of Public Service, with 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 complete its capital budget commitments.

The Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - General Engineering 2023 contract. The project was formally advertised on the Vendor Services and Bonfire web sites from October 5, 2022, to November 3, 2022. The city received nine (9) responses. All proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on November 10, 2022. The responding firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
PRIME AE Group, Inc.	Columbus, OH	MBE
OHM Advisors	Columbus, OH	Majority
Dynotec	Columbus, OH	MBE
EMH&T	Columbus, OH	Majority
E.L. Robinson Engineering	Grandview, OH	Majority
Ribway Engineering Group, Inc.	Columbus, OH	MBE
DLZ Ohio	Columbus, OH	MBE
Resource International, Inc.	Columbus, OH	WBE
GPD Group	Columbus, OH	Majority

PRIME AE Group, Inc. received the highest score by the evaluation committee and will be awarded the Roadway - General Engineering 2023 contract.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against PRIME AE Group, Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for PRIME AE Group, Inc. is CC002102 and expires 03/01/2023.

**3. FISCAL IMPACT**

Funding for this contract is available and appropriated within Fund 7704, the Streets and Highways Bond Fund. An amendment to the 2022 Capital Improvement Budget and a transfer of cash and appropriation is required to establish sufficient budget authority for the project.

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 15% as assigned by the City’s Office of Diversity and Inclusion (ODI). After ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 24% for this contract. Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the “City’s Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual” and in the “City of Columbus MBE/WBE Program Special Provision” that were part of the bid documents for this contract.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to expedite this contract so additional resources needed to complete capital projects be available as soon as possible, to ensure the safety of the travelling public.

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with PRIME AE Group, Inc. for the Roadway - General Engineering 2023 project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

**WHEREAS**, there is a need to enter into a professional services contract to provide for additional resources to perform professional engineering and survey services as well as provide technical expertise for the Department to complete its capital budget commitments; and

**WHEREAS**, the Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - General Engineering 2023 project; and

**WHEREAS**, PRIME AE Group, Inc. submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with PRIME AE Group, Inc. for the provision of professional engineering consulting services described above in the amount of up to \$650,000.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2022 Capital Improvement Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for Council to authorize a transfer of funds and appropriation within Fund 7704, the Streets and Highways Bond Fund, to establish sufficient cash to pay for the project; and

**WHEREAS**, this contract opportunity was submitted to the City’s Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

**WHEREAS**, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 15% as assigned by the City’s Office of Diversity and Inclusion (ODI); and

**WHEREAS**, after ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 24% for this contract; and

**WHEREAS**, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 PRIME AE Group, Inc. in order to provide funding for the Roadway - General Engineering 2023 so additional resources needed to complete capital projects be available as soon as possible, 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 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:



**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P531034-100000 / Roadway - Sullivant Avenue - Hague to I70 (Voted Carryover) / \$2,587,551.00 / (\$300,000.00) / \$2,287,551.00

7704 / P530282-100051 / Resurfacing - Resurfacing Projects (Voted Carryover) / \$1,731,994.00 / (\$350,000.00) / \$1,381,994.00

7704 / P531054-100000 / Roadway - General Engineering 2023 (Voted Carryover) / \$0.00 / \$650,000.00 / \$650,000.00

**SECTION 2.** That the transfer of \$300,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P531034-100000 (Roadway - Sullivant Avenue - Hague to I70), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P531054-100000 (Roadway - General Engineering 2023), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$350,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5911 (Infrastructure Management), P530282-100051 (Resurfacing - Resurfacing Projects), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P531054-100000 (Roadway - General Engineering 2023), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with PRIME AE Group, Inc. at 8415 Pulsar Place, Suite 300, Columbus, OH 43240, for the Roadway - General Engineering 2023 project in an amount up to \$650,000.00.

**SECTION 5.** That the expenditure of \$650,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P531054-100000 (Roadway - General Engineering 2023), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 8.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3231-2022

Drafting Date: 11/14/2022

Current Status: Passed

Version: 1

Matter Type: Ordinance

**1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into professional services contract with Orchard, Hiltz & McCliment, Inc. dba OHM Advisors in the amount of up to \$650,000.00 for the Roadway - General Engineering 2023-2 project.

The intent of this project is to provide the City of Columbus, Department of Public Service, with 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 complete its capital budget commitments.

The Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - General Engineering 2023-2 contract. The project was formally advertised on the Vendor Services and Bonfire web sites from October 5, 2022, to November 3, 2022. The city received nine (9) responses. All proposals were deemed responsive and were fully evaluated when the Evaluation Committee met on November 10, 2022. The responding firms were:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
PRIME AE Group, Inc.	Columbus, OH	MBE
OHM Advisors	Columbus, OH	Majority
Dynotec	Columbus, OH	MBE
EMH&T	Columbus, OH	Majority
E.L. Robinson Engineering	Grandview, OH	Majority
Ribway Engineering Group, Inc.	Columbus, OH	MBE
DLZ Ohio	Columbus, OH	MBE
Resource International, Inc.	Columbus, OH	WBE
GPD Group	Columbus, OH	Majority

OHM Advisors received the highest score by the evaluation committee and will be awarded the Roadway - General Engineering 2023-2 contract.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against OHM Advisors.

**2. CONTRACT COMPLIANCE**

The contract compliance number for OHM Advisors is CC007505 and expires 11/15/2023.

**3. FISCAL IMPACT**

Funding for this contract is available and appropriated within Fund 7704, the Streets and Highways Bond Fund. An amendment to the 2022 Capital Improvement Budget and a transfer of cash and appropriation is required to establish sufficient budget authority for the project.

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 15% as assigned by the City’s Office of Diversity and Inclusion (ODI). After ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 15% for this contract. Failure by the contractor to meet this goal subjects the contractor to the

Penalties for Non-Compliance as described in the “City’s Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual” and in the “City of Columbus MBE/WBE Program Special Provision” that were part of the bid documents for this contract.

**5. EMERGENCY DESIGNATION**

Emergency action is requested to expedite this contract so additional resources needed to complete capital projects be available as soon as possible, to ensure the safety of the travelling public.

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with OHM Advisors for the Roadway - General Engineering 2023-2 project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

**WHEREAS**, there is a need to enter into a professional services contract to provide for additional resources to perform professional engineering and survey services as well as provide technical expertise for the Department to complete its capital budget commitments; and

**WHEREAS**, the Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - General Engineering 2023-2 project; and

**WHEREAS**, OHM Advisors submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with OHM Advisors for the provision of professional engineering consulting services described above in the amount of up to \$650,000.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2022 Capital Improvement Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for Council to authorize a transfer of funds and appropriation within Fund 7704, the Streets and Highways Bond Fund, to establish sufficient cash to pay for the project; and

**WHEREAS**, this contract opportunity was submitted to the City’s Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

**WHEREAS**, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 15% as assigned by the City’s Office of Diversity and Inclusion (ODI); and

**WHEREAS**, after ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 15% for this contract; and

**WHEREAS**, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 OHM Advisors in order to provide funding for the Roadway - General Engineering 2023-2 so additional resources needed to complete capital projects be available as soon as possible, 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 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P531034-100000 / Roadway - Sullivant Avenue - Hague to I70 (Voted Carryover) / \$2,287,551.00 / (\$300,000.00) / \$1,987,551.00

7704 / P530282-100051 / Resurfacing - Resurfacing Projects (Voted Carryover) / \$1,381,994.00 / (\$350,000.00) / \$1,031,994.00

7704 / P531054-100001 / Roadway - General Engineering 2023-2 (Voted Carryover) / \$0.00 / \$650,000.00 / \$650,000.00

**SECTION 2.** That the transfer of \$300,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P531034-100000 (Roadway - Sullivant Avenue - Hague to I70), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P531054-100001 (Roadway - General Engineering 2023-2), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$350,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5911 (Infrastructure Management), P530282-100051 (Resurfacing - Resurfacing Projects), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P531054-100001 (Roadway - General Engineering 2023-2), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with OHM Advisors at 580 N. Fourth Street, Suite 610, Columbus, Ohio 43215, for the Roadway - General Engineering 2023-2 project in an amount up to \$650,000.00.

**SECTION 5.** That the expenditure of \$650,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P531054-100001 (Roadway - General Engineering 2023-2), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 8.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3232-2022

**Drafting Date:** 11/14/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND**

This legislation authorizes the Director of the Department of Development to modify a grant agreement with Alvis, Inc., in an amount up to \$1,500,000.00, to advance the planning, design and construction of additional space to continue providing residential reentry space treatment and services.

Original grant amount	\$2,000,000.00	Ord. 3035-2022
Mod 1 grant amount	<u>\$1,500,000.00</u>	
Total grant amount	\$3,500,000.00	

Ordinance 3035-2022, passed by City Council on November 14, 2022, authorized the Director of the Department of Development to enter into a grant agreement for the project. This is the second contribution of a two-year capital commitment totaling \$3.5 million.

Alvis, Inc. has been turning lives around since 1967. Alvis offers comprehensive human services to meet the needs of some of our most vulnerable members of our community. They currently operate 6 residential reentry centers, four outpatient centers and one administrative office building. They are looking to expand the Alum Creek facility to construct and connect a two-story building on adjacent land. The projected cost of the project is \$25 million. Once completed, the additional facility space will enable them to increase their capacity to serve residents from 280 to 350.

Emergency action is requested to begin reimbursing Alvis, Inc. for expenses incurred as a result of the increased demand for services.

**FISCAL IMPACT:** This project was budgeted in the 2022 Capital Improvement Budget. The funds will not be available to Development until a bond sale takes place related to the 2022 Capital Improvement Budget. Therefore, it is necessary to certify funds in the amount of \$1,500,000.00 the Special Income Tax Fund, Fund 4430.

**CONTRACT COMPLIANCE:** The vendor number is 004275 and expires 12/15/22.

To authorize the Director of Development to modify a grant agreement in an amount up to \$1,500,000.00 with Alvis, Inc. to advance the planning, design and construction of additional space to continue providing residential reentry space treatment and services; to authorize the reimbursement of expenses incurred prior to the purchase order; to authorize the expenditure of up to \$1,500,000.00; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax Fund to the Northland & Other Acquisitions fund; to appropriate funds within the Northland & Other Acquisitions fund; and to declare an emergency. (\$1,500,000.00)

**WHEREAS**, this legislation will authorize the Director of Development to modify a grant agreement in the amount \$1,500,000.00 funded from the 2022 Capital Budget; and

**WHEREAS**, the City made a commitment of \$3,500,000.00 to Alvis, Inc. to provide a capital grant supporting expansion of their Alum Creek facility, to be paid in two installments; and

**WHEREAS**, this is the second installment of the City commitment; and

**WHEREAS**, Alvis, Inc. is investing \$25,000,000.00 in construction of the expanded facility; and

**WHEREAS**, funds will need to be appropriated within Fund 4430 (Special Income Tax) and within Fund 7735 (Northland & Other Acquisitions); and

**WHEREAS**, funds will need to be transferred from the Special Income Tax Fund to the Northland & Other Acquisitions Fund; 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 \$1,500,000.00; 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 Development in that it is immediately necessary to authorize the Director to modify a grant agreement with Alvis, Inc. in order to provide funding for expenses incurred to meet the increased need of services provided by Alvis, 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 Director of Development be and is hereby authorized to modify a grant agreement, in an amount up to \$1,500,000.00 with Alvis, Inc. to provide a capital grant supporting expansion of their Alum Creek facility and to reimburse expenses incurred prior to the purchase order.

**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, 2022, the sum of \$1,500,000.00 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor), in Object Class 10 (Transfer Out Operating) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$1,500,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) to Fund 7735 (Northland & Other Acquisitions), Dept-Div 44-01 (Administration) per the account codes in the attachment to this ordinance.

**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 ended December 31, 2022, the sum of \$1,500,000.00 is appropriated in Fund 7735 (Northland & Other Acquisitions), Dept-Div 44-01 (Administration), Project P782026-100000 (Alvis House Facility Expansion), in Object Class 06 (Capital

Outlay) per the account codes in the attachment to this ordinance

**SECTION 5.** That for the purpose as stated in Section 1, the expenditure of \$1,500,000.00, or so much thereof as may be necessary, is hereby authorized in fund 7735 (Northland & Other Acquisitions), Project P782026-100000, Dept. 44-01 (Administration), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That the monies appropriated in the foregoing Section 2 and Section 4 shall be paid upon order of the Director of Development and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 7.** That upon obtaining other funds for this project for the Department of Development, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

**SECTION 8.** 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 \$1,500,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of 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 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 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 11.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 12.** 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.

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**Legislation Number:** 3234-2022

**Drafting Date:** 11/14/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

## **BACKGROUND**

This ordinance authorizes an amendment to Ordinance 2519-2022, passed on September 19, 2022, to allow for Columbus City Council approval to reimburse for food under the terms of the contract.

Ordinance 2519-2022 authorized a Not-for-Profit Service Contract with the Community Shelter Board for the Transitional Housing Pilot Program. The goal of the program is to recognize the natural communities developed within our unsheltered population and move them into a more stable, and sheltered environment, as a community. The program would also provide food for clients. An additional aim for this program is to launch a transitional housing pilot that can serve as a benchmark as CSB creates a perpetual transitional housing program for the community.

As Ordinance 2519-2022 was being drafted, the request of Council's approval to reimburse for food expenses was inadvertently left out of the ordinance.

Emergency action is requested in order to execute the contract this year to implement the program.

**FISCAL IMPACT:** None

**CONTRACT COMPLIANCE:** The contract compliance number for Community Shelter Board is 004795 and expires on 01/10/2024.

To amend Ordinance No. 2519-2022, passed by Columbus City Council on September 19, 2022, to permit reimbursement of food expenses under the terms of the Not-for-Profit Service Contract with the Community Shelter Board for the Transitional Housing Pilot Program; and to declare an emergency. (\$0.00)

**WHEREAS**, ordinance 2519-2022 authorized a not-for-profit service contract with the Community Shelter Board (CSB), to operate the Transitional Housing Pilot Program; and

**WHEREAS**, this ordinance authorizes an amendment of the original legislation allowing CSB to be reimbursed for all associated costs of under the terms of the contract, including food provided to clients; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to amend the ordinance in order to allow for the execution of the contract by the Director this year so that the program benefiting the homeless may be implemented prior to the winter; now, therefore,

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

**SECTION 1.** That Section 1 of Ordinance No. 2519-2022, passed on September 19, 2022, be amended to read as follows: "SECTION 1. That the Director of the Department of Development is hereby authorized to enter into a not-for-profit service contract with the Community Shelter Board (CSB) in an amount up to \$300,000.00 for the Transitional Housing Pilot Program **and to permit reimbursement of all associated costs under the terms of the contract, including food provided to clients.** This one-year contract will commence on September 12, 2022."

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



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**Legislation Number:** 3239-2022

**Drafting Date:** 11/14/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This legislation authorizes the City Attorney to modify (Modification No. 1) an existing contract with Access Information Management Corporation fka Retrievox, Inc. (herein referred to as "Access"), for continued record storage, retrieval, destruction, and related supplies and services; and to declare an emergency.

**FISCAL IMPACT:** The amount of the contract modification is \$12,000.00, and the total amount of this contract, as modified, is \$32,000.00. This contract modification is funded by the City Attorney's Office.

Original contract amount \$20,000.00 PO329268

Modification No. 1 amount \$12,000.00

Total contract amount \$32,000.00

**COMPANY:** Access Information Management Corporation fka Retrievox, Inc., FID: 04-3408536, CC027849, expires 12/23/2023

**EMERGENCY JUSTIFICATION:** The current contract balance is not sufficient to cover the most recent invoice and will not be sufficient to cover expenses until the next budget in Feb-2023.

To authorize the City Attorney to modify an existing contract with Access; to authorize the expenditure of up to \$12,000.00 from General Operating Fund; and to declare an emergency. (\$12,000.00)

**WHEREAS,** the City Attorney has identified the need to modify an existing contract with Access, for additional record storage and related services in an amount up to \$12,000.00; and

**WHEREAS,** it has become necessary in the usual daily operations of the Columbus City Attorney's Office to authorize the City Attorney to appropriate and expend these funds; and

**WHEREAS,** an emergency exists in the usual daily operation of the City Attorney's Office in that it is immediately necessary and in the best interest of the City to authorize the City Attorney to modify the existing contract with Access, to ensure continued necessary services of uninterrupted record storage, retrieval, destruction, and related supplies and 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 City Attorney be and is hereby authorized to modify an existing contract with Access, in the amount of \$12,000.00. Bringing the contract total to \$32,000.00.

**Section 2.** That for the purposes stated in Section 1, the amount of \$12,000.00 or so much thereof as may be necessary, be and is hereby authorized in Fund 1000 (General Fund), 24-2401 (City Attorney), in object class

03 (Purchased services) per the accounting codes in the attachment to this ordinance.

**Section 3.** Funds are hereby deemed appropriated and expenditures authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

**Section 4.** This modification is made in accordance with the relevant provisions of the City Code Chapter 329 relating to contract modifications.

**Section 5.** The City Auditor is authorized to establish such accounting codes as necessary, to make any accounting changes to revise the funding source for all agreements, contracts, or modifications associated with this ordinance.

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

**Legislation Number:** 3241-2022

**Drafting Date:** 11/15/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into a professional services contract with ms consultants, inc. in the amount of up to \$650,000.00 for the Roadway - Stormwater Design General Engineering project.

The intent of this project is to provide the City of Columbus, Department of Public Service, additional resources for engineering services for the design and investigation of regional stormwater basins and roadway drainage improvements.

The Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - Stormwater Design General Engineering contract. The project was formally advertised on the Vendor Services and Bonfire web sites from October 12, 2022, to November 9, 2022. The city received one (1) response. The proposal was deemed responsive and was fully evaluated when the Evaluation Committee met on November 10, 2022. The responding firm was:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
ms consultants, inc.	Columbus, OH	Majority

ms consultants, inc. received the highest score by the evaluation committee and will be awarded the Roadway - Stormwater Design General Engineering contract.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against ms consultants, inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for ms consultants, inc. is CC006998 and expires 12/28/2023.

**3. FISCAL IMPACT**

Funding for this contract is available within Fund 7704, the Streets and Highways Bond Fund. An amendment to the 2022 Capital Improvement Budget and a transfer of cash is required to establish sufficient budget authority for the project. Funds are appropriated.

#### **4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 18% as assigned by the City's Office of Diversity and Inclusion (ODI). After ODI's review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 18% for this contract. Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the "City's Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual" and in the "City of Columbus MBE/WBE Program Special Provision" that were part of the bid documents for this contract.

#### **5. EMERGENCY DESIGNATION**

Emergency action is requested to expedite this contract to have additional resources in place for needed stormwater projects, to ensure the safety of the travelling public.

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with ms consultants, inc. for the Roadway - Stormwater Design General Engineering project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

**WHEREAS**, there is a need to enter into a professional services contract to provide for additional resources for engineering services for the design and investigation of regional stormwater basins and roadway drainage improvements; and

**WHEREAS**, the Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - Stormwater Design General Engineering project; and

**WHEREAS**, ms consultants, inc. submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with ms consultants, inc. for the provision of professional engineering consulting services described above in the amount of up to \$650,000.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2022 Capital Improvement Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for Council 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**, this contract opportunity was submitted to the City's Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

**WHEREAS**, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 18% as assigned by the City's Office of Diversity and Inclusion (ODI); and

**WHEREAS**, after ODI's review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 18% for this contract; and

**WHEREAS**, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 ms consultants, inc. in order to provide funding for the Roadway - Stormwater Design General Engineering to have additional resources in place for needed stormwater projects, 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 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P530161-100195 / Roadway Improvements - Stormwater Regional Basins (Voted Carryover) / \$2,338,068.00 / (\$650,000.00) / \$1,688,068.00

7704 / P531067-100000 / Roadway - Stormwater Design General Engineering (Voted Carryover) / \$0.00 / \$650,000.00 / \$650,000.00

**SECTION 2.** That the transfer of \$650,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P530161-100195 (Roadway Improvements - Stormwater Regional Basins), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P531067-100000 (Roadway - Stormwater Design General Engineering), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with ms consultants, inc. at 2221 Schrock Road, Columbus, Ohio 43229, for the Roadway - Stormwater Design General Engineering project in an amount up to \$650,000.00.

**SECTION 4.** That the expenditure of \$650,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P531067-100000 (Roadway - Stormwater Design General Engineering), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 7.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after

its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3248-2022

**Drafting Date:** 11/15/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## 1. BACKGROUND

The Department of Public service is currently engaged in the North Market Streetscape - Utility Relocation Design project. The project will relocate existing utilities underground within the North Market parking lot area and Wall Street and will be relocated within the Right-of-Way.

A portion of real property owned by the City of Columbus known as the North Market parking lot, Franklin County Parcel Number 010-307276, adjacent to and east of 59 West Spruce Street Franklin County Parcel Number 010-054645, on North Wall Street between Spruce Street and Vine Street, will need to be dedicated as right-of-way for roadway purposes to accommodate the improvements by this project. Current plans indicate 0.115 acre will need to be dedicated for this purpose, to dedicate the property as road right-of-way and name the road right-of-way as Wall Street.

The following ordinance authorizes the City Attorney's Office, to accept a QUIT CLAIM DEED recorded in the Franklin County, Ohio, Recorder's Office on November 4, 2022 as Instrument Number 202211040153022. ANTHONY M. ROSEBORO, Trustee, deeded property to the City of Columbus, to be used as road right-of-way, and name the parcel as public road right-of-way.

Ohio Revised Code Chapter 723.03 requires that property proposed for use as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specifically passed for such purpose. This Ordinance provides for the City to accept a deed, to dedicate the parcel as road right-of-way, and to name the parcel as public roadways to comply with Ohio Revised Code Chapter 723.03. Passage of this Ordinance also exempts the property deeded to the City from property taxes.

## 2. FISCAL IMPACT

There is no expenditure associated with this Ordinance.

## 3. EMERGENCY DESIGNATION

Emergency action is requested to complete the process by the end of the year so as not to delay construction and stay on schedule.

To accept various deeds for parcels of real property to be used as road right-of-way; to dedicate these parcels as public rights-of-way; and to name said rights-of-way as public roadways as described within this Ordinance; and to declare an emergency. (\$0.00)

**WHEREAS**, the City of Columbus is engaged in the North Market Streetscape - Utility Relocation Design project; and

**WHEREAS**, the project will relocate existing utilities underground within the North Market parking lot area and Wall Street and will be relocated within the Right-of-Way; and

**WHEREAS**, Ohio Revised Code Chapter 723.03 requires property to be used as a public street or alley be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

**WHEREAS**, the City of Columbus has been asked to accept a deed for real property, to dedicate the parcel of

real property for the purpose of road right-of-way, and to name said property as public roadways; and

**WHEREAS**, by virtue of a QUIT CLAIM DEED recorded in the Franklin County, Ohio, Recorder's Office, November 4, 2022 as Instrument Number 202211040153022, ANTHONY M. ROSEBORO, Trustee, deeded property to the City of Columbus, to be used as road right-of-way; and

**WHEREAS**, the City desires to accept this deed for property which will be used for road right-of-way; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to complete the process by the end of the year so as not to delay construction, to ensure the safety of the traveling public thereby preserving the public health, peace, property, safety and welfare;  
**now, therefore**

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

**SECTION 1.** That the City of Columbus hereby accepts the property more fully described in the previously referenced QUIT CLAIM DEED, Instrument Number 202211040153022, from ANTHONY M. ROSEBORO, dedicates said property as road right-of-way and names such road right-of-way as WALL STREET.

**SECTION 2.** That this property shall be used for road right-of-way purposes.

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

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**Legislation Number:** 3250-2022

**Drafting Date:** 11/15/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Columbus Public Health has been awarded additional funds from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$740,929.00 in additional funds for the COVID-19 Enhanced Operations Subgrant Program for the period of August 1, 2022 through July 31, 2023.

This grant (G502228) will be increased from \$989,736.00 to \$1,730,665.00 as a result of these additional funds. The purpose of this grant is for COVID-19 mitigation activities in specific environments such as school districts and congregate situations.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible and not delay the COVID-19 mitigation activities in schools and congregate settings.

**FISCAL IMPACT:** The grant program award (\$1,730,665.00) is fully funded by the Ohio Department of Health, and does not generate or require a City match.

To authorize and direct the Board of Health to accept additional funding from the Ohio Department of Health for the COVID-19 Enhanced Operations Subgrant Program in the amount of \$740,929.00; to authorize the appropriation of \$740,929.00 to the Health Department in the Health Department Grants Fund; and to declare an emergency. (\$740,929.00)

**WHEREAS**, \$740,929.00 in additional grant funds have been made available to the Health Department through the Ohio Department of Health for the COVID-19 Enhanced Operations Subgrant Program for the period of August 1, 2022 through July 31, 2023; and,

**WHEREAS**, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the support of the COVID-19 Enhanced Operations Subgrant Program; and,

**WHEREAS**, the City may receive additional funds awarded from the Ohio Department of Health for the support of COVID-19 Enhanced Operations Subgrant Program; and

**WHEREAS**, it is necessary to allow the City Auditor to transfer appropriations between object classes for the COVID-19 Enhanced Operations grant program as needed upon request by the Columbus Public Health department.; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Health in response to the COVID-19 pandemic in that it is immediately necessary to accept this grant from the Ohio Department of Health to prevent, prepare for, and respond to a public health emergency in central Ohio and for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept additional funds in the amount of \$740,929.00 from the Ohio Department of Health for the COVID-19 Enhanced Operations Subgrant Program period August 1, 2022 through July 31, 2023.

**SECTION 2.** That from the unappropriated monies in the Health Department Grants Fund, Fund No. 2251, and from all monies estimated to come into said Fund from any and all sources for the period ending July 31, 2023, the sum of \$740,929.00 and any eligible interest earned during the grant period is hereby appropriated to the Health Department, Division No. 5001, upon receipt of an executed grant agreement.

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

**SECTION 4.** At the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused city match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

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

**SECTION 6.** That the Board of Health is hereby authorized and directed to accept any additional grant awards from the Ohio Department of Health for the COVID-19 Enhanced Operations Subgrant Program for the period August 1, 2022 through July 31, 2023.

**SECTION 7.** That the City Auditor is hereby authorized to transfer appropriations between object classes for the COVID-19 Enhanced Operations Subgrant Program as needed upon request by the Columbus Public Health department to carry out the purpose of the grant.

**SECTION 8.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its

passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3252-2022

**Drafting Date:** 11/15/2022

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

Columbus City Council has a need to purchase food and/or beverage items for the Small Business Roundup reception on **January 17, 2023**~~December 1, 2022~~. This ordinance authorizes an expenditure of up to \$1,000.00 from the Job Growth subfund for the purchase of food and/or beverage items, which serve the public purpose of improving lives by encouraging attendance at public events. Specifically in this case, hosting a reception promotes engaging Columbus' small business owners and entrepreneurs to increase awareness of City resources available to them and to look towards what support the small business community needs in 2023. Light snacks and beverages for the reception will be provided with a spending cap of \$25 per participant. Any purchase of alcohol is strictly prohibited.

**Fiscal Impact:** Funding for these items is available within the Job Growth subfund.

**Emergency Action:** Emergency designation is requested in order to immediately facilitate any necessary purchase of these items in the usual daily operation of the city.

To authorize an appropriation and expenditure of up to \$1,000.00 from the Job Growth subfund for the purchase of food and/or beverage items for the Small Business Roundup reception on **January 17, 2023**~~December 1, 2022~~, and to declare an emergency (\$1,000.00).

**WHEREAS**, Columbus City Council has a need to purchase food and/or beverage items for the 2022 Small Business Roundup reception on **January 17, 2023**~~December 1, 2022~~; and

**WHEREAS**, an emergency exists in the usual daily operation of Columbus City Council in that it is immediately necessary to authorize the expenditure of funds for the purchase of food and/or beverage items for the specified public purposes in order to immediately facilitate any necessary purchase of these items so that they are available before the reception; **NOW, THEREFORE**,

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

**SECTION 1.** That the Auditor is hereby authorized and directed to appropriate \$1,000.00 within the Job Growth subfund, fund 1000, subfund 100015, to Columbus City Council in 02-Materials and Supplies per the accounting codes in the attachment to this ordinance.

**SECTION 2.** That the expenditure of \$1,000.00 is hereby authorized from the Job Growth subfund, per the accounting codes in the attachment to this ordinance, for the purchase of food and/or beverage items.

**SECTION 3.** That the City Auditor is authorized to make any accounting changes necessary to ensure that these expenditures are properly accounted for and recorded accurately on the City's financial records.

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

**SECTION 5.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval



by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3255-2022

**Drafting Date:** 11/15/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a grant agreement with Community Partners Youth Development Organization, dba Center of Entrepreneurial Development, a non-profit entity, to support the organization's Urban Launch School small business accelerator pitch event.

The mission of the event, is to bring small businesses participating in an accelerator program together, closing the educational, resource, and digital divide for urban and lifestyle entrepreneurs while eliminating the fragmentation of access to all the above. The approach to closing these divides is to help foster the development of a thriving, culturally competent Entrepreneur Support Ecosystem. This creates a safe space where urban entrepreneurs can operate above systematic barriers to gain resources, education, and tools to build and sustain their businesses.

The Urban Launch School program is a 10-week accelerator for black and brown entrepreneurs. The winter accelerator program, with an anticipated 10-15 graduates, will culminate in a pitch event. The 10-week program walks participants towards a business launch, ending in a pitch competition and micro-grant awards. In addition to the curriculum, participants are provided with branding and logo design support, legal support as needed, one-on-one business plan development services, and confidential peer group sessions.

The support of Columbus City Council will provide for micro-grants to the winners of the pitch competition. The pitch competition will occur in early 2023, making emergency legislation necessary to support the organization in a timely manner.

**Fiscal Impact:** Funding is available within the Job Growth subfund.

To authorize the City Clerk to enter into a grant agreement with Community Partners Youth Development Organization, dba Center of Entrepreneurial Development, to support of the organization's Urban Launch School small business accelerator pitch competition; and to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$10,000.00)

**WHEREAS**, the Community Partners Youth Development Organization, dba Center of Entrepreneurial Development provides culturally competent entrepreneurial support and operates the Urban Launch School and pitch competition for black and brown entrepreneurs; and

**WHEREAS**, Columbus ranks below the national average in terms of its share of women, Black, Hispanic or Latinx-owned businesses; and

**WHEREAS**, the Urban Launch School accelerator program will support 20-30 entrepreneurs in the creation and launch of a business plan in 2022; and

**WHEREAS**, an emergency exists in the usual daily operation of the Clerk's Office in that it is immediately necessary to authorize the Clerk to enter into a grant agreement with Community Partners Youth Development Organization, dba Center of Entrepreneurial Development, to support of the organization's Urban Launch School small business accelerator program and pitch competition in early 2023; **NOW, THEREFORE**,

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into a grant agreement with Community Partners Youth Development Organization, dba Center of Entrepreneurial Development, in support of their Urban Launch School pitch competition.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$10,000.00 in the Job Growth subfund, fund 1000, subfund 100015, to the City Clerk per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$10,000.00 or so much thereof as may be needed pursuant to the action authorized in SECTION 1 of this ordinance, is hereby authorized in the Job Growth subfund, fund 1000, subfund 100015 per the accounting codes in the attachment to this ordinance.

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

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

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**Legislation Number:** 3257-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV20-132**

**APPLICANT:** Samuel Shamansky; c/o Dave Perry, Agent; David Perry Company; 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:** Residential development.

**GERMAN VILLAGE COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site currently consists of two parcels, one developed with a two-unit dwelling and one with a three-unit dwelling, in the R-2F, Residential District. The requested Council variance will permit the applicant to split the lots, with each newly formed parcel being developed with a single-unit dwelling with three garage parking spaces. A Council variance is required because the R-2F district does not permit three-unit dwellings, as exists in Area B of the site. Variances for maneuvering, lot width, lot area, fronting, building lines, and side and rear yards are included in this request. Additionally, parking reductions for one space in Area A, and four spaces in Area B, are included in the request. The proposal is consistent with both the existing character of the area and with recent residential infill development proposals in historic urban neighborhoods, and is supported by the German Village Commission.

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential district; 3312.25, Maneuvering; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width

requirements; 3332.14 R-2F, Area district requirements; 3332.19, Fronting; 3332.21(D), Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located at **670-672 & 674-678 MOHAWK ST. (43206)**, to permit residential development with reduced development standards in the R-2F, Residential District (Council Variance #CV20-132).

**WHEREAS**, by application #CV20-132, the owner of property at **670-672 & 674-678 MOHAWK ST. (43206)**, is requesting a Council variance to permit residential development with reduced development standards in the R-2F, Residential District; and

**WHEREAS**, Section 3332.037, R-2F, Residential District Use, permits one single-unit or two-unit dwelling on a lot, while the applicant proposes to maintain the existing three-unit dwelling in Area B of the submitted site plan; and

**WHEREAS**, Section 3312.25, Maneuvering, requires parking spaces to have sufficient access and maneuvering area on the lot where the parking spaces are located, while the applicant proposes reduced maneuvering areas of 13 feet for Area C and Area D, and reduced maneuvering areas of between 3 feet and 12 feet for Area A and Area B, subject to the code required 20 feet being provided within the common maneuvering area between the four proposed lots, as shown on the site plan; and

**WHEREAS**, Section 3312.49 Minimum numbers of parking spaces required, requires 2 parking spaces per dwelling unit, or 4 spaces for Area A and 6 spaces for Area B, while the applicant proposes 3 spaces for Area A and 2 spaces for Area B; and

**WHEREAS**, Section 3332.05(A)(4), Area district lot width requirements, requires a minimum lot width of 50 feet in the R-2F, Residential District, while the applicant proposes reduced lot widths of 41.5 feet for Areas A, B, C and D; and

**WHEREAS**, Section 3332.14 R-2F, Area district requirements, requires a single-unit dwelling or other principal building to be situated on a lot of no less than 6,000 square feet in area, while the applicant proposes reduced lot areas of 4,440 square feet (Area A), 4,345 square feet (Area B), 2,249 square feet (Area C), and 2,344 square feet (Area D); and

**WHEREAS**, Section 3332.19, Fronting, requires a dwelling unit to have frontage on a public street, while the applicant proposes the single-unit dwellings on Area C and Area D to front the public alley; and

**WHEREAS**, Section 3332.21(D), Building lines, requires the building setback line to be the average distance of building setbacks on contiguous lots or parcels, but in no case less than 10 feet, while the applicant proposes reduced building lines along Mohawk Street of 4 feet for Area A and 7 feet for Area B; and

**WHEREAS**, Section 3332.25, Maximum side yards required, requires the sum of the widths of each side yard to equal or exceed 20 percent of the width of the lot, or 8.3 feet for Area A and Area B, while the applicant proposes reduced maximum side yards of 7 feet for the existing dwellings in Area A and Area B; and

**WHEREAS**, Section 3332.26, Minimum side yard permitted, requires a minimum side yard of no less than 5 feet on lots that are 40 feet wide or more in the R-2F, Residential District, while the applicant proposes reduced side yards of 2 feet along the southern property lines of the existing dwellings on Area A and Area B; and

**WHEREAS**, Section 3332.27, Rear yard, requires a rear yard totaling no less than 25 percent of the lot area for each dwelling, while the applicant proposes reduced rear yards of 11 percent for Area C and 10 percent for Area D; and

**WHEREAS**, the German Village Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the requested variance would permit development in character with the surrounding neighborhood, is consistent with recent residential infill development proposals in historic urban neighborhoods, and is supported by the German Village Commission; and

**WHEREAS**, this ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed single-unit dwellings; 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 **670-672 & 674-678 MOHAWK ST. (43206)**, 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 3332.037, R-2F, Residential district; 3312.25, Maneuvering; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; 3332.14 R-2F, Area district requirements; 3332.19, Fronting; 3332.21(D), Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard, of the Columbus City Codes, is hereby granted for the property located at **670-672 & 674-678 MOHAWK ST. (43206)** insofar as said sections prohibit a three-unit dwelling (Area B) in the R-2F, Residential District; with reduced maneuvering of 13 feet for Area C and Area D, and between 3 and 12 feet for Area A and Area B; a parking space reduction from 4 to 3 spaces for Area A and from 6 to 2 spaces for Area B; reduced lot widths from 50 feet to 41.5 feet for Areas A, B, C, and D; a reduced area district requirement for each lot from 6,000 to 4,440 square feet (Area A), 4,345 square feet (Area B), 2,249 square feet (Area C), and 2,344 square feet (Area D); no frontage on a public street for the proposed single-unit dwellings on Area C and Area D; reduced building lines along Mohawk Street from 10 feet to 4 feet for Area A and 7 feet for Area B; reduced maximum side yards from 8.3 feet to 7 feet for the existing dwellings on Area A and Area B; reduced minimum side yards from 5 to 2 feet along the southern property lines of the existing dwellings on Area A and Area B; and reduced rear yards from 25 percent to 11 percent for Area C and 10 percent for Area D; said property being more particularly described as follows:

**670-672 & 674-678 MOHAWK ST. (43206)**, being 0.31± acres located on the east side of Mohawk Street, 41± feet south of East Sycamore Street, and being more particularly described as follows:

670 - 672 Mohawk Street:

Situated in the State of Ohio, County of Franklin and City of Columbus and being described as follows:  
Being Lot Number Two (2) of Charles Minister's Subdivision of two and one-half acres part of Half Section 27, Township 5, Range 22, Refugee Lands, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, page 328, Recorder's Office, Franklin County, Ohio.

Parcel Number: 010-046554

Also known as: 670 and 672 Mohawk St., Columbus, OH 43206.

674 - 678 Mohawk Street:

Situated in the State of Ohio, County of Franklin and City of Columbus and being described as follows:  
Being Lot Number Three (3) of Charles Minister's Subdivision of two and one-half acres part of Half Section 27, Township 5, Range 22, Refugee Lands, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, page 328, Recorder's Office, Franklin County, Ohio.

Parcel Number: 010-040853

Also known as: 674, 676 and 678 Mohawk St., Columbus, OH 43206.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a two-unit dwelling in Area A, a three-unit dwelling in Area B, a single-unit dwelling in Area C and a single-unit dwelling in Area D, or those uses permitted in the R-2F, Residential District.

**SECTION 3.** That this ordinance is further conditioned on substantial compliance with the site plan titled, "SITE PLAN," signed by David B. Perry, Agent for the Applicant, and Donald Plank, Attorney for the Applicant, and dated April 19, 2022. The plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight 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 Certificates of Occupancy for the proposed single-unit dwellings.

**SECTION 5.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 3258-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV22-102**

**APPLICANT:** Caldwell Real Estate 161, LLC; c/o Jeffrey L. Brown, Atty.; Smith and Hale; 37 West Broad Street, Suite 400; Columbus, OH 43215.

**PROPOSED USE:** Automobile storage.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The 1.32± acre site consists of one parcel developed with a parking lot in the C-4, Commercial District. The applicant is requesting a Council variance to permit automobile storage in conjunction with an off-site dealership. Staff considers the proposed use consistent with the *Northland I Area Plan* (2014) land use recommendation for “Commercial (Community).” Additionally, the submitted site plan provides for screening of the site and landscaping along the East Dublin-Granville Road frontage, and does not represent any significant changes to the existing condition on the site.

To grant a Variance from the provisions of Sections 3356.03, C-4 permitted uses; and 3363.41, Storage, of the Columbus City Codes; for the property located at **1769 E. DUBLIN-GRANVILLE RD. (43229)**, to permit automobile storage in conjunction with an off-site dealership in the C-4, Commercial District (Council Variance #CV22-102).

**WHEREAS**, by application #CV22-102, the owner of property at **1769 E. DUBLIN-GRANVILLE RD. (43229)**, is requesting a Council variance to permit automobile storage in conjunction with an off-site dealership in the C-4, Commercial District; and

**WHEREAS**, Section 3356.03, C-4 permitted uses, prohibits the storage of automobiles with no dealership located on-site, while the applicant proposes storage of new, undamaged and operational automobiles for an off-site dealership; and

**WHEREAS**, Section 3363.41, Storage, requires the open storage of materials be located in the M, Manufacturing District at least 100 feet from any residential district, 30 feet from a street right-of-way line, and 20 feet from a lot line, while the applicant proposes a storage lot in the C-4, Commercial District with setbacks of zero feet from a residential district, 25 feet from East Dublin-Granville Road, and 0 feet from all other interior lot lines, as shown on the site plan; and

**WHEREAS**, City Departments recommend approval because the requested variance will permit automobile storage, which is considered consistent with the *Northland I Area Plan*, includes screening and landscaping along the right-of-way frontage, and does not introduce an incompatible use; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1769 E. DUBLIN-GRANVILLE RD. (43229)**, 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 3356.03, C-4 permitted uses; and 3363.41,

Storage, of the Columbus City Codes, is hereby granted for the property located at **1769 E. DUBLIN-GRANVILLE RD. (43229)**, insofar as said sections prohibit automobile storage for an off-site dealership in the C-4, Commercial District; with reduced open storage setbacks from 100 feet to zero feet along a residential district boundary, from 30 feet to 25 feet along the East Dublin-Granville Road right-of-way line, and from 20 feet to zero feet along interior lot lines, said property being more particularly described as follows:

**1769 E. DUBLIN-GRANVILLE RD. (43229)**, being 1.32± acres located on the south side of East Dublin-Granville Road, 300± feet west of Tamarack Boulevard, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, and in the City of Columbus, being in Quarter Township 4, Township 2, Range 18, United States Military Lands and being 1.322 acres all out of that 2.914 acre tract described in a deed to ADAMS REAL ESTATE INVESTMENT CO. of record in Instrument Number 201306210104819 (all references are to the records in Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning, for reference, at an iron pin found capped "Bird & Bull" 0.1' below grade at the northeasterly corner of Lot 2 as same is designated and delineated on the recorded plat of "TAMARACK SQUARE" of record in Plat Book 41, page 42, being on the westerly right-of-way line of Tamarack Boulevard (60.00 foot R/W) and being the southeasterly corner of said 2.914 acre tract;

Thence North 84 degrees 49' 50" West 306.82 feet, along the northerly line of said Lot 2 and the southerly line of said 2.914 acre tract, to an iron pin set, the True Point of Beginning;

Thence North 05 degrees 20' 02" East 85.94 feet, along the easterly line of that 3.154 acre tract described in a deed to NGHEIM TRAN L.L.C. of record in Instrument Number 201112210166837, to an iron pin set at the southwesterly corner of that 0.868 acre tract described in a deed to BURGER KING CORPORATION of record in Instrument Number 200206040138609, witness a ¾" hollow iron pin found at South 84 degrees 49' 50" East 0.35 feet;

Thence South 84 degrees 49' 50" East 150.00 feet along a common line of said 2.914 and 0.868 acre tracts, to a ¾" hollow iron pin found 2.0' below grade;

Thence North 05 degrees 06' 51" East 244.00 feet, continuing along common lines of said tracts, to a ¾" hollow iron pin found bent 0.5' below grade, on the southerly right-of-way line of Dublin-Granville Road (State Route 161) variable with the right-of-way;

Thence South 87 degrees 42' 48" East 134.41 feet, along a northerly line of said 2.914 acre tract and a southerly line of that 3.182 acre tract described in a deed to the State of Ohio of record in Deed Book 2999, page 196, to an iron pin set;

Thence South 05 degrees 10' 10" West 336.70 feet, crossing said 2.914 acre tract with a new division line to the Point of Beginning, containing 1.322 acres of land, more or less, subject to any easements, restrictions or right-of-ways of previous record.

Parcel No. 010-293623

Property Address: 1769 E. Dublin-Granville Rd., Columbus, OH 43229

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for the storage of new, undamaged and operational automobiles for an off-site dealership, or those uses permitted in the C-4, Commercial District.

**SECTION 3.** That this ordinance is further conditioned on the subject site being developed in general conformance with the site plan titled, "**PROPOSED SITE PLAN**" dated November 14, 2022, and signed by Jeffrey L. Brown, Attorney for the Applicant. The plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the plan shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

**SECTION 4.** That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Zoning Clearance 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.

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**Legislation Number:** 3259-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV22-106**

**APPLICANT:** Dominic Luppino; 7844 Flint Road; Columbus, OH 43235.

**PROPOSED USE:** Two-unit dwelling.

**SOUTH LINDEN AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of one undeveloped parcel in the R-3, Residential District. The requested Council variance will permit a new two-unit dwelling to be constructed on the site. A Council variance is required because the R-3 district permits only single-unit dwellings. Variances to reduce the lot area and permit an obstruction of the required eastern and western side yards are included in the request. The site is within the boundaries of the *South Linden Land Use Plan* (2018), which recommends "Medium Density Residential" land uses at this location. Additionally, the Plan includes adoption of the *Columbus Citywide Planning Policies (C2P2) Design Guidelines* (2018). The submitted site plan demonstrates setbacks, lot coverage, parking accessed off the alley, and trees in the rear yard and along the 24th Avenue frontage, all consistent with C2P2 Design Guidelines.

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3332.13, R-3 area district requirements; and 3332.28, Side or rear yard obstruction, of the Columbus City Codes; for the property located at **1471 24TH AVE. (43211)**, to permit a two-unit dwelling with reduced development standards in the R-3, Residential District (Council Variance #CV22-106).

**WHEREAS**, by application #CV22-106, the owner of the property at **1471 24TH AVE. (43211)**, is requesting a Variance to permit a two-unit dwelling with reduced development standards in the R-3, Residential District;



and

**WHEREAS**, Section 3332.035, R-3 residential district, lists single-unit dwellings as the only permitted residential use, while the applicant proposes a two-unit dwelling; and

**WHEREAS**, Section 3332.13, R-3 area district requirements, requires that a principal building shall be situated on a lot of no less than 5,000 square feet in area, while the applicant proposes a two-unit dwelling on a lot area of 3,888 square feet (pursuant to the lot area calculation per Section 3332.18(C)); and

**WHEREAS**, Section 3332.28, Side or rear yard obstruction, requires the area in the side or rear yard to be open from the finished grade to the sky, while the applicant proposes concrete walkways within the required eastern and western side yards, as shown on the site plan; and

**WHEREAS**, the South Linden Area Commission recommends approval; and

**WHEREAS**, the City Departments recommend approval because this request is consistent with the land use recommendations of the *South Linden Land Use Plan*, the site design recommendations of C2P2, and does not introduce an incompatible use to the area; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1471 24TH AVE. (43211)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance is hereby granted from the provisions of Sections 3332.035, R-3 residential district; 3332.13, R-3 area district requirements; and 3332.28, Side or rear yard obstruction, of the Columbus City Codes; for the property located at **1471 24TH AVE. (43211)**, insofar as said sections prohibit a two-unit dwelling in the R-3, Residential District; with reduced lot area from 5,000 to 3,888 square feet; and an obstruction of the required eastern and western side yards with a concrete walkway; said property being more particularly described as follows:

**1471 24TH AVE. (43211)**, being 0.10± acres located on the south side of 24th Avenue, 150± feet east of Gladstone Avenue, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin and in the City of Columbus and bounded and described as follows:

Being Lot Number One Hundred And Four (104) in WALDEMERE, an addition to the City Of Columbus,

Ohio as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 10, Page 86 & 87, Recordors Office, Franklin County, Ohio.

Parcel ID: 010-060389

Known Address: 1471 E. 24th Ave., Columbus, OH 43211

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a two-unit dwelling, or those uses permitted in the R-3, Residential District.

**SECTION 3.** That this ordinance is further conditioned on the subject site being developed in general conformance with the site plan titled, "**SITE STUDY**," dated November 7, 2022, and signed by Dominic Luppino, the Applicant. The plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the plans shall be subject to review and approval by the Director of the Department 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 upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

**SECTION 5.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 3261-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **1. Background:**

The City of Columbus, Department of Public Service, received a request from Frank Sasso on behalf of The Gravity Project 3, LLC, to sell an approximate 7,200± square foot portion of the unnamed 16 foot alley right-of-way. This portion of right-of-way is abutted to the south and west by parcel 010-050085, to the north by parcel 010-021196, to the west by parcel 010-000899, and to the east by parcel 010-057684. It runs north/south directionally and is between May Avenue and McDowell Street and totals 0.155 acres.

Sale of this right-of-way will allow The Gravity Project 3, LLC to develop a mixed use building that will span the alley. The Gravity Project 3, LLC will use this additional space in conjunction with its currently owned parcels for the new development. The Department of Public Service has agreed to sell the right-of-way as described and shown within attached legal description and exhibit, and extinguishes its need for this public right-of-way.

Per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this right-of-way, the City will not be adversely affected by the transfer of this right-of-way. The Department of Public Service submitted a request to the City Attorney's Office, asking that they establish a value for this right-of-way, and a value of \$142,126.32 was established. This request went before the Land Review Commission on September 15, 2022. After review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to The Gravity Project 3, LLC at the cost of \$142,126.32.

**2. FISCAL IMPACT:**

The Department of Public Service will receive a total of \$142,126.32 and the funds are to be deposited in Fund 748, Project 537650, as consideration for the transfer of the requested right-of-way. The Department of Development will submit a subsequent ordinance to provide funding for the transfer.

**3. EMERGENCY DESIGNATION**

Emergency action is requested so the developer may remain on schedule and continue development of the site without delay.

To authorize the Director of the Department of Public Service to execute those documents necessary for the sale of an approximate 7,200± square foot portion of an unnamed 16 foot alley to The Gravity Project 3, LLC; and to declare an emergency. (\$142,126.32)

**WHEREAS**, the City of Columbus, Department of Public Service, received a request from Frank Sasso, on behalf of The Gravity Project 3, LLC, to sell an approximate 7,200± square foot portion of the unnamed 16 foot alley right-of-way. This portion of right-of-way is abutted to the south and west by parcel 010-050085, to the north by parcel 010-021196, to the west by parcel 010-000899, and to the east by parcel 010-057684. It runs north/south directionally and is between May Avenue and McDowell Street and totals 0.155 acres; and

**WHEREAS**, the purpose of the transfer will accommodate the development of a mixed use building that will span the alley. The Gravity Project 3, LLC will use this additional space in conjunction with its currently owned parcels for the new development; and

**WHEREAS**, the Department of Public Service has agreed to sell the right-of-way as described and shown within attached legal description and exhibit, and extinguishes its need for this public right-of-way; and

**WHEREAS**, per current practice, comments were solicited from interested parties, including City agencies, private utilities and the applicable area commission, before it was determined that, subject to the retention of a general utility easement for those utilities currently located within this right-of-way, the City will not be adversely affected by the transfer of this right-of-way; and

**WHEREAS**, the Department of Public Service submitted a request to the City Attorney’s Office, asking that they establish a value for this right-of-way; and

**WHEREAS**, a value of \$142,126.32 was established to be transferred into Fund 7748, Project P537650 through a separate ordinance, for the transfer of the right-of-way; and

**WHEREAS**, this request went before the Land Review Commission on September 15, 2022; and

**WHEREAS**, after review of the request, the Land Review Commission voted to recommend the above referenced right-of-way be transferred to The Gravity Project 3, LLC at the cost of \$142,126.32, which will be provided by the Department of Development via a separate ordinance; 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 sale of the right-of-way acquisition so the developer may remain on schedule, to ensure the safety of the traveling public thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

**SECTION 1.** That the Director of the Department of Public Service be and is hereby authorized to execute a

quit claim deed and other incidental instruments prepared by the City Attorney’s Office, necessary to transfer the legal description per the attached exhibit, of right-of-way to The Gravity Project 3, LLC.

**SECTION 2.** That the attached referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

**SECTION 3.** That a general utility easement in, on, over, across and through the attached legal description and exhibit describing the right-of-way shall be and hereby is retained unto the City of Columbus for those utilities located within said right-of-way.

**SECTION 4.** That upon notification and verification of the relocation of all utilities located within the retained general utility easement area the Director of the Department of Public Service is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

**SECTION 5.** That the Department of Public Service will receive a total of \$142,126.32 through a separate ordinance transferring funds from the Department of Development to be deposited in Fund 7748, Project P537650, for the transfer of the right-of-way.

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

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**Legislation Number:** 3263-2022

**Drafting Date:** 11/16/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND**

This ordinance authorizes the Director of Public Service to enter into professional services contracts with LRT Associates LLC in the amount of up to \$200,000.00 for Project Management Professional Services to support technology related projects and ongoing process improvement efforts..

The intent of this project is to provide the City of Columbus, Department of Public Service project coordination for technology and data related projects and analysis on existing systems for process improvement opportunities for future improvements that meet department needs. The project will create and maintain detailed requirements through information gathering, reports will include diagramming workflows in both current and future states. The project will also provide functional, technical and process specifications reflecting approved standards for evaluating pertinent solutions.

The Department of Public Service, solicited Requests for Proposals for the Project Management Professional Services contract. The project was formally advertised on the Vendor Services and Bonfire web sites from October 5, 2022, to November 3, 2022. The city received one (1) response. The proposal was deemed responsive and was fully evaluated when the Evaluation Committee met on November 10, 2022. The responding firm was:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
LRT Associates LLC	Westerville, OH	MBE

LRT Associates LLC received the highest score by the evaluation committee and will be awarded the Project Management Professional Services contract.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against LRT Associates LLC.

## **2. CONTRACT COMPLIANCE**

LRT Associates LLC contract compliance number is MBE030816 and expires 9/17/2024.

## **3. FISCAL IMPACT**

Funding for this contract is available and appropriated within Fund 2265, the Street Construction Maintenance & Repair Fund.

## **4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract opportunity was submitted to the City's Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding. ODI determined there was not an opportunity for MBE/WBE participation in this contract and did not assign a goal. This contract was not bid with a City of Columbus MBE/WBE Program goal and the requirements of the City's MBE/WBE Program are not applicable to this contract.

## **5. EMERGENCY DESIGNATION**

Emergency action is requested to expedite this contract in order to provide funding for the Project Management Professional Services for additional resources for high profile and innovative technology and data related projects supporting project coordination, thereby preserving the public health, peace, property, safety and welfare to complete the project in a timely manner, to ensure the safety of the traveling public.

To authorize the Director of Public Service to enter into a professional services contract with LRT Associates LLC for the Project Management Professional Services; to authorize the expenditure of up to \$200,000.00 from the Street Construction Maintenance & Repair Fund; and to declare an emergency. (\$200,000.00)

**WHEREAS**, there is a need to enter into a professional services contract to provide support on all technology and data related projects supporting project coordination, analyzing existing systems for process improvement opportunities and documenting opportunities for future improvements that meet Department needs; and

**WHEREAS**, the Department of Public Service, solicited Requests for Proposals for Project Management Professional Services; and

**WHEREAS**, LRT Associates LLC submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with LRT Associates LLC for the provision of professional consulting services described above in the amount of up to \$200,000.00; and

**WHEREAS**, ODI determined there was not an opportunity for MBE/WBE participation in this contract and did not assign a goal and the requirements of the program are not applicable to this contract; 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 LRT Associates LLC in order to provide funding for Project Management Professional Services for additional resources for high profile and innovative technology and data related projects supporting project coordination, thereby preserving the public health, peace, property, safety and welfare to complete the project in a timely manner, to ensure the safety of the traveling public; **now, therefore**

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

**SECTION 1.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with LRT Associates LLC, 7949 Compton Ct., Westerville, OH 43082, for Project Management Professional Services in an amount up to \$200,000.00.

**SECTION 2.** That the expenditure of \$200,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (Street Construction Maintenance & Repair Fund), Dept-Div 5901 (Public Service - Directors Office), in Object Class 03 (Purchased 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 the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

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

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**Legislation Number:** 3264-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application Z22-070**

**APPLICANT:** Driven Brands, Inc.; c/o Dave Perry, Agent; David Perry Company; 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:** Car wash facility.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on November 10, 2022.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The 1.62± acre site consists of one parcel developed with a parking lot in the CPD, Commercial Planned Development District (Subarea B), as established by Ordinance #0489-20019; Z18-072. The newly requested CPD district will permit a car wash facility in addition to the listed C-4 commercial uses, and includes a site plan demonstrating the site layout of

said car wash. All other development standards and permitted uses from the previously-approved CPD district, including graphic commitments, have been carried forward with this request. The requested CPD district is consistent with the *Northland I Area Plan* (2014) recommendation for “Regional Mixed Use” at this location. Staff considers the addition of a car wash facility consistent with the development pattern of the area that does not represent the introduction of an incompatible use. Staff continues to encourage the applicant to explore opportunities for additional landscaping and/or preservation of existing perimeter landscaping, but does condition support upon these suggestions.

To rezone **990 E. DUBLIN-GRANVILLE RD. (43229)**, being 1.62± acres located at the northeast corner of East Dublin-Granville Road and Boardwalk Street, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District (Rezoning #Z22-070).

**WHEREAS**, application #Z22-070 is on file with the Department of Building and Zoning Services requesting rezoning of 1.62± acres from CPD, Commercial Planned Development District, to CPD, Commercial Planned Development District; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District is consistent with the development pattern of the area and carries forward previously approved uses, development standards, and graphics commitments, with the additional use of a car wash facility; 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:

**990 E. DUBLIN-GRANVILLE RD. (43229)**, being 1.62± acres located at the northeast corner of East Dublin-Granville Road and Boardwalk Street, and being more particularly described as follows:

**DESCRIPTION OF A 1.624 ACRE TRACT**

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Quarter Township 4, Township 2 North, Range 18 West of the United States Military Lands Survey and being part of a 11.065 acre tract conveyed to SIG 1000 EDG LLC, a Georgia limited liability company (hereafter referred to as “Grantor”) by the instrument filed as Instrument Number 201905230060993 (all document references are to the records of Franklin County Recorder unless otherwise stated).

COMMENCING FOR REFERENCE at an iron pin set at the northwest corner of a 1.613 acre parcel conveyed to City of Columbus, Ohio by the deed filed as Instrument Number 201907120085077, and being the intersection of the northerly right-of-way line of State Route 161 (a.k.a. E. Dublin-Granville Road- R/W width varies - public) and the easterly right-of-way line of Service Road No. 2 as shown in plan set FRA-710-0.00 on file with the Ohio Department of Transportation and being known as Boardwalk Street (R/W width varies);

Thence along the said northerly right-of-way line of State Route 161, the southerly line of the said SIG 1000 EDG LLC parcel, and the northerly line of the said 1.613 acre parcel to City of Columbus, Ohio, South 86

degrees 40 minutes 11 seconds East for a distance of 20.00 feet to an iron pin set, said iron pin being the TRUE POINT OF BEGINNING of the parcel herein described;

Thence crossing through the said SIG 1000 EG LLC parcel the following five (5) courses:

- 1) North 03 degrees 01 minutes 39 seconds East for a distance of 273.23 feet to an iron pin set;
- 2) South 86 degrees 57 minutes 34 seconds East for a distance of 269.97 feet to a Mag nail set;
- 3) South 03 degrees 01 minutes 39 seconds West for a distance of 183.34 feet to a Mag nail set;
- 4) North 86 degrees 58 minutes 12 seconds West for a distance of 15.00 feet to an iron pin set;
- 5) South 03 degrees 01 minutes 39 seconds West for a distance of 65.00 feet to a an iron pin set on the said northerly right-of-way of State Route 161, and being on the northerly line of a 0.18 acre parcel known as 6-WD1 as conveyed to State of Ohio in a deed known as Deed Book volume 2889, page 404, and being the southerly line of the said SIG 1000 EDG LLC parcel;

Thence along the southerly line of said SIG 100 EDG LLC parcel, the said northerly right-of-way line of State Route 161, and partially along the northerly line of the said 6-WD1 parcel and the northerly line of a 1.613 acre parcel conveyed to City of Columbus, Ohio by the deed filed as Instrument Number 201907120085077 the following three (3) courses:

- 1) North 86 degrees 52 minutes 00 seconds West for a distance of 18.19 feet to an iron pin set;
- 2) South 79 degrees 19 minutes 23 seconds West for a distance of 107.90 feet to an iron pin set;
- 3) North 86 degrees 40 minutes 11 seconds West for a distance of 131.95 feet to the TRUE POINT OF BEGINNING of the tract herein described.

The above description contains a total of 1.624 acres of which 0.000 acres are located within the Present Road Occupied (P.R.O.), all of which are located within Franklin County Auditor's Parcel Number 010-129679,

Property Address: 990 E. Dublin-Granville Rd. Columbus, OH 43229  
Parcel Number: 010-300590

**To Rezone From:** CPD, Commercial Planned Development 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 site plan being titled, "**CAR WASH - 990 E DUBLIN GRANVILLE ROAD, COLUMBUS, OH REZONING EXHIBIT,**" and text titled, "**DEVELOPMENT TEXT,**" both dated November 14, 2022, and



signed by David B. Perry, Agent for the Applicant, and Donald Plank, Attorney for the Applicant, and the text reading as follows:

**DEVELOPMENT TEXT**

**EXISTING ZONING:** CPD, Commercial Planned Development (Z18-072, Subarea B)

**PROPOSED ZONING:** CPD, Commercial Planned Development District

**PROPERTY ADDRESS:** 990 E. Dublin-Granville Road, Columbus, OH 43229

**APPLICANT:** Driven Brands, Inc. c/o Dave Perry, David Perry Company., Inc., 411 E. Town Street, FL 1, Columbus, OH 43215 and Donald Plank, Plank Law Firm, 411 E. Town Street, FL 2, Columbus, OH 43215

**OWNER:** SIG 1000 EDG, LLC c/o Jason Linscott, 5607 Glenridge Drive NE, Suite 200, Atlanta, GA 30342

**DATE OF TEXT:** November 14, 2022

**APPLICATION NUMBER:** Z22-070

**1. INTRODUCTION:**

The site is Subarea B of Z18-072, zoned CPD, located on the north side of the E. Dublin Granville Road Service Road, beginning 20' east of Boardwalk Street. Subarea A of Z18-072 permitted the change of use of a former grocery store to self-storage. The change of use to self-storage has been completed. Subarea B and C of Z18-072 are both outlots established in conjunction with Z18-072. Both Subarea B and C are developed with a portion of the former parking lot of the grocery store. Only Subarea B is the site for this rezoning application. Z18-072. Subarea B presently permits most C-4 uses. This application is submitted to add car wash as a permitted use of Subarea B. The site plan titled "Car Wash - 990 E Dublin Granville Road, Columbus, OH Rezoning Exhibit" dated 11/14/2022, hereafter "Site Plan" is submitted as the site development plan for a car wash.

**2a. PERMITTED USES:** Permitted uses shall be all uses of Section 3356.03, C-4, Permitted Uses, except as specifically prohibited in Section 1b, Prohibited Uses, and a carwash, as permitted by Section 3357.01(3), C-5 Commercial District.

**2b. PROHIBITED USES:**

Animal Shelter

Bars

Billboards

Blood and Organ Banks

Bowling Center

Cabarets and Nightclubs

Check Cashing and Loans

Extended Stay Hotel

Halfway House

Mission/Temporary Shelters

Monopole Telecommunications Antenna(s)

Sales, rental or leasing of Automobiles, Motorcycles, Boats, Recreational Vehicles, Utility Trailers, off-road vehicles and/or Trucks.

Auto-repair and/or Auto Body work.

Off-premise Graphics, except any existing ground sign that may become off-premise by the proposed lot splits.

Pawn Brokers.

**3. DEVELOPMENT STANDARDS:** Unless otherwise indicated on the Site Plan or in this written text, the applicable development standards shall be those standards contained in Chapter 3356, C-4, Commercial District, of the Columbus City Code.

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

1. For C-4 uses, building setback shall be a minimum of 20 feet when a parking lot is not located in front of the building. The front setback shall be landscaped if a parking lot is not located in front of the building. Building setback shall be a minimum of 66 feet when a parking lot is located in front of the building.

2. For a car wash, building setback shall be a minimum of 30 feet and there shall be no parking or maneuvering in advance of the 30' setback line. The front 30' building and parking setback shall be landscaped. See also A.3, B.3 and I.4.

3. East Dublin Granville Road right of way exceeding 110' from centerline (Columbus Multi-modal Thoroughfare Plan) presently exists at the site. In the event additional right of way is conveyed to City of Columbus for public sidewalk (see B.3 and I.4.), all E. Dublin Granville Road building and parking setbacks contained herein shall be reduced by the amount of additional right of way.

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

1. For a car wash, there shall be no direct vehicular access from E. Dublin Granville Road. Access to the site shall be by access easement from the adjacent parcel (PID: 010-129679, 1000 E Dublin Granville Road). For C-4 uses, subject to approval by the City of Columbus, Public Service Department, there may be direct vehicular access to E. Dublin-Granville Road Service Road.

2. If Subarea B is developed with a C-4 use, there shall be no more than two (2) rows of parking spaces and a maneuvering aisle in front of the principle building on the E. Dublin Granville Road frontage. Other parking shall be located behind the principle building's front building façade as oriented to E. Dublin Granville Road. If Subarea B is developed with a car wash, there shall be no parking or maneuvering in front of the car wash building.

3. A public sidewalk shall be provided along the E. Dublin Granville Road frontage of the parcel, either in the existing right of way, in additional right of way to be conveyed to City for sidewalk, or in a public sidewalk easement on-site, which shall be determined in conjunction with the final Site Compliance plan process.

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

1. Parking lot screening, exceeding 200 lineal feet, along public street(s), shall incorporate a minimum of two (2) different species of shrubs.

2. Loading spaces that are visible from E. Dublin Granville Road shall be fully screened by structures and/or landscaped to a minimum height of six (6) feet and to a minimum of 90 percent opacity when in leaf.

**D. Building design and/or Interior-Exterior treatment commitments.**

N/A

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

Dumpsters shall be located behind the principal building and be screened from public view to the height of the dumpster.

**F. Graphics and Signage Commitments.**

1. All graphics shall conform to Article 15 of the Columbus Graphics Code, as it applies to the C-4, Commercial District, except as follows:

- a. Any new ground sign shall be monument-style and total height from grade to the highest point of the sign shall not exceed 12 feet.
  - b. Any new ground sign shall have a sign base between 18 inches and 36 inches in height and as long and wide as the sign structure itself.
  - c. The sign base shall be landscaped with either low shrubs or perennial plantings for a minimum two (2) feet perimeter around the sign base.
  - d. For purposes of Section F(1)(a)(b)(c), “new” ground sign shall mean a ground sign for which an Installation Permit Application for Permanent Graphics for a “New Ground Sign” is issued on or after February 1, 2019.
2. Any variance to applicable sign requirements other than as restricted for new ground signs in F.1.(a)(b)(c) shall be submitted to the Columbus Graphics Commission.

**G. Other CPD Requirements.**

- 1. Natural Environment: The site is located on the north side of E. Dublin Granville Road, 20' +/- east of Boardwalk Street.
- 2. Existing Land Use: The site is developed with part of the parking lot of a closed grocery store that has been changed to self-storage (Subarea A).
- 3. Circulation: Site access shall be by easement from abutting parcel PID: 010-300590, 1000 E Dublin Granville Road, and, subject to approval of the Public Service Department/Division of Traffic Management for development of the site with C-4 uses, there may be direct access to the Service Road. There shall be no direct vehicular access to the E. Dublin Granville Road Service Road if the site is developed with a car wash.
- 4. Visual Form of the Environment: E. Dublin Granville Road is a major arterial road. The area is characterized by intense commercial uses on the E. Dublin Granville corridor and other commercial uses and residential uses off the corridor.
- 5. Visibility: The site is visible from both E. Dublin Granville Road and Boardwalk Street.
- 6. Proposed Development: Applicant proposes to add a car wash to permitted uses.
- 7. Behavior Patterns: Vehicular access to Subarea B shall be by easement from abutting parcel PID 010-129679, 1000 E Dublin Granville Road for a car wash. There shall be no direct vehicular access to the E. Dublin Granville Road Service Road for a car wash. Direct access to the E. Dublin Granville Road Service Road may be approved for C-4 uses, subject to approval by the Public Service Department/Division of Traffic

Management.

8. Emissions: Development will conform to City of Columbus requirements as further controlled by development standards of this development text. There will be no objectionable emissions.

**H. Modification of Code Standards.**

Section 3356.11, C-4 District Setback Lines, to reduce the 110 foot building setback line along E Dublin Granville Road to a minimum of 66 feet for a C-4 use when a parking lot is located in front of the building and a minimum of 20 feet when a parking lot is not located in front of the building, and 30’ if developed with a car wash. All C-4 and C-5 use setbacks shall be subject to reduction as applicable based on A.3, B.3 and I.4.

**I. Miscellaneous Commitments.**

1. The developer shall comply with applicable monetary payment requirements of Chapter 3318, Parkland Dedication, Columbus City Code.
2. There shall be no parking of unauthorized vehicles, including semi-tractors and trailers or other vehicles not directly associated with the on premise commercial use.
3. There shall be no outside storage or display of merchandise. An outside seasonal patio for a food use shall not be considered outside storage or display of merchandise.
4. Development of the site with a car wash shall be in accordance with the Site Plan titled “Car Wash - 990 E Dublin Granville Road, Columbus, OH Rezoning Exhibit”, dated 11/14/2022, and signed by David B. Perry, agent for applicant and Donald Plank, attorney for applicant. The Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time final development and engineering plans are completed. Any slight adjustment to the Plan shall be reviewed and may be approved by the Director of the Building and Zoning Services Department or his designee upon submission of the appropriate data regarding the proposed adjustment. See A.3, B.3 and I.4 of text related to public sidewalk along the E. Dublin Granville Road frontage of parcel. If additional right of way is required for public sidewalk along E Dublin Granville Road frontage of parcel, the building and parking setbacks applicable to a C-4 use and as depicted on the Site Plan for a car wash shall be reduced accordingly by the amount of additional right of way.

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

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**Legislation Number:** 3265-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This legislation amends Ordinance 3029-2021, approved December 6, 2021, which authorized the Director of Public Utilities to negotiate and enter into agreements with Columbus Solar Park LLC, an affiliate of BQ Energy Development, LLC, and with AEP Energy Partners, Inc. (AEPEP), both related to the development of the Columbus Solar Park by SWACO and BQ Energy on a 173 acre SWACO-owned property that once served as Franklin County’s sanitary landfill and is located between Jackson Pike and I-71 in Grove City.

It is necessary to amend Ordinance 3029-2021 to authorize the Director of Public Utilities to enter into a

facilities coordination agreement with AEPEP that will outline the terms and conditions for the sharing of the output of the Columbus Solar Park. Based on the results of discussions with AEPEP, the previously authorized benefits sharing agreement is no longer necessary. It is also necessary to amend Ordinance 3029-2021 to authorize the Director of Public Utilities to amend, as necessary, any agreements with American Municipal Power, its wholesale power supplier to facilitate such coordination with AEPEP.

**SUPPLIERS:**

Columbus Solar Park LLC, an affiliate of BQ Energy Development, LLC. | FID#: 84-4618154 | Vendor CC#: 040120 | Expires 11/12/2023

AEP Energy Partners, Inc., FID #77-0690681 | Vendor CC# 010283 | Expired 11/27/2020.

Neither company is 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 EFFECT:** None.

**EMERGENCY DESIGNATION:**

This ordinance is requested to be an emergency measure to allow negotiations to begin and be completed at the earliest possible date.

To amend Ordinance 3029-2021 to authorize the Director of Public Utilities to negotiate and enter into a facilities coordination agreement with AEP Energy Partners, Inc. and to enter into any necessary amendments to the Department of Public Utilities' agreement with American Municipal Power, its wholesale power supplier for the Division of Power; and to declare an emergency. (\$0.00)

**WHEREAS**, Ordinance 3029-2021, approved December 6, 2021, authorized the Director of Public Utilities to negotiate and enter into agreements with Columbus Solar Park LLC, an affiliate of BQ Energy Development, LLC, and with AEP Energy Partners, Inc., related to the development of the Columbus Solar Park by SWACO and BQ Energy on a 173 acre SWACO-owned property that once served as Franklin County's sanitary landfill and is located between Jackson Pike and I-71 in Grove City; and

**WHEREAS**, it is necessary to amend Ordinance 3029-2021 to authorize the Director of Public Utilities to enter into a facilities coordination agreement with AEP Energy Partners, Inc. that will outline the terms and conditions for the sharing of the output of the Columbus Solar Park because, based on the results of discussions with AEP Energy Partners, Inc., the previously authorized benefits sharing agreement is no longer necessary; and

**WHEREAS**, it is necessary to authorize the Director of Public Utilities to enter into any necessary amendments to its agreement with American Municipal Power, its wholesale power supplier, to support the facilities coordination agreement; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is

immediately necessary to authorize this amendment to Ordinance 3029-2021 to complete negotiations 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 Section 2 of Ordinance 3029-2021 is hereby amended as follow:

That the Director of Public Utilities is hereby authorized to negotiate and enter into a ~~benefits-sharing agreements~~ facilities coordination agreement with AEP Energy Partners, Inc. to facilitate any necessary coordination related to ~~support~~ the development of the Columbus Solar Park, and to enter into any necessary amendments to its agreement with American Municipal Power, its wholesale power supplier, to facilitate any necessary coordination.

**SECTION 2.** All other provisions of Ordinance Number 3029-2021 remain effective as adopted prior 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 the passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3268-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This legislation authorizes the Director of Finance and Management to execute a new lease agreement with Subway Real Estate, LLC, as Tenant, for 1,300 rentable square feet of retail space located on the first floor at 1418 Cleveland Avenue. Subway Real Estate, LLC has been a tenant in the building since 2004. The existing lease with Subway Real Estate, LLC is set to expire and it is necessary to enter into a new lease agreement. The new lease will be for a five (5) year term with one (1) renewal option for an additional term of five (5) years.

**Emergency action** is requested so that the new lease agreement may be in effect prior to the expiration of the existing lease so that Subway's operation may continue uninterrupted.

**Fiscal Impact:** The lease will generate an annual rental income to the City of \$22,734.00.

To authorize the Director of Finance and Management to execute a Lease Agreement with Subway Real Estate, LLC for retail space leased at 1418 Cleveland Avenue; and to declare an emergency. (\$0.00)

**WHEREAS,** the Department of Finance and Management through its Real Estate Management Office, leases office space at the City-owned property at 1402-1418 Cleveland Avenue; and

**WHEREAS,** the existing lease is set to expire and it is necessary to enter into a new Lease Agreement with the

Tenant, Subway Real Estate, LLC prior to the expiration of the current Lease; and

**WHEREAS**, the Department of Finance and Management, Real Estate Management Office, has negotiated the terms and conditions of the new lease that are acceptable to the City; and

**WHEREAS**, an emergency exists in the usual daily operations of the Finance and Management Department in that it is immediately necessary to authorize the Director of the Department of Finance and Management, on behalf of the City, to execute a Lease Agreement with Subway Real Estate, LLC, to allow its tenancy to continue without interruption; 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 a Lease Agreement by and between the City and Subway Real Estate, LLC for lease of 1,300 rentable square feet of retail/office space located at 1418 Cleveland Avenue, Columbus, Ohio 43205.

**SECTION 2.** That the terms and conditions of the Lease Agreement shall be in a form prepared and approved by the Department of Law, Division of Real Estate including an initial lease term of five (5) years with one (1) renewal option for an additional five (5) year term.

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

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**Legislation Number:** 3271-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

Columbus Public Health has been awarded a grant from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation. This ordinance is needed to accept and appropriate \$386,000.00 in grant monies to fund the 2022-2024 Pool Safety Grant Program for the period of November 15, 2022 through November 14, 2024.

The Pool Safety grant award is to be used by the department to implement and enforce standards of state and local regulations that impact residential and commercial pool construction and maintenance. The grant award will also allow for safe swimming education campaigns and opportunities to provide swimming lessons to children. By increasing enforcement of pool and spa regulations and providing the public with education, the community will be better served by CPH with an enhancement of pool safety measures that are in place to prevent injury and death.

This ordinance is submitted as an emergency to not delay services to clients and their families and to allow the financial transactions to be posted in the City's accounting system as soon as possible given the grant start date of November 15, 2022.

**FISCAL IMPACT:** The Pool Safety grant program is entirely funded by the U.S. Consumer Product Safety Commission. This program does not generate any revenue or require a City match.

To authorize and direct the Board of Health to accept grant funds from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation in the amount of \$386,000.00 and any additional funds for the 2022-2024 Pool Safety Grant Program; to authorize the appropriation of \$386,000.00 and any additional funds from the unappropriated balance of the Health Department Grants Fund, to authorize the City Auditor to transfer appropriations between object classes for the 2022-2024 Pool Safety Grant Program; and to declare an emergency. (\$386,000.00)

**WHEREAS**, \$386,000.00 in grant funds have been made available to Columbus Public Health through the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation for the 2022-2024 Pool Safety Grant Program for the period of November 15, 2022 through November 14, 2024; and,

**WHEREAS**, it is necessary to accept and appropriate these funds from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation for the support of the 2022-2024 Pool Safety Grant Program; and,

**WHEREAS**, the City may receive additional funds awarded from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation for the support of the 2022-2024 Pool Safety Grant Program; and

**WHEREAS**, it is necessary to accept and appropriate these additional funds from U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation for the support of the 2022-2024 Pool Safety Grant Program; and,

**WHEREAS**, it is necessary to allow the City Auditor to transfer appropriations between object classes for the 2022-2024 Pool Safety Grant Program as needed upon request by the Columbus Public Health department to carry out the purpose of the grant.; and

**WHEREAS**, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to authorize the Director to accept these grant funds from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation to meet grant deliverables based on the grant start date of November 15, 2022 and to appropriate these funds to Columbus Public Health for the immediate preservation of the public health, property, safety and welfare, and to avoid delay in client services; **NOW, THEREFORE**,

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept a grant award of \$386,000.00 from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation for the 2022-2024 Pool Safety Grant Program for the period of November 15, 2022 through November 14, 2024.

**SECTION 2.** That from the unappropriated monies in the Health Department Grants Fund, Fund No. 2251, and from all monies estimated to come into said Fund from any and all sources for the period ending November 14, 2024, the sum of \$386,000.00 is hereby appropriated to the Health Department, Division No. 5001 per the accounting codes attached in this ordinance.

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



**SECTION 4.** At the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

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

**SECTION 6.** That the Board of Health is hereby authorized and directed to accept any additional grant awards from the U.S. Consumer Product Safety Commission, Office of Financial Management, Planning and Evaluation for the 2022-2024 Pool Safely Grant Program for the period of November 15, 2022 through November 14, 2024.

**SECTION 7.** That from the unappropriated monies in the Health Department Grants Fund, Fund No. 2251, 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, 2022 any additional awarded funds are appropriated in Fund 2251 according to notification of award or grant agreement by the grantor.

**SECTION 8.** That the City Auditor is hereby authorized to transfer appropriations between object classes for the 2022-2024 Pool Safely Grant Program as needed upon request by the Columbus Public Health department to carry out the purpose of the grant.

**SECTION 9.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3275-2022

**Drafting Date:** 11/16/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **BACKGROUND**

This ordinance authorizes the Administrative and Presiding Judge of the Franklin County Municipal Court to accept a grant in the amount of \$750,000.00 from the federal Office of Justice Programs, Bureau of Justice Assistance, and to appropriate the total amount of the grant from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court.

This funding is provided through the Adult Drug Court and Veterans Treatment Courts: Adult Drug Court award. This funding will support and enhance the Franklin County Municipal Court Adult Drug Courts and Veteran’s Treatment Specialized Docket programs by providing an additional Probation Officer to the HART Program; contract for Peer Support Specialists to be assigned to each Drug Court and the Veteran’s Court; mindfulness programming; and MAT case flow in OCSS.

**Emergency Legislation** is requested so that the grant funds can be utilized as soon as possible so there is no interruption in critical services.

### **FISCAL IMPACT**

\$750,000.00 will be expended from the General Government Grant Fund.

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the federal Office of Justice Programs, Bureau of Justice Assistance; to appropriate \$750,000.00 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court in order to support and enhance the Franklin County Municipal Court Adult Drug Courts and Veteran's Treatment Specialized Docket programs; and to declare an emergency. (\$750,000.00)

**WHEREAS**, it is in the city's best interest that the Franklin County Municipal Court receive funding to support and enhance the Adult Drug Courts and Veteran's Treatment Specialized Docket programs; and

**WHEREAS**, grant monies from the federal Office of Justice Programs, Bureau of Justice Assistance, in the amount of \$750,000.00 are available to provide support services; and

**WHEREAS**, an emergency exists in the usual daily operation of the Franklin County Municipal Court in that it is immediately necessary to authorize and direct the Administrative Judge to approve the acceptance of this grant so that the grant funds can be used as soon as possible so there is no interruption in critical services; now, therefore,

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

**SECTION 1.** That the Administrative Judge of the Franklin County Municipal Court be and is hereby authorized to accept a grant in the amount of \$750,000.00 from the federal Office of Justice Programs, Bureau of Justice Assistance.

**SECTION 2.** Funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated. That from the unappropriated balance in the general government grant fund, fund 2220, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during the months ending September 30, 2026, the sum of \$750,000.00 is appropriated to the Franklin County Municipal Court.

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Administrative and Presiding Judge of the Franklin County Municipal Court and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 4.** At the end of the grant period, any repayment of unencumbered balances required by the grant is hereby authorized 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 for the reasons stated in the preamble herein, which are made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after passage and approval by the Mayor, or ten days after passage if the Mayor neither vetoes nor approves the same.

Drafting Date: 11/16/2022

Current Status: Passed

Version: 1

Matter Type: Ordinance

**BACKGROUND:** Columbus Public Health has been awarded a grant from the U.S. Department of Health and Human Services through the Ohio Department of Health. This ordinance is needed to accept and appropriate \$89,000.00 in grant money to fund the Dental Sealant grant program, for the period January 1, 2023 through December 31, 2023.

The primary purpose of the Dental Sealant Program is to prevent dental caries among school children through an evidence-based community approach. The program targets higher-risk schools in order to reach higher-risk children. In addition to currently served second and third grade students, the program will be expanded to include sixth and seventh grade students along with additional second and third grade students.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible and not delay all activities for the Dental Sealant program.

**FISCAL IMPACT:** The Dental Sealant program is entirely funded by the grant from Ohio Department of Health and does not generate revenue or require a City Match.

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$89,000.00 for the Dental Sealant program that prevents dental caries among school children through an evidence-based community approach, to authorize the appropriation of \$89,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$89,000.00)

**WHEREAS**, \$89,000.00 in grant funds have been made available through the Ohio Department of Health for the Dental Sealant grant program for the period of January 1, 2023 through December 31, 2023; and,

**WHEREAS**, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Dental Sealant 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**, it is necessary to allow the City Auditor to transfer appropriations between object classes for the Dental Sealant grant program as needed upon request by the Columbus Public Health department.; and

**WHEREAS**, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to accept these grant funds from the Ohio Department Health and to appropriate these funds to Columbus Public Health for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid delay in client services; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept a grant award of \$89,000.00 from the Ohio Department of Health for the Dental Sealant grant program for the period January 1, 2023 through December 31, 2023.

**SECTION 2.** That from the unappropriated monies in the Health Department's Grants Fund, Fund No. 2251, and from all monies estimated to come into said Fund from any and all sources during the grant period, the sum of \$89,000.00 and any eligible interest earned during the grant period is hereby appropriated to the Health Department, Division No. 5001, according to the attached accounting document.

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

**SECTION 4.** At the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

**SECTION 5.** Funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and

the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** That the City Auditor is hereby authorized to transfer appropriations between object classes for the Dental Sealant grant program as needed upon request by the Columbus Public Health department to carry out the purpose of the grant.

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

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**Legislation Number:** 3277-2022

**Drafting Date:** 11/16/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

The Franklin County Municipal Court is the busiest court in the state of Ohio. It continually strives to improve services to every litigant who appears before the Court and strives to be a wise and efficient steward of taxpayer resources. To this end, the Court charges a variety of court fees to provide additional support to the administration of its departments and programs.

This ordinance authorizes the appropriation of \$4,715,560 for fiscal year 2023 within the following Franklin County Municipal Court Special Funds:

IDAT Fund - provide sufficient funds to pay the cost of attendance at court-ordered drug and alcohol treatment centers. The Alcohol, Drug Addiction, and Mental Health Services (ADAMH) Board administers the indigent driver alcohol treatment program of the Court, pursuant to Ohio Revised Code 4511.191(N).

Security Fund - provide funds to pay the cost of staff, supplies, and services to promote the mission and support the security department efforts.

Dispute Resolution Fund - The Franklin County Municipal Court instituted its pre-filing mediation program for small claims cases in 1984; the program provides mediation services for individuals and businesses who wish to resolve their disputes and avoid filing a small claims case.

Home Incarceration Fund - provide sufficient funds to pay the cost of electronic monitoring and state charged work release of probationers.

Specialized Dockets Fund - The Specialized Dockets consist of five programs which address drug and alcohol addiction, heroin addiction, mental health issues, and the special needs of human trafficking victims and veterans: The Solicitation Program (CATCH), Mental Health Program (LINC), Military and Veterans Program (MAVS), and the Addiction Programs (HART and RECOVERY COURT). Each docket has received certification after submitting written materials and undergoing a site review to ensure that statewide, minimum standards are met. The Specialized Dockets hold criminal offenders accountable while linking them with comprehensive treatment and services, which leads to a reduction in recidivism and an increase in community safety.

Self Help Assisted Civil Fund - The program began in January 2016. The program provides information about the court system and non-legal assistance to civil litigants qualifying as indigent and appearing pro se before the Court.

Probation Fund - These funds are collected as a one-time probation supervision fee for all individuals placed under probation supervision by the Court effective December 1, 1995. The collection of said funds was authorized by Amended Substitute House Bill Number 406, signed into law in August, 1994. The intent of

these funds is to provide for specialized probation staff, the purchase of needed equipment, services, and other similar probation-related expenses not currently available to the Court's probation services department.

IDIAM Fund - to provide sufficient funds to pay the cost of attendance at court-ordered treatment centers.

**FISCAL IMPACT:** There are sufficient funds available within the above listed funds to support the requested appropriation level for 2023.

**EMERGENCY:** An emergency is being requested so that funds can be established at the start of the 2023 budget year.

To authorize the appropriation of \$4,715,560.00 from the 2023 unappropriated balance of the Franklin County Municipal Court Special Funds to the Franklin County Municipal Court, for all anticipated expenses; and to declare an emergency. (\$4,715,560.00)

**WHEREAS,** an appropriation of \$4,715,560.00 for fiscal year 2023 within the Franklin County Municipal Court's Special Funds is necessary in order to continue with the services; and

**WHEREAS,** an emergency exists in the usual daily operation of the Franklin County Municipal Court such that it is immediately necessary to appropriate the aforementioned funds, in order for the Court to commence expending these funds on essential court services; thereby preserving the public health, peace, safety, and welfare; **NOW, THEREFORE;**

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

**SECTION 1.** That from the monies in the fund known as the computer system procurement & maintenance fund, fund no. 2227, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2023, there be and hereby are appropriated for the object level ones for which the city has to provide the following sums for use during the 12 months ending December 31, 2023:

Division No. 2501 Municipal Court Judges Subfund 222703 (Probation Services)

See attached breakdown of fund by main account.

TOTAL \$572,254

Division No. 2501 Municipal Court Judges Subfund 222704 (Electronic Alcohol Monitoring (IDIAM))

Obj Class 03

Amount \$250,000

TOTAL \$250,000

TOTAL Fund No. 2227 \$822,254

**SECTION 2.** That from the monies in the fund known as the municipal court special projects fund, fund no. 2226, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2023, there be and hereby are appropriated for the object level ones for which the city has to provide the following sums for use during the 12 months ending December 31, 2023:

Division No. 2501 Municipal Court Judges Subfund 222601 (Municipal Court Security Facilities)

See attached breakdown of fund by main account.

TOTAL \$884,755

Division No. 2501 Municipal Court Judges Subfund 222602 (Dispute Resolution)

Obj Class 02

Amount \$7,822

TOTAL \$7,822

Division No. 2501 Municipal Court Judges Subfund 222603 (Home Incarceration)

Obj Class 03

Amount \$100,000

TOTAL \$100,000

Division No. 2501 Municipal Court Judges Subfund 222604 (Specialty Docket Programs)

See attached breakdown of fund by main account.

TOTAL \$2,157,891

Division No. 2501 Municipal Court Judges Subfund 222605 (Assisted Civil Self Help - Indigent)

See attached breakdown of fund by main account.

TOTAL \$192,838

TOTAL Fund No. 2226 \$3,343,306

**SECTION 3.** That from the monies in the fund known as the municipal court special projects fund, fund no. 2225, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2023, there be and hereby are appropriated for the object level ones for which the city has to provide the following sums for use during the 12 months ending December 31, 2023:

Division No. 2501 Municipal Court Judges Subfund 222501 (Indigent Drivers Alcohol Training (IDAT))

Obj Class 03

Amount \$550,000

TOTAL \$550,000

TOTAL Fund No. 2225 \$550,000

**SECTION 4.** That the monies appropriated in Sections 1, 2, and 3 shall be paid upon the order of the Administrative and Presiding Judge, and that no Order shall be drawn down or paid except by voucher, the form of which shall be approved by the City Auditor.

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

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**Legislation Number:** 3278-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:**

Ordinance 1068-2019 authorized the Franklin County Municipal Court, Clerk of Court (“Municipal Court Clerk”) to enter into a fifty-four (54) month contract, with one (1) twelve (12) month renewal option with CourtView Justice Solutions, Inc., d/b/a Equivant (CourtView Justice Solution, Inc.) for the purchase of software, maintenance, support, and professional services for the Franklin County Municipal Court Case Management System.

This legislation authorizes the Municipal Court Clerk to modify the existing contract with CourtView Justice Solutions, Inc., for the provision of Commercial Carrier software, maintenance, support and professional services.

The Court has requested the Municipal Court Clerk add a Commercial Carrier Service (using FedEx) option for service to parties for civil filings. The Municipal Court Clerk's current case management system, CourtView 2 (Equivant) offers an add-on integration for commercial Carrier Service using FedEx. The add-on will provide software upgrades necessary for the daily operations and the receipt of real time updates from FedEx for the Municipal Court Clerk's Office.

**Bid Information:**

Pricing was negotiated with CourtView Justice Solutions, Inc.

CourtView Justice Solutions, Inc. is the sole source supplier of CourtView software, maintenance and support services. The case management system is proprietary in nature; therefore, this legislation is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07.

**Contract Compliance Number:** 46-0521050

**Expiration Date:** 10/14/2023

**Vendor Number:** 008460

**Contracts:**

Ordinance: 1068-2019: \$113,003.50; PO173301

Ordinance: 2298-2019: \$232,788.00; PO195720

Ordinance: 2909-2019: \$36,504.00; PO204000 & PO204037

Ordinance: 1002-2020: \$83,135.00; PO244318

Ordinance: 2143-2020: \$272,925.00; PO248766

Ordinance: 2495-2021; \$253,965.00; PO298220

Ordinance: 3076-2022; \$266,152.00;

Ordinance: \$30,960.00

**Modification:**

1. Amount of additional funds to be expended under this contract modification: \$30,960.00.
2. Reason additional goods and services could not be foreseen:

The Court requested the Municipal Court Clerk add Commercial Carrier Service (using FedEx) options for service to the parties.

3. Reason other procurement processes are not used: Sole Source.

4. How cost of modification was determined: Quotes - costs were negotiated.

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

**Emergency:** Emergency legislation is requested to add Commercial Carrier software for the daily operations

and the receipt of real time updates from FedEx for the Municipal Court Clerk's Office.

**Fiscal Impact:** Funds totaling \$30,960.00 are available within the Municipal Court Clerk's 2022 Computer Fund budget.

To authorize the Municipal Court Clerk to modify the contract with CourtView Justice Solution, Inc. for the provision of Commercial Carrier software, maintenance, support and professional services, in accordance with the sole source provisions of the Columbus City Code; to authorize the expenditure of \$30,960.00 from the Municipal Court Clerk Computer Fund; and to declare an emergency. (\$30,960.00)

**WHEREAS**, it is necessary for the Municipal Court Clerk to modify the contract with CourtView Justice Solution, Inc. for the provision of Commercial Carrier software, maintenance, support and professional services for Franklin County Municipal Court Case Management System; and

**WHEREAS**, the CourtView software is proprietary property of CourtView Justice Solutions, Inc. d/b/a Equivant; therefore, this agreement 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 Municipal Court Clerk's Office in that it is immediately necessary to authorize the Municipal Court Clerk to modify the contract with CourtView Justice Solutions, Inc. for the provision of Commercial Carrier software maintenance, support and professional services for Franklin County Municipal Court Case Management System so there is no interruption in the daily operations and the receipt of real time updates from FedEx for the Municipal Court Clerk's Office; thereby, preserving the public health, peace, property, safety, and welfare; now, therefore,

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

**SECTION 1.** That the Municipal Court Clerk be and is hereby authorized to modify the contract with CourtView Justice Solutions, Inc. for the provision of Commercial Carrier software, maintenance, support and professional services in accordance with the sole source provisions of the Columbus City Code, Chapter 329.

**SECTION 2.** That the expenditure of \$30,960.00 or so much thereof as may be necessary, is hereby authorized in Fund 2227 (Computer Fund), Dept-Div 2601 (Municipal Court Clerk), Object Class 03 (contractual services), per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the funds are hereby deemed appropriated and expenditures authorized to carry out the purposes of this ordinance 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 declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3279-2022

**Drafting Date:** 11/16/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**1. BACKGROUND**

This legislation authorizes the Director of the Department of Development to enter into a grant agreement with



Erie Ohio Capital CDFI Fund LLC for The Columbus Renaissance Housing development.

The Columbus Renaissance Housing development is intended to be structured as a partnership organized strategically to pair a local place-based neighborhood nonprofit entities, Community Development for All People ("CD4AP") with Woda Cooper Companies, Inc. ("Woda"), a highly experienced nationwide developer who will serve as general contractor and property manager.

Columbus Renaissance Housing is located at 33 West Morrill Avenue in Merion Village. The project is a single-phase development to occur on multi parcel former industrial manufacturing site that is bounded by existing housing on two adjacent sides, a church, and the Salvation Army, and is just a short distance outside of the central downtown core.

The property will feature affordable workforce housing with all units at 60% AMI. The project will be geared toward a variety of residents: young professionals, single-parent households, small families and even seniors. The combined project will foster services to support families, aging-in-place, and workforce housing concepts. Amenities on-site will include management offices, a health and wellness center, community rooms, and more. The project is within steps of COTA bus stops, the Berliner Sports Park, several restaurants, houses of worship, Salvation Army, and the highly-rated Southwood Elementary School.

In addition to the myriad of supportive services and programming opportunities directly offered through Community Development For All People, the development will also engage with other local partners to expand future programming to be offered to all family households, single parents, seniors or anyone residing at the Columbus Renaissance Housing.

The building will include nine (9) one-bedroom units, twenty-eight (28) two bedroom units and six (6) three-bedroom units. All apartments will have at least one (1) full bathroom; the three-bedroom units may have 1.5 bathrooms, pending final project design and budgeting. Over 10% of the project units will be fully accessible and at least three (3) additional units for hearing/vision impaired residents. All of the units will be "Visit-Able" with a zero-step entrance and widths/clearances acceptable to accommodating residents and visitors with wheelchairs, walkers and other mobility-assisting devices, as well as feature elements of Universal Design promoting "aging in place."

The original ordinance 2049-2022 passed on July 25, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City's 2022 Capital Budget in the amount of \$1,400,000.00. This ordinance will allow for the establishment of \$1,900,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed.

Emergency action is requested to maintain the permit and closing schedule of the project and to mitigate construction cost increases.

## **2. FISCAL IMPACTS**

This ordinance authorizes an expenditure of \$1,900,000.00 in the Affordable Housing Bond Fund. It is necessary to certify the requisite funds in the amount of \$1,900,000.00 against the Special Income Tax Fund. An amendment to the 2022 Capital Improvement Budget is required to establish sufficient budget authority within the proper project.

**CONTRACT COMPLIANCE:** the vendor number is 033062 and expires 06/24/24.

To amend the 2022 Capital Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$1,900,000.00 with Erie Ohio Capital CDFI Fund LLC for The Columbus Renaissance Housing development; to authorize the appropriation and expenditure of \$1,900,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$1,900,000.00)

**WHEREAS**, the Director of the Department of Development desires to enter into a grant agreement with Erie Ohio Capital CDFI Fund LLC for The Columbus Renaissance Housing development; and

**WHEREAS**, the Columbus Renaissance Housing development is intended to be structured as a partnership organized strategically to pair a local place-based neighborhood nonprofit entities, Community Development for All People (“CD4AP”) with Woda Cooper Companies, Inc. (“Woda”); and

**WHEREAS**, Columbus Renaissance Housing is located at 33 West Morrill Avenue in Merion Village. The project is a single-phase development to occur on multi parcel former industrial manufacturing site; and

**WHEREAS**, the property will feature affordable workforce housing with all units at 60% AMI. The project will be geared toward a variety of residents: young professionals, single-parent households, small families and even seniors. The combined project will foster services to support families, aging-in-place, and workforce housing concepts; and

**WHEREAS**, the original ordinance 2049-2022 passed on July 25, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City’s 2022 Capital Budget in the amount of \$1,400,000.00; and

**WHEREAS**, this ordinance will allow for the establishment of \$1,900,000.00 from the City’s 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed; and

**WHEREAS**, the City’s obligation to provide financial assistance as set forth herein is contingent upon the subsequent adoption of appropriate legislation by Columbus City Council authorizing such assistance; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to establish authority within the correct project; 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 \$1,900,000.00; and

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

**WHEREAS**, the City's agreement to provide financial assistance as set forth herein is contingent upon authorization pursuant to subsequent passage of appropriate legislation by Columbus City Council;

**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 Erie Ohio Capital CDFI Fund LLC to maintain the permit and closing schedule of the project and to mitigate construction cost

increases; now therefore; **NOW, THEREFORE,**

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / Current / Change /C.I.B. as Amended**

7779 / P782012-100000 / Affordable Housing Funds (Voted 2019 SIT Supported) / \$12,620,000 / (\$1,900,000.00) / \$10,720,000.00

7779 / P782040-100000 / Columbus Renaissance Housing / \$0.00 / \$1,900,000.00 / \$1,900,000.00

**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, 2022, the sum of \$1,900,000.00 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) in Object Class 10 (Transfer Out Operating) and in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), Project P782040-100000 (Columbus Renaissance Housing), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$1,900,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax Fund), Dept-Div 2201 (City Auditor) to Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement for up to \$1,900,000.00 on behalf of the City with the Erie Ohio Capital CDFI Fund LLC for The Columbus Renaissance Housing development.

**SECTION 5.** That the expenditure of \$1,900,000.00 to the Erie Ohio Capital CDFI Fund LLC, or so much thereof as may be needed, is hereby authorized in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That upon obtaining other funds for this project for the Department of Development, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

**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 \$1,900,000.00 (the “Obligations”).

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is “placed in service” within the meaning of 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 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 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.

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**Legislation Number:** 3283-2022

**Drafting Date:** 11/16/2022

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **BACKGROUND**

This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Erie Ohio Capital CDFI Fund LLC for the Starling Yard project.

Starling Yard will occur on the former school site located at 120 South Central Avenue. The property contains the historic 1908 Starling School (originally built as West High School), and is bounded on its perimeter by existing housing (north, east, and south), as well as the new Starling Middle School, West Central School and existing senior apartments to the west. The site is walkable to the West Broad Street corridor, which contains a number of restaurants and retail stores. The Franklinton Branch of the Columbus Metropolitan Library and City of Columbus Fire Station and EMS Station 10 are just a short distance away. When completed, the project will deliver new high-quality infill development with important safe and accessible affordable units needed by families, redevelop a vacant historic structure as additional affordable housing units while at the same time returning the building to its more appropriate 1908 configuration, and provide housing in an ~~undeserved~~ **underserved** area of the City of Columbus.

Starling Yard will contain 18 one-bedroom units, 26 two-bedroom units, and 8 three-bedroom units. The property will be mixed-income, featuring affordable housing ranging from 30% AMI, up to 80% AMI, accommodating various household sizes. 20 units will be set-aside for residents earning at or below 30% AMI, 24 units will be set-aside for residents earning at or below 50% AMI, 11 units will be set-aside for residents earning 60% AMI, and 42 units will be set-aside for residents earning 80% AMI. The project will be appropriate for a variety of populations: singles, young professionals, seniors, single-parent households, small families needing three-bedroom units, and those needing workforce housing in close proximity to downtown and surrounding job centers. The project intends to have no fewer than 10% of the units be fully accessible, ideal for people with housing entry barriers including elderly, persons with mobility disabilities, and those less mobile. Additional units will be set-aside for hearing/vision impaired residents.

On-site amenities will include management offices, community room, and more. The project is less than 100' of COTA bus stops, and quality retail including United Dairy Farms store, Bottoms Up Coffee, several restaurants, houses of worship, Jubilee Market Grocery, and Lower Lights Pharmacy. Programming opportunities will be offered through Franklinton Development Association.

The original ordinance 2041-2022 passed on July 25, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City's 2022 Capital Budget in the amount of \$3,000,000.00. Since that time, there have been construction cost increases and the request has increased to \$3,500,000.00. This ordinance will allow for the establishment of \$3,500,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed.

Emergency action is requested LLC to maintain the permit and closing schedule of the project and to mitigate construction cost increases.

**FISCAL IMPACTS**

This ordinance authorizes an expenditure of \$3,500,000.00 in the Affordable Housing Bond Fund. It is necessary to certify the requisite funds in the amount of \$3,500,000.00 against the Special Income Tax Fund. An amendment to the 2022 Capital Improvement Budget is required to establish sufficient budget authority within the proper project.

**CONTRACT COMPLIANCE:** the vendor number is 033062 and expires 06/24/24

To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$3,500,000.00 with Erie Ohio Capital CDFI Fund LLC for the Starling Yard project; to authorize the appropriation and expenditure of \$3,500,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$3,500,000.00)

**WHEREAS**, the Director of the Department of Development desires to enter into a grant agreement with Erie Ohio Capital CDFI Fund LLC for the Starling Yard project; and

**WHEREAS**, the Starling Yard project will deliver new high-quality infill development with important safe and accessible affordable units needed by families, redevelop a vacant historic structure as additional affordable housing units while at the same time returning the building to its more appropriate 1908 configuration, and provide housing in an undeserved area of the City of Columbus; and

**WHEREAS**, Starling Yard will occur on the former school site located at 120 South Central Avenue; and

**WHEREAS**, the property will contain 18 one-bedroom units, 26 two-bedroom units, and 8 three- bedroom units. The property will be mixed-income, featuring affordable housing ranging from 30% AMI, up to 80% AMI, accommodating various household sizes. 20 units will be set-aside for residents earning at or below 30% AMI, 24 units will be set-aside for residents earning at or below 50% AMI, 11 units will be set-aside for residents earning 60% AMI, and 42 units will be set-aside for residents earning 80% AMI; and

**WHEREAS**, the original ordinance 2041-2022 passed on July 25, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City’s 2022 Capital Budget in the amount of \$3,000,000.00; and

**WHEREAS**, this ordinance will allow for the establishment of \$3,500,000.00 from the City’s 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed; and

**WHEREAS**, the City’s obligation to provide financial assistance as set forth herein is contingent upon the subsequent adoption of appropriate legislation by Columbus City Council authorizing such assistance; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to establish authority within the correct project; 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 \$3,500,000.00; and

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

**WHEREAS**, the City's agreement to provide financial assistance as set forth herein is contingent upon authorization pursuant to subsequent passage of appropriate legislation by Columbus City Council;

**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 Erie Ohio Capital CDFI Fund LLC to maintain the permit and closing schedule of the project and to mitigate construction cost increases; now, therefore; **NOW, THEREFORE**,

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / Current / Change /C.I.B. as Amended**

7779 / P782012-100000 / Affordable Housing Funds (Voted 2019 SIT Supported) / \$10,720,000 / (\$3,500,000.00) / \$7,220,000.00

7779 / P782041-100000 / Starling Yard / \$0.00 / \$3,500,000.00 / \$3,500,000.00

**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, 2022, the sum of \$3,500,000.00 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) in Object Class 10 (Transfer Out Operating) and in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), Project P782041-100000 (Starling Yard), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$3,500,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax Fund), Dept-Div 2201 (City Auditor) to Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement for up to \$3,500,000.00 on behalf of the City with the Erie Ohio Capital CDFI Fund LLC for the Starling Yard project.

**SECTION 5.** That the expenditure of \$3,500,000.00 to the Erie Ohio Capital CDFI Fund LLC, or so much thereof as may be needed, is hereby authorized in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That upon obtaining other funds for this project for the Department of Development, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under

Section 3.

**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 \$3,500,000.00 (the “Obligations”).

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is “placed in service” within the meaning of 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 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 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.

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**Legislation Number:** 3287-2022

**Drafting Date:** 11/16/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## 1. BACKGROUND

This ordinance authorizes the City Attorney's Office, Real Estate Division to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Wheatland Avenue Improvements project in the Greater Hilltop Planning Area (53).

The Department of Public service is engaged in the Wheatland Avenue Improvements project. The project will consist of converting the roadway to two-way traffic and needed widening to provide for a parking lane on the west side. Improvements will consist of new curbs, sidewalks, storm sewer, electric distribution relocation, and street lighting.

The cost to acquire the right-of-way needed to complete the project is estimated at \$150,000.00. If the cost to acquire the needed right-of-way should exceed this estimate, additional legislation will be submitted to Council requesting the needed funding.

The Department of Public service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this funding legislation.

## 2. FISCAL IMPACT

Funds in the amounts of \$150,000.00 are budgeted, available and appropriated for this project in Fund 7704, the Streets and Highways Bond Fund.

## 3. EMERGENCY DESIGNATION

Emergency action is requested to provide necessary right-of-way acquisition funding and prevent unnecessary delays in the Department of Public Service's Capital Improvement Program to ensure the safety of the traveling public.

To authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Wheatland Avenue Improvements project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of up to \$150,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$150,000.00) **WHEREAS**, the City of Columbus is engaged in the Wheatland Avenue Improvements project; and

**WHEREAS**, the project will consist of converting the roadway to two-way traffic and needed widening to provide for a parking lane on the west side. Improvements will consist of new curbs, sidewalks, storm sewer, electric distribution relocation, and street lighting; and

**WHEREAS**, successful completion of this project necessitates the City acquire fee simple title and lesser interests in and to various properties located along the project corridor as additional rights-of-way; and

**WHEREAS**, right-of-way acquisition cost, including professional services, staff and land costs, have been estimated to total \$150,000.00; and

**WHEREAS**, this ordinance authorizes funding in the amount of up to \$150,000.00 for that purpose; and

**WHEREAS**, this ordinance authorizes the City Attorney's Office Real Estate Division to expend up to \$150,000.00, or so much thereof as may be necessary, to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Wheatland Avenue Improvements 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 necessary right-of-way acquisition for the project to prevent unnecessary delays in the Department of Public Service's Capital Improvement Program, to ensure the safety of the traveling public thereby preserving the public health, peace, property, safety and welfare; **now, therefore**

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

**SECTION 1.** That the City Attorney's Office, Real Estate Division, be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate, to contract for professional services, and to negotiate with property owners to acquire the additional rights of way needed to complete the Wheatland Avenue Improvements project in an amount up to \$150,000.00.

**SECTION 2.** That the expenditure of \$150,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund) in Dept-Div 5912 (Design and Construction), Project P530303-100002 (Wheatland Avenue Improvements), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 3.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

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

**SECTION 5.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director



of the Department administering said project that the project has been completed and the monies are no longer required for said project.

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

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**Legislation Number:** 3297-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Council Variance Application: CV22-079**

**APPLICANT:** James K. Venable; 319 Linwood Avenue; Columbus, OH 43205.

**PROPOSED USE:** Three-unit dwelling.

**NEAR EAST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site is developed with a non-conforming two-unit dwelling in the R-3, Residential District. The requested variance will permit conversion of the existing building into a three-unit dwelling. A Council variance is necessary because the R-3 district only permits one single-unit dwelling per lot. Variances to minimum numbers of parking spaces required, lot width, and lot area are included in this request. The site is within the planning area of the *Near East Area Plan* (2005), which does not recommend a land use for this location. However, staff recognizes that the Plan encourages the revitalization of residential areas and that the proposed three-unit dwelling is consistent with the development pattern of the area. Additionally, as the variances legitimize the existing nonconforming conditions of the site and preserves the contributing building, the proposed variances are supportable.

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; and 3332.13, R-3 area district requirements, of the Columbus City Codes; for the property located at **319-321 LINWOOD AVE. (43205)**, to permit a three-unit dwelling with reduced development standards in the R-3, Residential District (Council Variance #CV22-079).

**WHEREAS**, by application #CV22-079, the owner of the property at **319-321 LINWOOD AVE. (43205)**, is requesting a Variance to permit a three-unit dwelling with reduced development standards in the R-3, Residential District; and

**WHEREAS**, Section 3332.035, R-3 residential district, lists single-unit dwellings as the only permitted residential use, while the applicant proposes a three-unit dwelling; and

**WHEREAS**, Section 3312.49, Minimum numbers of parking spaces required, requires six parking spaces for a three-unit dwelling, while the applicant proposes to provide three parking spaces; and

**WHEREAS**, Section 3332.05(A)(4), Area district lot width requirements, requires a minimum lot width of 50 feet in the R-3, Residential District, while the applicant proposes to maintain a reduced lot width of 35± feet; and

**WHEREAS**, Section 3332.13, R-3 area district requirements, requires that a principal building shall be situated on a lot of no less than 5,000 square feet in area, while the applicant proposes a three-unit dwelling on a lot area of 3,675± square feet (pursuant to lot area calculation in Section 3332.18(C)); and

**WHEREAS**, the Near East Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval of the requested Council variance because the three-unit dwelling is consistent with the development pattern of the area, preserves the contributing building, and does not add incompatible uses to the area; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **319-321 LINWOOD AVE. (43205)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance is hereby granted from the provisions of Sections 3332.035, R-3 residential district; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; and 3332.13, R-3 area district requirements, of the Columbus City Codes; for the property located at **319-321 LINWOOD AVE. (43205)**, insofar as said sections prohibit a three-unit dwelling in the R-3 Residential District, with a parking space reduction from six required spaces to three spaces; a reduced lot width from 50 to 35 feet; and a reduced lot area from 5,000 to 3,675 square feet; said property being more particularly described as follows:

**319-321 LINWOOD AVE. (43205)**, being 0.11± acres located on the west side of Linwood Avenue, 285± feet south of Bryden Road, and being more particularly described as follows:

Situated in the County of Franklin, State of Ohio, and City of Columbus, more specifically described as follows:

Being part of Half Section 23, Township No. 5, Range 22, Refugee Lands, and being part of three and two-third (3-2/3) acre tract of land conveyed by Maclee Wilson and others, to Amor W. Sharp, by deed dated November 6, 1935 and recorded in Deed Book 278, Page 277 Recorder's Office, Franklin County, Ohio; and being more particularly bounded and described as follows:

Beginning at an iron pin in the West line of Linwood Avenue, said iron pin being distant Southerly from an iron pin at the intersection of the South line of Bryden Road with the West line of Linwood Avenue 262 feet; thence Westerly at right angle with the West line of Linwood Avenue 129.90 feet to an iron pin in the East line of Maclee Alley; thence Southerly with said East line of Maclee Alley 35 feet to an iron pin; thence easterly at right angles with the West line of Linwood 129.90 feet to an iron pin in the West line of Linwood Avenue; thence Northerly 35 feet to the place of beginning and being known as Parcel Number Twelve (12) of AMOR W. SHARP'S PARCELS as the same is numbered and delineated on the plat on file in the office of the Auditor of Franklin County, Ohio, in Plat Book 4, Page 268, and known as 319-321 Linwood Avenue.

Parcel: 010-045820

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a three-unit dwelling, or those uses permitted in the R-3, Residential District.

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

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

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**Legislation Number:** 3299-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Council Variance Application CV22-090**

**APPLICANT:** Lighthouse BH Solutions; c/o Matt Romeo; 4124 East Main Street; Columbus, OH 43213; and Robert Zimmerman; Atty.; 200 Public Square, Suite 2300; Cleveland, OH 44114.

**PROPOSED USE:** Shared living facility.

**FAR EAST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of the rear 2.58± acres of a 3.14± acre parcel developed with a 38-suite hotel, office building, and a portion of a gas well zoned in the CPD, Commercial Planned Development District (Ordinance #0058-01; Z00-036A). The requested Council variance will permit the conversion of the existing hotel into a shared living facility for individuals entering the initial stages of recovery from addiction with supervised monitoring for up to 30 days. A Council variance is necessary because shared living facilities are not permitted in the CPD district. Additionally, the current CPD text only permits office, hotel or motel, and restaurants without a drive through at this location. The site is located within the boundaries of the *Far East Land Use Plan* (2018), which does not specifically address shared living facilities, but recommends "Mixed-Use 1 (16-24 du/ac)" land uses at this location. The Plan also includes the complete adoption of the *Columbus Citywide Planning Policies (C2P2) Design Guidelines* (2018). The transient nature of the proposed facility is consistent with the existing hotel use, and does represent the introduction of an incompatible use to the area.

To grant a Variance from the provisions of Section 3361.02, CPD permitted uses; and Section 3361.03,

Development plan, for the property located at **6335 E. BROAD ST (43213)**; to permit a shared living facility in the CPD, Commercial Planned Development District (Council Variance #CV22-090).

**WHEREAS**, by application #CV22-090, the owner of property at **6335 E. BROAD ST (43213)**, is requesting a Council variance to permit a shared living facility in the CPD, Commercial Planned Development District; and

**WHEREAS**, Section 3361.02, CPD permitted uses, prohibits shared living facilities, while the applicant proposes to redevelop the site with shared living facility; and

**WHEREAS**, Section 3361.03, Development plan, reports the overall concept of a proposed development, which for this property specifically permits office, hotel or motel, and restaurants without a drive through as permitted uses, while the applicant proposes to convert the existing hotel into a shared living facility; and

**WHEREAS**, the Far East Area Commission recommends approval; and

**WHEREAS**, City Departments Recommend approval because the requested variance will allow a shared living facility that is not considered to be an introduction of an incompatible use, nor is it inconsistent with the “Mixed-Use 1” land use recommendation of the *Far East Land Use Plan*. The transient nature of the proposed facility is consistent with the existing hotel use; and

**WHEREAS**, said ordinance requires separate submission for all applicable permits and a Certificate of Occupancy for the proposed development; 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 **6335 E BROAD ST. (43213)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Section 3361.02, CPD permitted uses; and Section 3361.03, Development plan, is hereby granted for the property located at **6335 E. BROAD ST. (43213)**, insofar as said sections prohibit a shared living facility in the CPD, Commercial Planned Development District; said property being more particularly described as follows:

**6335 E. BROAD ST. (43213)**, being 2.58± acres located on the south side of East Broad Street, 925± feet east of McNaughten Road, and being more particularly described as follows:

Parcel 1

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Lot 18, Quarter Township 3, Township 1, Range 16, United States Military District, being all of Parcel 2 as described in Deed Book 3766,

Page 649 to David Yashon, M.D., Inc. Pension Plan & Trust (record references to those of the Recorder's Office, Franklin County, Ohio), and being more particularly described as follows:

Commencing at the northwesterly corner of Parcel 1 as described in said Deed Book 3766, Page 649, being the northeasterly corner of the 1.572 acre tract described in Deed Book 2537, Page 24 to Bessie Zursasky, and being in the original center line of East Broad Street (State Route 16) as shown on right-of-way plan sheet 5 of 10, FRA-16-(7.79-10.44);

Thence southerly along the easterly line of said 1.572 acre tract, being the westerly line of said Parcel 1, South 3° 55' 10" West (passing an iron pin found at 33.19 feet and the southerly right-of-way line of said Broad Street at 33.75 feet), a distance of 336.51 feet to the southwest corner of said Parcel 2, and being the TRUE POINT OF BEGINNING.

Thence easterly along the southerly line of said Parcel 1, the southerly line of the 1.321 acre tract as described in Deed Book 2286, Page 29 to Marvin A. and Jerome Zuravsky, and part of the southerly line of the 1.145 acre tract described in Deed Book 2646, Pages 335 and 336 to Olin L. Parrett, North 82° 04' 15" East (passing iron pins found at 85.08 feet, 135.08 feet and 260.15 feet), a distance of 342.30 feet to an iron pin found at the northwesterly corner of the 4.14 acre tract described in Official Record 3924, Page E-20 to Loeb Group, being at the northeasterly corner of said Parcel 2;

Thence southerly along the westerly line of said 4.14 acre tract, being the easterly line of said Parcel 2, South 3° 53' 55" West, 371.80 feet to an iron pin set at the southwest corner of said 4.14 acre tract, being the southeasterly corner of said Parcel 2, and being in the northerly line of McNaughten Commons Condominium, of record in Condominium Book 30, Pages 47 thru 72;

Thence westerly along said northerly line of McNaughten Commons Condominium, being the southerly line of said Parcel 2, North 85° 59' 20" West, 335.14 feet to an iron pin set at the southeasterly corner of said 1.572 acre tract (Zuravsky), being the southwest corner of said Parcel 2;

Thence northerly along said easterly line of the 1.572 acre tract, being the westerly line of said Parcel 2, North 3° 55' 10" East, 300.98 feet to the True Point of Beginning, containing 2.5876 acres (112,717 square feet) of land, more or less.

Property Address: 6335 East Broad Street

Parcel Number: 520-100789

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a shared living facility or those uses permitted CPD, Commercial Planned Development District in accordance with Ordinance #0058-01 (Z00-036A).

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

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

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**Legislation Number:** 3300-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application: Z22-044**

**APPLICANT:** CL Stelzer, LLC; c/o David Robinson, Atty.; 100 East Broad Street, Suite 2320; Columbus, OH 43215.

**PROPOSED USE:** Manufacturing development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on October 13, 2022.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of one undeveloped parcel in the C-4, Commercial District. The proposed M-2, Manufacturing District will permit all less objectionable manufacturing uses, including logistics and distribution uses at this location. The site is located within the boundaries of the *East Columbus Neighborhood Plan* (2012), and the *Port Columbus Joint Economic Development Strategy* (2008), which both recommend “Light Industrial” land uses at this location. Additionally, the site is located within the boundaries of the I-670 Graphics Control Overlay. Staff is supportive of the request to rezone to the M-2, Manufacturing District as it will not introduce incompatible uses to the area, and is consistent with both area plans’ recommendations for light industrial land uses at this location.

To rezone **885 STELZER RD. (43219)**, being 13.49± acres located on the west side of Stelzer Road, 180± feet south of East 11th Avenue, **From:** C-4, Commercial District, **To:** M-2, Manufacturing District (Rezoning #Z22-044).

**WHEREAS**, application #Z22-044 is on file with the Department of Building and Zoning Services requesting rezoning of 13.49± acres from C-4, Commercial District, to M-2, Manufacturing District; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested M-2, Manufacturing District will permit all less objectionable manufacturing uses and is consistent with the *East Columbus Neighborhood Plan*, and the *Port Columbus Joint Economic Development Strategy’s* land uses recommendations, and will not introduce incompatible uses to the area; now, therefore:

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

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

**885 STELZER RD. (43219)**, being 13.49± acres located on the west side of Stelzer Road, 180± feet south of East 11th Avenue, and being more particularly described as follows:

Situated in the County of Franklin in the State of Ohio, and in the City of Columbus and bounded and described as follows:

“Being located in Section 3 of Township 1, Range 17, United States Military Lands, and being 13.504 acres of the original tract conveyed to Irwin L. Saveson by deed of record in Deed Book 2840, page 378, Recorder’s Office, Franklin County, Ohio, and being the Northerly part of Lot No. 3 of the survey and Plat of partition made under the orders of the Court of Common Pleas of Franklin County, Ohio, in the case of Henry C. Krumm vs Augustus D. Krumm, et al., at the April Term, 1900 of said Court, Case No. 41279; as numbered and delineated on the recorded Plat thereof, of record in complete record No. 228, page 31, in said court, and likewise of record in Plat Book No. 7, pages 6 and 7, Recorder’s Office, of the said County, and bounded and described as follows:

Beginning at an iron pin found at the Northwesterly corner of the said Lot No. 3, being also the Northeasterly corner of Lot No. 6 of the said Partition and the Northeasterly corner of the 9.507 acre tract conveyed to Harmon Trailer Park by deed of record in Deed Book 2386, page 605, Recorder's Office, Franklin County, Ohio.

Thence along the Northerly line of said Lot No. 3, being the Southerly line of the 3.95 acre tract conveyed to Harry Greenblot, et al (5) by deed of record in Deed Book 2620, page 171, Recorder's Office, Franklin County, Ohio, South 86 degrees 38' East, (passing an iron pin at 1227.39 feet), 1252.92 feet to a railroad spike at the Northeasterly corner of the said Lot No. 3;

Thence along the original center line of Stelzer Road and the Easterly line of the said Lot No. 3, South 5 degrees 59' West, 38.28 feet to an iron pin found at an angle point in the said line;

Thence continuing along the original centerline of the said Stelzer Road and the Easterly line of the said Lot No. 3, South 2 degrees 01' 30" West 431.4 feet to a railroad spike at the Northeasterly corner of the 0.579 acre tract conveyed to Hannon Trailer Park by deed of record in Deed Book 2472, pages 507, 509 and 511, Recorder's Office, Franklin County, Ohio;

Thence along the Northerly line of the said 0.579 acre tract, North 86 degrees 34' 30" West, (being parallel to and 20.0 feet Northerly from the Southerly line of the said Lot No. 3 and passing an iron pin at 40.0 feet), 1258.60 feet to a nail in concrete at the Northwesterly corner of the said 0.579 acre tract;

Thence along the Westerly line of the said Lot No. 3 and the Easterly line of the said Harmon Trailer Park 9.507 acre tract, North 3 degrees 02' 24" East, 468.25 feet to the place of beginning, containing 13.504 acres, more or less.

Property Address: 885 Stelzer Road

Parcel Number: 010-146738-00

**To Rezone From:** C-4, Commercial District,

**To:** M-2, Manufacturing District.

**SECTION 2.** That a Height District of sixty (60) feet is hereby established on the M-2, Manufacturing District on this property.

**SECTION 3.** That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Department of Building and Zoning Services.

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

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**Legislation Number:** 3301-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

## **BACKGROUND**

This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Olde Towne Investors LLC for the Triumph Apartments development.

Triumph Apartments is located at the corner of Oak and 18th in the City's Olde Towne East area. The development is mixed income, with six 60% AMI units, thirteen 80% AMI units and at least thirteen or more units affordable to 100% AMI with the units remaining affordable for fifteen years.

Units are spacious and modern - including stainless steel appliances, ample closets, granite counters, plank flooring and LED lighting throughout. All units are of the same finish regardless on rent or income level. The project also provides and encourages mix-used growth, including inclusion of over 2700 square feet of ground floor retail.

The amenity space includes a resident lounge, onsite fitness facility, and outdoor community courtyard. The project features onsite property management and maintenance spaces; special features include a valet trash service program and 109 general resident spaces within the enclosed garage, 17 additional individual rentable garages, and over 140 surface spaces.

Metropolitan Holdings, general partner of Olde Towne Investors LLC, is additionally pleased that it continues to be a pioneer in housing concepts, and is working toward a formal relationship with IMPACT Community Action. This relationship provides for formal referral and preferred placement of qualified households into the proposed affordable housing units. This ensures that those who need the housing the most also have immediate access to vacant units once they are available for lease.

IMPACT Community Action Agency has existing Vocational Training and Certification Programs providing a mixture of classroom instruction and hands on work to help prepare participants for the construction field trades. Additionally, they offer supportive services and programming that can help Tenant live independently and with dignity, and further have agreed to provide supportive services and programming to any Eligible Tenant at the development. Examples of supportive services include, but are not limited to employment programs that integrate financial literacy training or assist with overcoming employment barriers. This can also include rent and utility assistance, career training programs that offer accredited credentials in the skilled trades, or licensing or certifications in healthcare, technology fields and more.

These bond funds will be used to pay for expenses incurred prior to purchase order approval for infrastructure work such as alley and right-of way-work.

Emergency action is requested to maintain the schedule of the project and to mitigate construction cost increases.

## **FISCAL IMPACTS**

This ordinance authorizes an expenditure of \$330,000.00 in the Affordable Housing Bond Fund. It is necessary to certify the requisite funds in the amount of \$330,000.00 against the Special Income Tax Fund. An amendment to the 2022 Capital Improvement Budget is required to establish sufficient budget authority within the proper project.

**CONTRACT COMPLIANCE:** the vendor number is 043178 and expires 09/30/24.

To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of the Department of Development to enter into a grant agreement in an amount up to \$330,000.00 with Olde Towne Investors LLC for the Triumph Apartments development; to authorize the appropriation and expenditure of \$330,000.00 within the Affordable Housing Taxable Bond Fund; to authorize the



reimbursement of expenses incurred prior to the approval of the purchase order; and to declare an emergency. (\$330,000.00)

**WHEREAS**, the Director of the Department of Development desires to enter into a grant agreement with Olde Towne Investors LLC for the Triumph Apartments development; and

**WHEREAS**, Triumph Apartments is located at the corner of Oak and 18th in the City's Olde Towne East area; and

**WHEREAS**, the development is mixed income, with six 60% AMI units, thirteen 80% AMI units and at least thirteen or more units affordable to 100% AMI with the units remaining affordable for fifteen years; and

**WHEREAS**, this ordinance will allow for the establishment of \$330,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed; and

**WHEREAS**, these bond funds will be used to pay for expenses incurred prior to purchase order approval for infrastructure work such as alley and right-of way-work; and

**WHEREAS**, the City's obligation to provide financial assistance as set forth herein is contingent upon the subsequent adoption of appropriate legislation by Columbus City Council authorizing such assistance; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to establish authority within the correct project; 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 \$330,000.00; and

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

**WHEREAS**, the City's agreement to provide financial assistance as set forth herein is contingent upon authorization pursuant to subsequent passage of appropriate legislation by Columbus City Council;

**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 Olde Towne Investors LLC to maintain the schedule of the project and to mitigate construction cost increases; now therefore; **NOW, THEREFORE,**

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / Current / Change /C.I.B. as Amended**

7779 / P782012-100000 / Affordable Housing Funds (Voted 2019 SIT Supported) / \$12,950,000 / (\$330,000.00) / \$12,620,000.00

7779 / P782039-100000/ Triumph Apartments / \$0.00 / \$330,000.00 / \$330,000.00

**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, 2022, the sum of \$330,000.00 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) in Object Class 10 (Transfer Out Operating) and in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), Project P782039-100000 (Triumph Apartments), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$330,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax Fund), Dept-Div 2201 (City Auditor) to Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement for up to \$330,000.00 on behalf of the City with Olde Towne Investors LLC for the Triumph Apartments development.

**SECTION 5.** That the expenditure of \$330,000.00 to the Olde Towne Investors LLC, or so much thereof as may be needed, is hereby authorized in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That upon obtaining other funds for this project for the Department of Development, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

**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 \$330,000.00 (the “Obligations”).

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is “placed in service” within the meaning of 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 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 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.

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**Legislation Number:** 3302-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Council Variance Application: CV22-064**

**APPLICANT:** The Wood Companies; c/o Michael Shannon, Atty.; 8000 Walton Parkway, Suite 260; New Albany, OH 43054.

**PROPOSED USE:** Mixed-use development.

**VICTORIAN VILLAGE COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of one parcel developed with various retail, restaurant, and office uses in the C-4, Commercial District. The applicant proposes partial demolition of the rear of the site and redevelopment with residential and retail uses. The portion of the structure along North High Street, which consists of a 5,895 square foot eating and drinking establishment and three retail spaces: 1,637 square feet, 2,535 square feet, and 1,972 square feet, are to remain. The requested Council variance will permit a mixed-use building consisting of two additional retail spaces, each less than 2,500 square feet, 70 apartment units, and accessory first floor residential uses. A variance is necessary because residential uses are only permitted above certain commercial uses in the C-4, Commercial District. Variances to building height, vision clearance, and minimum number of loading spaces are included in this request. The site is located in the vicinity of several sites that received Council variances to allow similar multi-story mixed-use projects along the North High Street corridor. There is no Council adopted plan for this area, but the proposal will permit a multi-story mixed-use development that is consistent with the development pattern and historic character of the surrounding neighborhood. Additionally, the final building design will need to receive a Certificate of Appropriateness from the Victorian Village Commission.

To grant a Variance from the provisions of Sections 3356.03, C-4 permitted uses; 3309.14, Height districts; 3312.53(B), Minimum number of loading spaces required; and 3321.05(B)(1), Vision clearance, of the Columbus City Codes; for the property located at **793 N. HIGH ST. (43215)**, to permit a mixed-use development with reduced development standards in the C-4, Commercial District (Council Variance #CV22-064).

**WHEREAS**, by application #CV22-064, the owner of property at **793 N. HIGH ST. (43215)**, is requesting a Council variance to permit a mixed-use development with reduced development standards in the C-4, Commercial District; and

**WHEREAS**, Section 3356.03, C-4 permitted uses, permits residential uses above certain commercial uses, it does not permit ground floor residential uses, while the applicant proposes ground floor residential and accessory residential uses; and

**WHEREAS**, Section 3309.14, Height districts, requires that within a 35 foot height district, no building or structure shall be erected to a height in excess of 35 feet, while the applicant proposes a mixed-use building

with an increased height of 180 feet; and

**WHEREAS**, Section 3312.53(B), Minimum number of loading spaces required, requires a minimum of one loading space, while the applicant proposes zero loading spaces; and

**WHEREAS**, Section 3321.05(B)(1), Vision clearance, requires a clear vision triangle of 10 feet at the intersection of Hubbard Avenue and Wall Street, while the applicant proposes to maintain an existing building that encroaches into this triangle (0 feet); and

**WHEREAS**, the Victorian Village Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the site is located in the vicinity of several sites that received Council variances to allow similar multi-story mixed use projects along the North High Street corridor. There is no Council adopted plan for this area, but the proposal will permit a multi-story mixed-use development that is consistent with the development pattern and historic character of the surrounding neighborhood; and

**WHEREAS**, this ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed uses; and

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **793 N. HIGH ST. (43215)**, in using said property as desired;

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

**SECTION 1.** That a variance from the provisions of Sections 3356.03, C-4 permitted uses; 3309.14, Height districts; 3312.53(B), Minimum number of loading spaces required; and 3321.05(B)(1), Vision clearance, is hereby granted for the property located at **793 N. HIGH ST. (43215)**, insofar as said sections prohibit first floor residential and accessory residential uses in the C-4, Commercial District; with an increase in the building height from 35 to 180 feet; a loading space reduction from one to zero loading spaces; and encroachment into the vision clearance triangle by the existing building at the intersection of Hubbard Avenue and Wall Street; and said property being more particularly described as follows:

**793 N. HIGH ST. (43215)**, being 0.47± acres located at the southwest corner of North High Street and West Hubbard Avenue, and being more particularly described as follows:

Being Lots Numbered Thirty-Two (32), Thirty-Three (33), Thirty-Four (34), Thirty-Five (35), Thirty-Six (36) and Thirty-Seven (37), of M. HELEN HUTCHINSON'S SUBDIVISION OF THE HUBBARD PROPERTY in the City of Columbus, Ohio, as the same are numbered and delineated upon the recorded plat thereof: of record in Plat Book No. 3, page 414, Recorder's Office, Franklin County, Ohio, excepting therefrom, however ten (10) feet off the east ends thereof conveyed to the City of Columbus, Ohio, for the purpose of widening and

improving North High Street of said City.

Subject to the rights of the City of Columbus to use a strip of land ten (10) feet in width off of the East side of the above described premises for street purposes as shown in Deed dated April 14, 1916, and recorded in Deed Book 595, page 58.

Addressed as: 793 N. High St.; Columbus, OH 43215  
Known as Franklin County Parcel Number 010-023668

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with a mixed-use development as permitted by this ordinance, or those uses in the C-4, Commercial District.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled, "**21 W HUBBARD**" and building elevations titled, "**BUILDING ELEVATIONS, SHEETS 1-2,**" all dated October 31, 2022 and signed by Eric Zartman, Attorney for the Applicant. The plans may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the plans shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

**SECTION 4.** That this ordinance is further conditioned on the applicant obtaining all applicable permits and Certificates of Occupancy for the proposed uses.

**SECTION 5.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 3304-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **1. BACKGROUND**

The City owns real property located on Olde Worthington Road which is a part of Farm Lot 17, Section 4, Township 3, Range 18. The property was conveyed to the Department of Public Service (DPS) in April of 2000 in conjunction with the Polaris Parkway project, (530103-100051, PID 95549). This Ordinance will allow for the City of Columbus to grant a 0.114 acre easement to Columbia Gas of Ohio, Inc. for the placement of a gas line within existing Olde Worthington Road right-of-way. Attached to this ordinance are the legal descriptions and exhibits associated with this easement.

As part of the Polaris Parkway project, a Columbia Gas of Ohio, Inc. gas line that was within an existing easement on private property needed to be relocated. Through the design, it was determined that the new gas line needed to be installed in the Olde Worthington Road right-of-way. DPS has reviewed the plans, studied the available options and determined granting an easement to Columbia Gas, at no cost for the relocation of the existing gas line, is in the best interest of the City. DPS supports granting Columbia Gas of Ohio, Inc. the Easement in consideration that the Easement is non-exclusive.

## **2. FISCAL IMPACT**

There is no fiscal impact to the City to grant the easement.

**3. EMERGENCY JUSTIFICATION**

Emergency action is requested in order to allow for the easement to cover the gas line installation in the City of Columbus right-of-way so Columbia Gas of Ohio, Inc. may relocate the gas line in a timely manner allowing the Polaris Parkway project to be completed without unnecessary delay.

To authorize the director of the Department of Public Service to execute and acknowledge any document(s) necessary to grant Columbia Gas of Ohio, Inc. an easement on a portion of the City’s real property located on Olde Worthington Road; and to declare an emergency. (\$0.00)

**WHEREAS**, the City intends to grant Columbia Gas of Ohio, Inc. a non-exclusive gas line easement burdening a portion of the City’s property located on Olde Worthington Road in order to construct and maintain a gas line; and

**WHEREAS**, the City intends to grant a 0.114 acre easement to Columbia Gas of Ohio, Inc. at no cost to the City; and

**WHEREAS**, the City intends for the director of the Department of Public Service to execute and acknowledge any document(s) necessary to grant the easement to Columbia Gas of Ohio, Inc.; and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Public Service in that it is immediately necessary to grant this easement in order to prevent unnecessary delay in completing the Polaris Parkway project, 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 be and is hereby authorized to execute and acknowledge those document(s) necessary to grant an easement to Columbia Gas of Ohio, Inc., and its successors, and assigns a gas line easement to burden a 0.114 acre, more or less, to a portion of the City’s real property located at on Olde Worthington Road as described and depicted in the attachments in order for Columbia Gas of Ohio, Inc. to construct and maintain a gas line and associated appurtenances for the distribution, delivery, and service of gas.

**SECTION 2.** That the City Attorney is required to pre-approve all document(s) executed by the City pursuant to this ordinance.

**SECTION 3.** That for the reasons stated in the preamble of this ordinance, which are fully incorporated into this ordinance as if rewritten, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor or ten (10) days after its adoption if the Mayor neither approves nor vetoes this ordinance.

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**Legislation Number:** 3305-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Rezoning Application: Z22-068**

**APPLICANT:** Metro Development LLC; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 460; Columbus, OH 43215.

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

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on October 13, 2022

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The 2.7± acre site is undeveloped in the CPD, Commercial Planned Development District. The requested L-AR-1, Limited Apartment Residential district will permit a multi-unit residential development, expanding the existing adjacent multi-unit residential development located to the east, with a maximum of 72 units (26.67 du/ac). A concurrent Council variance (Ordinance #3307-2022; CV22-092) has been submitted to modify the building lines, perimeter yard, and private garage height. The limitation text commits to developing the site in accordance with the submitted site plan and building elevations, and includes development standards addressing density, site access, and graphics provisions. The site is within the planning area of the *Interim Hayden Run Corridor Plan* (2004), which recommends “Office” land uses at this location. Additionally, the Plan includes early adoption of the *Columbus Citywide Planning Policies (C2P2) Design Guidelines* (2018). Although inconsistent with the Plan’s land use recommendation, staff recognizes the surrounding neighborhood is predominantly residential in nature, and notes the proposed development is consistent with its neighboring development to the east. Planning Division staff are supportive of the proposed building elevations and site plan, noting a sidewalk and tree lawn on the Avery Road frontage with a pedestrian connection to the site, which are consistent with C2P2 Design Guidelines.

To rezone **5314 AVERY RD. (43016)**, being 2.7± acres located at the northeast corner of Avery Road and Avery Run Road, **From:** CPD, Commercial Planned Development District, **To:** L-AR-1, Limited Apartment Residential District (Rezoning #Z22-068).

**WHEREAS**, application #Z22-068 is on file with the Department of Building and Zoning Services requesting rezoning of 2.7± acres from CPD, Commercial Planned Development District, to L-AR-1, Limited Apartment Residential District; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the proposed L-AR-1, Limited Apartment Residential District will allow a multi-unit residential development that is consistent with adjacent residential uses and with C2P2 Design Guidelines recommendations.

**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:

**5314 AVERY RD. (43016)**, being 2.7± acres located at the northeast corner of Avery Road and Avery Run Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, located within Virginia Military Survey 3004, and being part of that 6.808 acre tract as described in deed to Bruce D. Bergmann, Trustee, of record in

Official Record 21540 A20, and that 6.167 acre tract as described in deed to Bruce D. Bergmann, Trustee, of record in Official Record 21539 B17, all being of record in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

BEGINNING FOR REFERENCE at Franklin County Monument 1934 at the centerline intersection on Avery Road and Rings Road;

Thence South 10 deg. 44' 47" West, with the centerline of Avery Road, a distance of 1538.45 feet, to a mag nail set at the westerly common corner of said 6.808 acre tract and that 6.057 acre tract as described in deed to the City of Dublin, of record in Instrument Number 200605190097737;

Thence South 79 deg. 29' 34" East, with the common line of said 6.808 acre tract and said 6.057 acre tract, a distance of 61.18 feet, passing a 3/4" iron pipe found at 42.28 feet, to a 3/4" iron pipe found at an angle point in aforesaid common line;

Thence North 85 deg. 47' 21" East, continuing with the common line of said 6.808 acre tract and said 6.057 acre tract, a distance of 19.48 feet, to an iron pin set, being the POINT OF TRUE BEGINNING;

Thence North 85 deg. 47' 21" East, with aforesaid common line, a distance of 343.61 feet, to an iron pin set;

Thence South 10 deg. 43' 41" West, though said 6.167 acre tract and said 6.808 acre tract, a distance of 352.97 feet, to an iron pin set in the common line of said 6.167 acre tract and that 30.00 acre tract as described in deed to A.R. Associates, of record in Official Record 11789 I04;

Thence South 84 deg. 40' 31" West, with aforesaid common line, a distance of 345.59 feet, to an iron pin set;

Thence North 10 deg. 44' 47" East, though said 6.167 acre tract and said 6.808 acre tract, a distance of 359.96 feet, to the POINT OF TRUE BEGINNING, and containing 2.717 acres, more or less.

Subject to all easements, restrictions and right of way of record.

All iron pins set are 5/8-inch rebar, 30 inches in length, with a cap bearing the name "CEC".

The bearings shown above are based on the bearing of North 10 deg. 44' 47" East for the centerline of Avery Road in between Franklin County Monuments 1934 and 8855, as determined by GPS observations using ODOT VRS, based on NAD 83 (2011), Ohio State Plane South Zone, at the time of the survey.

**To Rezone From:** CPD, Commercial Planned Development District,

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

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-AR-1, Limited Apartment Residential District on this property.

**SECTION 3.** That the Director of the Department of Building and Zoning Services be and is hereby authorized and directed to make the said changes on the said original zoning map and shall register a copies of the approved L-M, Limited Apartment Residential District and Application among the records of the Department of Building and Zoning Services as required by Sections 3370.03 of the Columbus City Codes; said site plan being titled, "**CONCEPT PLAN GAGE CROSSING II,**" said elevations being titled,



“ARCHITECTURAL ELEVATIONS,” and said text being titled, "LIMITATION TEXT," all dated October 31, 2022, and signed by Jeffrey L. Brown, Attorney for the Applicant, and the text reading as follows:

### LIMITATION TEXT

**PROPOSED DISTRICT:** L-AR-1 Limited Apartment District

**PROPERTY ADDRESS:** 5314 Avery Road

**OWNER:** Gage Crossing II LLC

**APPLICANT:** Metro Development LLC

**DATE OF TEXT:** 10/31/22

**APPLICATION NUMBER:** Z22-068

**1. INTRODUCTION:** This site is located at the southeast corner of Avery Road and the future extension of Tuttle Crossing. It was part of Z16-015. This application will permit expansion of the existing multi-family development to the east.

**2. PERMITTED USES:** Those uses permitted in Section 3333.02, AR-12, ARLD and AR-1 apartment residential district use of the Columbus City Code.

**3. DEVELOPMENT STANDARDS:** Unless otherwise indicated the applicable development standards are contained in Chapter 3333 of the Columbus City Code.

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

1. The maximum number of apartment units shall be 72.
2. Per concurrent CV22-092, the building setback will be reduced from 80 feet to 25 feet along the extension of Tuttle Crossing Blvd. and porches and balconies will be permitted to encroach into the 25 foot setback up to 6.5 feet.
3. Per concurrent CV22-092, the building setback will be reduced from 60 feet to 25 feet along Avery Road and porches and balconies will be permitted to encroach into the 25 foot setback up to 6.5 feet.
4. Per concurrent CV22-092, the perimeter yard along the south property line will be reduced from 25 to 10 feet for buildings and parking and along the east property line from 25 to zero feet for building and parking.
5. Per concurrent CV22-092, the height of the garage will increase from 15 to 16 feet.

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

1. The site plan shows a shared access driveway between this site and the development to the east as permitted by Z16-015.
2. Per concurrent CV22-092, maneuvering across parcel lines will be permitted and driveway/ parking spaces may be divided by parcel lines.
3. A fee of \$13,000 shall be provided for continued maintenance of the reboundable posts along Avery Road at Avery Run Road to maintain the required right-in/right-out configuration at this intersection ahead of potential future public improvements.

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

N/A

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

The buildings shall be constructed in accordance with the submitted building elevations titled, “Architectural Elevations”. The building elevations may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development plan and when engineering and architectural drawings are completed. Any slight adjustments to the building elevations shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding proposed adjustment.

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

N/A

F. 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 AR-1 zoning classification and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

G. Miscellaneous Commitments.

1. Site Plan Revision Allowance. The Property shall be developed in accordance with the Site Plan titled, “Concept Plan Gage Crossing II;” however, the Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data established at the time of development and engineering plans are completed. The Director of the Department Building and Zoning Services or the Director’s designee may approve any slight adjustment to the Site Plan upon submission of the appropriate data regarding the proposed adjustment.

2. The applicant shall comply with the City’s PAWG dwelling unit fee at the time of filing for site plan compliance review.

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

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**Legislation Number:** 3307-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV22-092**

**APPLICANT:** Metro Development LLC; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 460; Columbus, OH 43215.

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

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant has received a recommendation of approval from Staff and the Development Commission for a concurrent rezoning request to the L-AR-1, Limited Apartment Residential District (Ordinance #3305-2022; Z22-068) to allow a multi-unit residential development. Variances are requested to modify the driveway, maneuvering, parking space size, building lines, perimeter yard, and private garage height requirements, most of which are technical variances due to this site and the L-AR-1 district to the east sharing a driveway and a parcel line dividing some provided parking spaces. Staff is supportive of the requested variances, as they allow a multi-unit residential development with desirable site design elements compatible with the design principles recommended by the *Columbus Citywide Planning Policies (C2P2) Design Guidelines (2018)*.

To grant a Variance from the provisions of Sections 3312.13, Driveway; 3312.25, Maneuvering; 3312.29, Parking space; 3333.18, Building lines; 3333.255, Perimeter yard; and 3333.35(G), Private garage, of the Columbus City Codes; for the property located at **5314 AVERY RD. (43016)**, to permit reduced development standards for a multi-unit residential development in the L-AR-1, Limited Apartment Residential District (Council Variance #CV22-092).

**WHEREAS**, by application #CV22-092, the owner of property at **5314 AVERY RD. (43016)**, is requesting a Council variance to permit reduced development standards for a multi-unit residential development in the L-AR-1, Limited Apartment Residential District; and

**WHEREAS**, Section 3312.13, Driveway, requires driveways that are a minimum of ten feet wide as access corridors on residential lots, while the applicant proposes to permit a driveway being divided by a parcel line, subject to the minimum required width of the driveway being provided; and

**WHEREAS**, Section 3312.25, Maneuvering, requires every parking space to have sufficient access and maneuvering area anywhere on a lot, while the applicant proposes to allow maneuvering across parcel lines, subject to the minimum required maneuvering area being provided; and

**WHEREAS**, Section 3312.29, Parking space, requires a parking space to be a rectangular area of not less than 9 feet by 18 feet, while the applicant proposes parking spaces to be divided between parcels, subject to the minimum required parking space size being provided; and

**WHEREAS**, Section 3333.18, Building lines, requires a building line of 80 feet along the extension of Tuttle Crossing Boulevard, and 60 feet along Avery Road, while the applicant proposes building lines of 25 feet, with porches and balconies encroaching into the setback area up to 6.5 feet; and

**WHEREAS**, Section 3333.255, Perimeter yard, requires a minimum perimeter yard of 25 feet, while the applicant proposes a reduced perimeter yard of 10 feet along the south property line and 0 feet along the east property line; and

**WHEREAS**, Section 3333.35(G), Private garage, restricts the height of a private detached garage to 15 feet, while the applicant proposes to increase the permitted height to 16 feet; and

**WHEREAS**, the City Departments recommend approval because the requested variances will allow a multi-unit residential development with desirable site design elements, compatible with the design principles recommended by the C2P2 Design Guidelines; and

**WHEREAS**, this ordinance requires separate submission for all applicable permits and Certificates of Occupancy for the proposed development; 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 **5314 AVERY RD. (43016)**, 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 3312.13, Driveway; 3312.25, Maneuvering; 3312.29, Parking space; 3333.18, Building lines; 3333.255, Perimeter yard; and 3333.35(G), Private garage, of the Columbus City Codes, is hereby granted for the property located at **5314 AVERY RD. (43016)**, insofar as said sections prohibit a driveway being divided by a parcel line; maneuvering over parcel lines; parking spaces to be divided between parcel lines; reduced building lines from 80 feet along Tuttle Crossing Boulevard and 60 feet along Avery Road to 25 feet, with porches and balconies encroaching into the setback area up to 6.5 feet; a reduced perimeter yard from 25 feet to 10 feet along the south property line and 0 feet along the east property line; and an increased private garage height from 15 feet to 16 feet; said property being more particularly described as follows:

**5314 AVERY RD. (43016)**, being 2.7± acres located at the northeast corner of Avery Road and Avery Run Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, located within Virginia Military Survey 3004, and being part of that 6.808 acre tract as described in deed to Bruce D. Bergmann, Trustee, of record in Official Record 21540 A20, and that 6.167 acre tract as described in deed to Bruce D. Bergmann, Trustee, of record in Official Record 21539 B17, all being of record in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

BEGINNING FOR REFERENCE at Franklin County Monument 1934 at the centerline intersection on Avery Road and Rings Road;

Thence South 10 deg. 44' 47" West, with the centerline of Avery Road, a distance of 1538.45 feet, to a mag nail set at the westerly common corner of said 6.808 acre tract and that 6.057 acre tract as described in deed to the City of Dublin, of record in Instrument Number 200605190097737;

Thence South 79 deg. 29' 34" East, with the common line of said 6.808 acre tract and said 6.057 acre tract, a distance of 61.18 feet, passing a ¾" iron pipe found at 42.28 feet, to a ¾" iron pipe found at an angle point in aforesaid common line;

Thence North 85 deg. 47' 21" East, continuing with the common line of said 6.808 acre tract and said 6.057 acre tract, a distance of 19.48 feet, to an iron pin set, being the POINT OF TRUE BEGINNING;

Thence North 85 deg. 47' 21" East, with aforesaid common line, a distance of 343.61 feet, to an iron pin set;

Thence South 10 deg. 43' 41" West, through said 6.167 acre tract and said 6.808 acre tract, a distance of 352.97 feet, to an iron pin set in the common line of said 6.167 acre tract and that 30.00 acre tract as described in deed to A.R. Associates, of record in Official Record 11789 I04;

Thence South 84 deg. 40' 31" West, with aforesaid common line, a distance of 345.59 feet, to an iron pin set;

Thence North 10 deg. 44' 47" East, through said 6.167 acre tract and said 6.808 acre tract, a distance of 359.96 feet, to the POINT OF TRUE BEGINNING, and containing 2.717 acres, more or less.

Subject to all easements, restrictions and right of way of record.

All iron pins set are 5/8-inch rebar, 30 inches in length, with a cap bearing the name "CEC".

The bearings shown above are based on the bearing of North 10 deg. 44' 47" East for the centerline of Avery Road in between Franklin County Monuments 1934 and 8855, as determined by GPS observations using ODOT VRS, based on NAD 83 (2011), Ohio State Plane South Zone, at the time of the survey.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for those uses permitted in the L-AR-1, Limited Apartment Residential District in accordance with Ordinance #3305-2022 (Z22-068).

**SECTION 3.** That this ordinance is further conditioned on the applicant obtaining all applicable permits and Certificates of Occupancy for the proposed development.

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

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**Legislation Number:** 3318-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **1. BACKGROUND**

This ordinance authorizes the Director of Public Service, or a designee, to expend up to \$25,000.00 to facilitate and support the mobilization and deployment of independent contractors for the provision of snow removal and de-icing during episodes of heavy snowfall this winter.

The Department of Public Service administers a variety of municipal services within the City of Columbus necessary to public health and safety, including snow removal and de-icing during inclement weather. With more than 90,000 lane miles of roadways to service each winter, the Department of Public Service seeks the assistance of other jurisdictions and independent contractors to supplement City crews on local roadways. This year, the Department of Public Service hopes to be able to engage and deploy more independent contractors by offering certain incentive payments, including sign-on bonuses in the amount of up to \$3,000.00, and/or other forms of remuneration, including non-refundable deposits, to those contractors who contractually agree to support the City during snow removal and de-icing operations.

## **2. FISCAL IMPACT**

Funding in the amount of \$25,000.00 is available within the Street Construction Maintenance and Repair Fund to support the proposed expenditure.

## **3. EMERGENCY DESIGNATION**

Emergency action is requested to ensure the Department of Public Service has the assistance it needs to make City roadways passable and safe in a timely and efficient manner in the aftermath of major snow events.

#### **4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

While the entities with which the Department of Public Service expects to contract are characterized as small businesses, the value of the resulting contracts will be below the threshold at which MBE/WBE/SLBE program requirements would apply.

To authorize the Director of Public Service, or a designee, to offer certain incentive payments and/or other forms of remuneration to facilitate and support the mobilization of independent contractors to aid in City snow removal and de-icing operations this winter; to authorize the expenditure of \$25,000.00 from the Street Construction Maintenance and Repair Fund for that purpose; and to declare an emergency.

**WHEREAS**, the Department of Public Service administers a variety of municipal services within the City of Columbus necessary to public health and safety, including snow removal and de-icing during inclement weather; and

**WHEREAS**, since 2009, the Department of Public Service has solicited independent contractors to assist in said activities during episodes of heavy snowfall; and

**WHEREAS**, again there exists a need to engage and deploy independent contractors for the provision of snow removal and de-icing to supplement City crews in the aftermath of major snow events; and

**WHEREAS**, the purpose of this legislation is to authorize the Director of Public Service, or a designee, to expend up to \$25,000.00 to offer certain incentive payments, including sign-on bonuses in the amount of up to \$3,000.00, and/or other forms of remuneration, including non-refundable deposits, as may be necessary to those contractors who agree to support the City during snow removal and de-icing operations; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize this legislation to ensure the assistance it needs to make City roadways passable and safe in a timely and efficient manner in the aftermath of major snowfalls, 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, or a designee, is hereby authorized to offer certain incentive payments, including sign-on bonuses in the amount of up to \$3,000.00, and/or other forms of remuneration, including non-refundable deposits, as may be necessary to facilitate and support mobilization and deployment of independent contractors for the provision of snow removal and de-icing to supplement City crews in the aftermath of major snow events this winter.

**SECTION 2.** That the expenditure of up to \$25,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (Street Construction Maintenance and Repair Fund), Dept-Div 59-11 (Division of Infrastructure Management), in Object Class 03 (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 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.

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**Legislation Number:** 3328-2022

**Drafting Date:** 11/17/2022

**Current Status:** Passed

## **BACKGROUND**

This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project.

McKinley Manor is a single-phase development to occur on a multi-parcel former commercial site that is bounded by existing housing on two adjacent sides, the City of Columbus Fire Station and EMS Station 10. The project is within steps of COTA bus stops, a United Dairy Farms store, Bottoms Up Coffee, several restaurants, houses of worship, Jubilee Market Grocery, and Lower Lights Pharmacy.

The property will be mixed-income, featuring low income age-restricted senior housing accommodating senior households (55+) with incomes ranging from 60% AMI and below. The project also intends to have all forty four (44) one-bedroom, housing units with Section 8 Project-Based Rental Assistance to target housing needs in the community for housing people with multiple entry barriers including elderly, persons with disabilities, chronically mentally ill, and homeless individuals and families.

McKinley Manor is working with the YMCA to receive their Permanent Supportive Housing funds from the downtown YMCA, with a commitment that McKinley Manor will take the qualified tenants from the downtown YMCA location. Lifecare Alliance is providing the transportation needed to make this possible.

All apartments will have at least one (1) full bathroom. Over 5% of the project units will be fully accessible and at least one (1) unit for hearing/vision impaired residents. All of the units will be "Visit-Able" with a zero-step entrance and widths/clearances acceptable to accommodating residents and visitors with wheelchairs, walkers and other mobility-assisting devices, as well as feature elements of Universal Design promoting "aging in place."

The McKinley Manor project will provide select specialized coordination of supportive support and especially to seniors to enhance residents' ability to maintain independence and tenancy. The site amenities will include a campus setting with adequate lighting and parking, main entry driveway access, community recreation areas and garden -style units. The building amenities include elevator, common laundry, on-site property management and tenant service coordinator offices, ample tenant storage, men's and women's rest rooms and even an exercise room.

The original ordinance 1770-2022 passed on July 11, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City's 2022 Capital Budget in the amount of \$1,250,000.00. That Housing Development Agreement was closed on August 11, 2022. This ordinance will allow for the commitment and expenditure of that \$1,250,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued.

Emergency action is requested to maintain the developer's draw schedule.

## **FISCAL IMPACTS**

This ordinance authorizes an expenditure of \$1,250,000.00 in the Affordable Housing Bond Fund. It is necessary to certify the requisite funds in the amount of \$1,250,000.00 against the Special Income Tax Fund. An amendment to the 2022 Capital Improvement Budget is required to establish sufficient budget authority within the proper project.

**CONTRACT COMPLIANCE:** the vendor number is 006216 and expires 10/22/23.

To amend the 2022 Capital Improvement Budget; to authorize the City Auditor to appropriate and transfer funds from the Special Income Tax to the Affordable Housing Taxable Bond Fund; to authorize the Director of

the Department of Development to enter into a grant agreement in an amount up to \$1,250,000.00 with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project; to authorize the appropriation and expenditure of \$1,250,000.00 within the Affordable Housing Taxable Bond Fund; and to declare an emergency. (\$1,250,000.00)

**WHEREAS**, the Director of the Department of Development desires to enter into a grant agreement with Columbus Metropolitan Housing Authority for the McKinley Manor Apartments project; and

**WHEREAS**, McKinley Manor is a single-phase development to occur on a multi-parcel former commercial site that is bounded by existing housing on two adjacent sides, the City of Columbus Fire Station and EMS Station 10; and

**WHEREAS**, the property will be mixed-income, featuring low income age-restricted senior housing accommodating senior households (55+) with incomes ranging from 60% AMI and below; and

**WHEREAS**, the project also intends to have all forty four (44) one-bedroom, housing units with Section 8 Project-Based Rental Assistance to target housing needs in the community for housing people with multiple entry barriers including elderly, persons with disabilities, chronically mentally ill, and homeless individuals and families; and

**WHEREAS**, the original ordinance 1770-2022 passed on July 11, 2022 allowed for the establishment of a Housing Development Agreement to utilize Affordable Housing bond funds coming from the City's 2022 Capital Budget in the amount of \$1,250,000.00. That Housing Development Agreement was closed on August 11, 2022; and

**WHEREAS**, this ordinance will allow for the establishment of \$1,250,000.00 from the City's 2022 Capital Budget through a bond agreement funded temporarily with the Special Income Tax Fund until bonds are issued, with a Housing Development Agreement no longer needed; and

**WHEREAS**, the City's obligation to provide financial assistance as set forth herein is contingent upon the subsequent adoption of appropriate legislation by Columbus City Council authorizing such assistance; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to establish authority within the correct project; 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 \$1,250,000.00; and

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



**WHEREAS**, the City's agreement to provide financial assistance as set forth herein is contingent upon authorization pursuant to subsequent passage of appropriate legislation by Columbus City Council;

**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 Metropolitan Housing Authority to maintain the developer's draw schedule; now therefore; **NOW, THEREFORE**,

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

**SECTION 1.** That the 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

**Fund / Project / Project Name / Current / Change /C.I.B. as Amended**

7779 / P782012-100000 / Affordable Housing Funds (Voted 2019 SIT Supported) / \$5,320,000 / (\$1,250,000.00) / \$4,070,000.00

7779 / P782043-100000 / McKinley Manor / \$0.00 / \$1,250,000.00 / \$1,250,000.00

**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, 2022, the sum of \$1,250,000.00 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 2201 (City Auditor) in Object Class 10 (Transfer Out Operating) and in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), Project P782043-100000 (McKinley Manor), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$1,250,000.00, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax Fund), Dept-Div 2201 (City Auditor) to Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement for up to \$1,250,000.00 on behalf of the City with the Columbus Metropolitan Housing Authority (CMHA) for the McKinley Manor Apartments project.

**SECTION 5.** That the expenditure of \$1,250,000.00 to the Columbus Metropolitan Housing Authority, or so much thereof as may be needed, is hereby authorized in Fund 7779 (Affordable Housing Taxable Bond Fund), Dept-Div 44-10 (Housing Division), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That upon obtaining other funds for this project for the Department of Development, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

**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 \$1,250,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of 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 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 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.

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**Legislation Number:** 3336-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV22-078**

**APPLICANT:** Residential Design Solutions; c/o Dominic Luppino; 7844 Flint Road; Columbus, OH 43235.

**PROPOSED USE:** Two-unit dwelling.

**SOUTH LINDEN AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of a one parcel developed with a single-unit dwelling zoned in the R-3, Residential District. The requested variance will permit redevelopment of the site with a two-unit dwelling which is not permitted in the R-3 district. Variances for reduced parking setback, a one-space parking reduction, and reduced lot width are also included in the request. The site is within the planning area of the *South Linden Land Use Plan* (2018), which recommends "Medium Density Residential" land uses at this location, and includes the complete adoption of *Columbus Citywide Planning Policies (C2P2) Design Guidelines* (2018). City staff supports the requested variances as the proposal is consistent with the housing types and the land use recommendation of the Plan, and the submitted building elevations are consistent with C2P2 Design Guidelines.

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3332.05(A)(4), Area district lot width requirements, of the Columbus City Codes; for the property located at **2275 HAMILTON AVE. (43211)**, to permit a two-unit dwelling with reduced development standards in the R-3, Residential District, (Council Variance #CV22-078).

**WHEREAS**, by application #CV22-078, the owner of the property at **2275 HAMILTON AVE. (43211)**, is requesting a Variance to permit a two-unit dwelling with reduced development standards in the R-3, Residential District; and

**WHEREAS**, Section 3332.035, R-3 residential district, only permits single-unit dwellings, while the applicant proposes a two-unit dwelling in accordance with the submitted site plan; and

**WHEREAS**, Section 3312.27, Parking setback line, requires a minimum parking setback line of 10 feet along Clinton Street, while the applicant proposes a reduced parking setback line of 8.3 feet from Clinton Street; and

**WHEREAS**, Section 3312.49, Minimum numbers of parking spaces required, requires two parking spaces per dwelling unit, or four parking spaces for a two-unit dwelling, while the applicant proposes three parking spaces; and

**WHEREAS**, Section 3332.05(A)(4), Area district lot width requirements, requires a lot width of no less than 50 feet, while the applicant proposes to maintain the existing 41 foot wide lot; and

**WHEREAS**, the South Linden Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the requested variance will permit residential development that is consistent with the housing types in the area and the land use recommendation of the *South Linden Land Use Plan*; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **2275 HAMILTON AVE. (43211)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance is hereby granted from the provisions of Sections 3332.035, R-3 residential district; 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3332.05(A)(4), Area district lot width requirements, of the Columbus City Codes; for the property located at **2275 HAMILTON AVE. (43211)**, insofar as said sections prohibit a two-unit dwelling in the R-3, Residential District, with a reduced parking setback line from 10 feet to 8.3 feet along Clinton Street; a parking space reduction from four required spaces to three provided spaces; and a reduced lot width from 50 feet to 41 feet; said property being more particularly described as follows:

**2275 HAMILTON AVE. (43211)**, being 0.13± acres located at the northwest corner of Hamilton Avenue and Clinton Street, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin and in the City of Columbus and bounded and described as follows:

Being Lot Number One Hundred Seven (107) of **GRASMERE GARDENS SUBDIVISION**, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 15, Page 2, Recorder's Office, Franklin County, Ohio

Property Address: 2275 Hamilton Ave Columbus, OH 43211

Parcel Number: 010-074873-00

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a two-unit dwelling in accordance with the submitted site plan, or those uses permitted in the R-3, Residential District.

**SECTION 3.** That this ordinance is further conditioned on the subject site being developed in general conformance with the site plan titled, "**SITE STUDY**," and building elevations titled, "**TWIN-SINGLE RESIDENCE SHEET 1 & 2**," all dated November 7, 2022, and signed by Dominic Luppino, Applicant. The plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the plans shall be subject to review and approval by the Director of the Department 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.

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**Legislation Number:** 3337-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Council Variance Application: CV22-080**

**APPLICANT:** Residential Design Solutions; c/o Dominic Luppino; 7844 Flint Road; Columbus, OH 43235.

**PROPOSED USE:** Two-unit dwelling.

**NORTH LINDEN AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The site consists of a single undeveloped parcel zoned in the R-3, Residential District. The requested variance will permit a two-unit dwelling which is not permitted in the R-3 district. A Council variance is required because the R-3 district only permits single-unit dwellings. Variances for a one-space parking reduction, reduced lot width, and reduced lot area are also included in the request. The site is within the planning area of the *North Linden Neighborhood Plan Amendment* (2014), which recommends "Medium Density Mixed Residential" land uses at this location, and includes early adoption of *Columbus Citywide Planning Policies (C2P2) Design Guidelines* (2018). City staff supports the requested variance as the proposal is consistent with the housing types and the land use recommendation of the *North Linden Neighborhood Plan Amendment*, and the submitted building elevations are consistent with C2P2 Design Guidelines.

To grant a Variance from the provisions of Sections 3332.035, R-3 residential district; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; and 3332.13, Area district requirements, of the Columbus City Codes; for the property located at **1371 ABERDEEN AVE. (43211)**, to permit a two-unit dwelling with reduced development standards in the R-3, Residential District,

(Council Variance #CV22-080).

**WHEREAS**, by application #CV22-080, the owner of the property at **1371 ABERDEEN AVE. (43211)**, is requesting a Variance to permit a two-unit dwelling with reduced development standards in the R-3, Residential District; and

**WHEREAS**, Section 3332.035, R-3 residential district, only permits single-unit dwellings, while the applicant proposes a two-unit dwelling in accordance with the submitted site plan; and

**WHEREAS**, Section 3312.49, Minimum numbers of parking spaces required, requires two parking spaces per residential unit, or four parking spaces for a two-unit dwelling, while the applicant proposes three parking spaces; and

**WHEREAS**, Section 3332.05(A)(4), Area district lot width requirements, requires a lot width of no less than 50 feet, while the applicant proposes to maintain the existing 33.3 foot wide lot; and

**WHEREAS**, Section 3332.13, R-3 area district requirements, requires that a single-unit dwelling or other principal building shall be situated on a lot of not less than 5,000 square feet in area, while the applicant proposes a two-unit dwelling on a lot of 3,326± square feet pursuant to the lot area calculation in Section 3332.18(C) (actual lot size is 4,666 square feet); and

**WHEREAS**, the North Linden Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval because the requested variance will permit residential development that is consistent with the housing types in the area and the land use recommendation of the *North Linden Neighborhood Plan Amendment*; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1371 ABERDEEN AVE. (43211)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance is hereby granted from the provisions of Sections 3332.035, R-3 residential district; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; and 3332.13, Area district requirements, of the Columbus City Codes; for the property located at **1371 ABERDEEN AVE. (43211)**, insofar as said sections prohibit a two-unit dwelling in the R-3, Residential District, with a parking space reduction from four required spaces to three provided spaces; a reduced lot width from 50 feet to 33.3 feet; and reduced lot area from 5,000 to 3,326 square feet; said property being more

particularly described as follows:

**1371 ABERDEEN AVE. (43211)**, being 0.11± acres located on the south side of Aberdeen Avenue, 150± feet west of Medina Avenue, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin and in the City of Columbus and bounded and described as follows:

Being Lot Number Four Hundred Thirty Three (433) of **SIMON, NEIL & SIMON'S LINDEN ADDITION**, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 5, Page 354 (Rev. 5/408), Recorder's Office, Franklin County, Ohio

Property Address: Aberdeen Ave. (Vacant Lot) Columbus, OH 43211

Parcel Number: 010-059777

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a two-unit dwelling in accordance with the submitted site plan, or those uses permitted in the R-3, Residential District.

**SECTION 3.** That this ordinance is further conditioned on the subject site being developed in general conformance with the site plan titled, "**SITE STUDY**," and building elevations and titled, "**TWIN RESIDENCE SHEET 1 & 2**," all dated November 7, 2022, and signed by Dominic Luppino, Applicant. The plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the plans shall be subject to review and approval by the Director of the Department 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.

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**Legislation Number:** 3340-2022

**Drafting Date:** 11/18/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** The City received Community Development Block Grant ("CDBG") funds between January 1, 2017 and December 31, 2020 from the United States Department of Housing and Urban Development ("HUD"). In connection with acceptance of CDBG funding, the City is required to comply with the provisions of the Uniform Administrative Requirements, *Cost Principles, and Audit Requirements for Federal Awards* ("Uniform Guidance"). Certain labor expenditures totaling \$1,009,626.80 were identified during the Department of Finance and Management's internal review that did not contribute to CDBG program activities and, therefore, were not reimbursable from CDBG. Pursuant to HUD's Return of Funds guidance, the City must return the funds via wire transfer. This ordinance is necessary to provide for the required reimbursement.

**FISCAL IMPACT:** This ordinance authorizes the transfer and expenditure of \$1,009,626.80 from the General Fund to reimburse the Community Development Block Grant program.

**EMERGENCY DESIGNATION:** Emergency action is requested to allow the financial transaction to be processed as soon as possible and to mitigate risk of potential penalties from untimely action.

To authorize the Director of Finance and Management to initiate a transaction to reimburse the Community Development Block Grant (CDBG) Program funded by the U.S. Department of Housing and Urban Development (HUD) \$1,009,626.80 due to ineligible costs having been charged to the program; to authorize the transfer of \$1,009,626.80 within the General Fund; to authorize the expenditure of \$1,009,626.80 from the General Fund; and to declare an emergency. (\$1,009,626.80)

**WHEREAS,** the City received funds from the United States Department of Housing and Community Development (“HUD”) for the Community Development Block Grant (“CDBG”) Program; and

**WHEREAS,** expenditures charged to and reimbursed by CDBG monies must be consistent with the applicable allowable costs and activities regulatory provisions incorporated within the grant agreement; and

**WHEREAS,** internal City review of expenditures identified certain instances in which labor costs that did not contribute to CDBG Program activities were charged to the CDBG Program; and

**WHEREAS,** the City is required to reimburse the CDBG Program the value of the costs that were improperly charged; and

**WHEREAS,** HUD’s *Instructions for Returning Funds to the Line of Credit and to U.S. Treasury* guidance requires reimbursements to the CDBG Line of Credit to be made via wire transfer; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Finance and Management in that it is immediately necessary to authorize the Director to return \$1,009,626.80 to mitigate risk of potential penalties from untimely action, 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 Finance and Management is hereby authorized to initiate a transaction in the amount of \$1,009,626.80 to reimburse the Community Development Block Grant (“CDBG”) Program;

**SECTION 2.** That the transfer of \$1,009,626.80, or so much thereof as may be needed, is hereby authorized within Fund 1000 General Fund, from Dept-Div 4501, Object Class 03 to Dept-Div 4801 Department of Neighborhoods, Object Class 05 per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That for the purpose stated in Section 1, the expenditure of \$1,009,626.80 is hereby authorized in Fund 1000, 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 modifications associated with this ordinance.

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

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**Legislation Number:** 3347-2022

**Drafting Date:** 11/18/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This legislation authorizes the Director of Public Utilities to enter into a contract with Gable Elevator for elevator maintenance services for the Division of Sewerage and Drainage (DOSD). DOSD facilities served by the contract are the Sewer Maintenance Operations Center and Southerly and Jackson Pike Wastewater Treatment Plants. Other department facilities may be added in the future.

The work under this contract mainly concerns the servicing of elevators and their associated equipment and systems that require inspection, testing, troubleshooting, maintenance, and repair or replacement of failed components. The work may also include software updates for the various units and their associated equipment.

The Department of Public Utilities (DPU) solicited competitive bids for the services in accordance with the relevant provisions of Chapter 329 of City Code. RFSQ023154 was opened on November 16, 2022 and two (2) bids were received, one of which was considered non-responsive. Gable Elevator was determined to be the lowest, responsible and responsive bidder and thus recommended to receive the contract award.

The contract was bid as a one (1) year contract with the option for three (3) additional years. These would be executed as annual renewals and contingent upon mutual agreement of the parties, availability of budgeted funds, and approval of City Council. If unforeseen issues or difficulties are encountered that require additional funding, a modification would be requested. This ordinance is for the first year of the contract, which is expected to go into effect in January of 2023. If all renewals are executed, the agreement would expire in January of 2027.

**SUPPLIER:**

Gable Elevator | Federal EIN 84-3785881 | D365 Vendor #043609 | Expires 11/9/2024 | Gable Elevator does not hold MBE/WBE status.

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

**FISCAL IMPACT:**

\$60,000.00 was budgeted for elevator maintenance services. There is enough surplus in both object classes 02, Materials and Supplies, and 03, Services, to cover the overage.



\$0 was spent in 2021

\$0 was spent in 2020

**EMERGENCY DESIGNATION:**

This ordinance is being submitted as an emergency in order to avoid a lapse in critical elevator maintenance services at various DPU, DOSD facilities. The requisite services were newly bid out this year, however, due to timing, passage of a non-emergency ordinance would result in a gap between the end of the prior elevator maintenance services contract and this one.

To authorize the Director of Public Utilities to enter into a contract with Gable Elevator for elevator maintenance services at various Department of Public Utilities, Division of Sewerage and Drainage facilities; to authorize the expenditure of \$62,601.52 from the Sewer Operating Sanitary Fund; and to declare an emergency. (\$62,601.52)

**WHEREAS**, there is a need for elevator maintenance services at various Department of Public Utilities, Division of Sewerage and Drainage facilities, specifically at the Sewer Maintenance Operations Center and Southerly and Jackson Pike Wastewater Treatment Plants, and other department sites may be added in the future; and

**WHEREAS**, the Department of Public Utilities solicited competitive bids for the services in accordance with the relevant provisions of Chapter 329 of City Code and RFSQ023154 was opened on November 16, 2022 and two (2) bids were received, one which was deemed non-responsive; and

**WHEREAS**, the Department of Public Utilities recommends that an award be made to the lowest, responsible and responsive bidder: Gable Elevator; and

**WHEREAS**, the contract was bid as a one (1) year contract with the option for three (3) renewal years contingent upon mutual agreement of the parties, availability of budgeted funds, and approval by City Council; and

**WHEREAS**, this Ordinance represents the first year of the contract and is expected to go in effect in January of 2023; and

**WHEREAS**, if unforeseen issues or difficulties are encountered that require additional funding, a modification would be requested; and

**WHEREAS**, the expenditure of \$62,601.52, or so much thereof as may be needed, is hereby authorized in Fund 6100, Sewer Operating Sanitary Fund, as \$24,520.64 from object class 02, Materials & Supplies and \$38,080.88 from object class 03, Services, per the accounting codes in the attachment to this ordinance; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract with Gable Elevator in order to avoid a lapse in critical elevator maintenance services;

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 contract with Gable Elevator, 804 Busch Court, Columbus, OH 43229, for elevator maintenance services at various Division of Sewerage and Drainage facilities. Total contract amount including this first iteration is expected to be \$242,601.52.

**SECTION 2.** That the expenditure of \$62,601.52, or so much thereof as may be needed, is hereby authorized in Fund 6100, Sewer Operating Sanitary Fund, as \$24,520.64 from object class 02, Materials & Supplies and \$38,080.88 from object class 03, 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 the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

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**Legislation Number:** 3364-2022

**Drafting Date:** 11/18/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to establish a Universal Term Contract (UTC) for the option to purchase PHS Pharmaceuticals with Capital Wholesale Drug Co. The Columbus Public Health Department is the sole user for Public Health priced pharmaceuticals used in the Health Department operations. The FDA-approved prescription drugs and other products provided will be used in servicing the health needs of the community. The term of the proposed option contract would be approximately three (3) years, expiring December 31, 2025, with the option to renew for one (1) additional year.

The Purchasing Office opened formal bids on October 31, 2022. In addition, the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002025.

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. RFQ023183). One (1) bid was received.

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

Capital Wholesale Drug Co., CC# 006062 expires (Pending), Items 1-5, 8-19, 23-27, 33-37, 39-46, 48-52, 54,

56-60, 62-64, 65-70, 74-78, 82-84, 87, 89, 92-93, 95, 98, and 101-102, \$1.00  
Total Estimated Annual Expenditure: \$125,000, Columbus Public Health, the sole user

Emergency Designation: The Finance and Management Department respectfully requests this legislation to be considered an emergency ordinance to ensure that prescription drugs and products are readily available in the Columbus Health Department operations.

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:** The expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002025. 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 Universal Term Contract for the option to purchase PHS Pharmaceuticals with Capital Wholesale Drug Co.; to authorize the expenditure of \$1.00; and to declare an emergency. (\$1.00).

**WHEREAS,** the PHS Pharmaceuticals UTC will provide for the purchase of Public Health Service priced pharmaceuticals used in the Health Department operations; and,

**WHEREAS,** the Purchasing Office advertised and solicited formal bids on October 31, 2022 and selected the overall lowest, responsive, responsible and best bidder; and

**WHEREAS,** an emergency exists in the usual daily operation of the Columbus Public Health Department and prescription drugs and other products are used to provide health needs for the community in that it is necessary to authorize the Finance and Management Director to immediately enter into a Universal Term Contract for the option to purchase PHS Pharmaceuticals to ensure that prescription drugs and products are readily available in the Columbus Health Department 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 Universal Term Contract for the option to purchase PHS Pharmaceuticals in accordance with Request for Quotation RFQ23153 for a term of approximately three (3) years, expiring December 31, 2025, with the option to renew for one (1) additional year, as follows:

Capital Wholesale Drug Co., Items 1-5, 8-19, 23-27, 33-37, 39-46, 48-52, 54, 56-60, 62-64, 65-70, 74-78, 82-84, 87, 89, 92-93, 95, 98, and 101-102, \$1.00

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002025 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 for the reason stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3374-2022

**Drafting Date:** 11/21/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the Director of the Department of Building and Zoning Services to enter into a grant agreement with Creating Central Ohio Futures, a non-profit organization, in support of the Building Back Better Together Program. This program will provide training and certifications that can be translated into career opportunities in the trades. Participants will be paid a weekly stipend, given the necessary tools and equipment, and referred for opportunities after graduation.

The Building Back Better Together Program will host their sixth cohort in February 2023.

**Fiscal Impact:** This ordinance authorizes the expenditure of \$250,000 within the Recovery Fund, Community Recovery Subfund in support of this program.

Emergency action is requested to allow for the purchase of tools and equipment before the cohort begins in February 2023.

To authorize the Director of the Department of Building and Zoning Services to enter into a grant agreement with Creating Central Ohio Futures in support of the Building Back Better Together Program; to authorize the expenditure of \$250,000.00 within the Recovery Fund, Community Recovery Subfund; and to declare an emergency. (\$250,000.00)

**WHEREAS,** it is necessary to authorize the Director of the Department of Building and Zoning Services to enter into a grant agreement with the Creating Central Ohio Futures, a non-profit organization, in the amount of \$250,000.00 for the Building Back Better Together Program; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Building and Zoning Services in that it is immediately necessary to authorize the Director to enter into a grant agreement with Creating Central Ohio Futures in order to provide resources for the Building Back Better Together Program to allow for the purchase of tools and equipment before the cohort begins in February 2023; **now, therefore,**

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

**SECTION 1.** That the Director of the Department of Building and Zoning Services is hereby authorized to enter into a grant agreement with Creating Central Ohio Futures in support of the Building Back Better Together Program.

**SECTION 2.** That the expenditure of \$250,000.00 within the Recovery Fund, Community Recovery Subfund

is hereby authorized to support this program 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 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.

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**Legislation Number:** 3378-2022

**Drafting Date:** 11/21/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Development to enter a grant agreement with Columbus Urban League in an amount up to \$1,100,000 to support workforce development training in the technology field for minority communities.

The 104-year-old Columbus Urban League (CUL) is an advocate and resource for Black and urban communities that is dedicated to growing wealth, education, earning power and small businesses while also supporting strong families.

Technology focused workforce development training will help assist historically under resourced communities acquire skills that will provide access to jobs in a field that supports good paying wages, job mobility and access to advanced opportunities.

Emergency action is requested to allow Columbus Urban League to continue to provide uninterrupted services in the programming of workforce development training.

**FISCAL IMPACT:** \$100,000.00 is available in the Administrative Division's General Fund budget; \$400,000.00 is available in the Administrative Division's General Fund, Job Growth Subfund; and \$600,000.00 will be transferred from General Fund Citywide Account.

**CONTRACT COMPLIANCE:** The vendor number is 006073 and expires on 2/22/2024.

To authorize the Director of the Department of Development to enter into a grant agreement with Columbus Urban League in an amount up to \$1,100,000.00 for the purpose of supporting workforce development training in the technology field for minority communities; to authorize the transfer of \$600,000.00 from the general fund citywide account to the Department of Development general fund budget; to authorize the expenditure of \$1,100,000.00 from the general fund; to approve expenditures incurred prior to the approval of the purchase order; and to declare an emergency. (\$1,100,000.00)

**WHEREAS,** the Columbus Urban League is an advocate and resource for Black and urban communities that

is dedicated to growing wealth, education, earning power and small businesses while also supporting strong families; and

**WHEREAS**, technology focused workforce development training will help assist historically under resourced communities acquire skills that will provide access to jobs in a field that supports good paying wages, job mobility and access to advanced opportunities; and

**WHEREAS**, the Department of Development desires to enter into a grant agreement with Columbus Urban League for the purpose of supporting technology based workforce development training; 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 of the Department of Development to enter into a grant agreement with Columbus Urban League to continue to provide uninterrupted services in the programming of workforce development training; **NOW THEREFORE**,

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

**Section 1.** That the Director of the Department of Development is hereby authorized to enter into a grant agreement with Columbus Urban League in an amount up to \$1,100,000.00 to support technology focused workforce development training for minority communities.

**Section 2.** That the transfer of \$600,000.00 or so much thereof as may be needed, is hereby authorized within Fund 1000 (General Fund), from Dept.-Div 45-01 (Financial Management), object class 10 (Transfer Out Operating) to Dept-Div 44-01 (Administration), object class 03 (Services) per the account codes in the attachment to this ordinance.

**Section 3.** That for the purpose stated in Section 1, the expenditure of \$1,100,000.00 or so much thereof as may be needed, is hereby authorized in Fund 1000 (General Fund), Dept. 44-01 (Administration), in Object Class 03 (Services) per the accounting codes in the attached 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 contract modifications associated with this ordinance.

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

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**Legislation Number:** 3383-2022

**Drafting Date:** 11/21/2022

**Current Status:** Passed

**BACKGROUND:** This ordinance authorizes the appropriation and expenditure of up to \$200,000.00 of the 2022 HOME Investment Partnerships Program (HOME) entitlement grant from the U.S. Department of Housing and Urban Development and to enter into a commitment letter, loan agreement, promissory note, and mortgage with Habitat for Humanity MidOhio to construct two single family homes.

Habitat for Humanity MidOhio has purchased from the City Land Bank two lots on Genessee Avenue in the Linden neighborhood on which they plan to develop two single family homes for low income families earning between 30-60% AMI.

Per Habitat's mission, the lots have been selected by pre-approved partner families who are currently working on their required sweat equity, which includes an extensive home owner education program that encompasses long term home maintenance and repair, personal financial management, and building their own home as well as the homes of other Habitat partner families.

1280 Genessee Avenue will be the location of a three bedroom new build, energy efficient home that will be purchased by a single head of household female who will share the home with her two children.

1262 Genessee Avenue will be the location of a four bedroom new build, efficient home that will be purchased by a single head of household female who will share the home with her three children.

Habitat for Humanity Has requested from the City \$100,000.00 per unit and will provide leverage from donations and the Fund for Humanity, funds generated by the mortgage payments of Habitat homeowners.

This legislation represents appropriation for a part of the HOME portion of the 2022 Action Plan, per Ordinance 2800-2021.

Emergency action is requested to allow for the developer to maintain the project schedule.

**Contract Compliance:** the vendor number is 004859 and expires 4/13/2023.

**Fiscal Impact:** \$200,000.00 is available from the 2022 HOME grant (G442102). The commitment of funds through this legislation is conditioned on compliance with HUD's environmental review requirements. The contracts execution committing \$200,000.00 from HOME Fund (2201) for Habitat of Humanity MidOhio is only authorized if all HOME review and comment requirements have been met prior to any commitment of funds, as approved by the Responsible Entity Agency Official. An Authorization to Utilize Grant Funds will be received by the City from HUD in advance of the contract execution for this project.

To authorize the appropriation and expenditure of up to \$200,000.00 of 2022 HOME Investment Partnerships Program (HOME) grant from the U.S. Department of Housing and Urban Development; to authorize the Director of Development to enter into a commitment letter, loan agreement, promissory note, and mortgage with Habitat for Humanity MidOhio in an amount up to \$200,000.00 to construct two single family homes; and to declare an emergency. (\$200,000.00).

**WHEREAS,** the City of Columbus is a participating jurisdiction of the U.S. Department of Housing and Urban Development; and

**WHEREAS**, the City of Columbus is the recipient of HOME Investment Partnerships funds from the U.S. Department of Housing and Urban Development; and

**WHEREAS**, the 2022 Action Plan has been approved by Ordinance 2800-2021, as required by HUD; and

**WHEREAS**, the Department of Development desires to support Habitat for Humanity MidOHio to construct two single family homes; 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 of Development to enter into a commitment letter, loan agreement, promissory note, and mortgage with Habitat for Humanity MidOhio in an amount up to \$200,000.00 to construct two single family homes in order to appropriate and expend said funds to allow for the developer to maintain the project schedule, thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE**,

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

**SECTION 1.** That from the unappropriated monies 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, 2022, the sum of \$200,000.00 is appropriated in Fund 2201 (HOME), from Dept-Div 44-10 (Housing), G442102 (2022 HOME), object class 05 (Other Expenses) per the account codes in the attachment to this ordinance.

**SECTION 2.** That the expenditure of \$200,000.00 or so much thereof as may be needed, is hereby authorized in Fund 2201 (HOME), Dept-Div 4410 (Housing), G442102 (2022 HOME), object class 05 (Other Expenses) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Development is hereby authorized to enter into a commitment letter, loan agreement, promissory note, and mortgage with Habitat for Humanity MidOhio in an amount up to \$200,000.00 to construct two single family homes.

**SECTION 4.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance 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.** 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 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 approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.



**Legislation Number:** 3389-2022

**Drafting Date:** 11/22/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Background:** This legislation authorizes the Director of Finance and Management to enter into a Second Amendment to Lease Agreement with AARP Foundation, as Tenant, for office space located at 1393 East Broad Street. AARP Foundation is a tenant in the building under a Lease Agreement dated August 1, 2017 and as amended by a First Amendment to Lease Agreement effective August 26, 2019. AARP is in need of additional office space in the building to provide services to senior citizens. This need can be accommodated by adding adjacent vacant office space (813 square feet) to AARP's current office suite. The existing lease agreement will expire in September 2023 and the parties wish to extend the term of the Lease by adding an additional automatic three (3) year renewal term. The amendment will provide for the addition of the 813 square feet of office space, update the rent, and add an additional renewal term. This ordinance is presented as an emergency measure so that the City can immediately begin work to ready the additional space for AARP's occupancy.

**Fiscal Impact:** The lease of additional square footage will result in an increase of \$10,162.50 in annual income.

**Emergency Action:** is requested so that the City can immediately begin work to ready the additional office space for AARP occupancy at the earliest possible date.

To authorize the Director of Finance and Management to enter into a Second Amendment to Lease Agreement with AARP Foundation for additional leased office space at 1393 East Broad Street; and to declare an emergency. (\$0.00)

**WHEREAS,** the Department of Finance and Management through its Real Estate Management Office, leases office space at the City-owned property at 1393 East Broad Street; and

**WHEREAS,** AARP Foundation, currently leases office space in the building under a Lease Agreement dated August 1, 2017 and as amended by a First Amendment to Lease Agreement effective August 26, 2019; and

**WHEREAS,** AARP Foundation, is now in need of additional office space to serve senior citizens which the City can accommodate by adding 813 square feet of vacant office space adjacent to AARP's current office suite to AARP's leased suite; and

**WHEREAS,** the City and AARP Foundation wish to extend the term of the existing Lease and add an additional automatic three (3) year renewal term: and

**WHEREAS,** it is necessary to enter into a Second Amendment to Lease Agreement to account for lease of an additional 813 square feet office space and to add an additional automatic renewal term of three (3) years; and

**WHEREAS,** the Department of Finance and Management, Real Estate Management Office, has negotiated the terms and conditions of a Second Amendment to Lease Agreement that are acceptable to the City; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Finance and Management,

in that it is immediately necessary to authorize the Director of Finance and Management to execute the Second Amendment to Lease Agreement with AARP Foundation in order to meet its immediate need for additional leased office space to provide services to senior citizens, and for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore:

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

**SECTION 1.** That the Director of Finance and Management be, and hereby is, authorized to execute a Second Amendment to Lease Agreement by and between the City and AARP Foundation to accurately reflect the new area of the premises as 2,613 rentable square feet, at 1393 East Broad Street, Columbus, Ohio 43205, adjust the annual rent, add an additional automatic three (3) year renewal term, and to make other changes as required.

**SECTION 2.** That the terms and conditions of the Second Amendment to Lease Agreement shall be in a form prepared and approved by the Department of Law, Division of Real Estate.

**SECTION 3.** 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 in force from and after passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3434-2022

**Drafting Date:** 11/25/2022

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND**

This legislation authorizes the Director of Public Utilities, Director of Public Service, ~~and~~ Director of Recreation and Parks, **and the Director of Finance and Management** to modify existing construction and service contracts for the sole purpose of adding escalator and de-escalator clauses to allow for costs increases to various construction materials and supplies and service costs.

Due to supply chain issues various commodities, supplies, and material costs have risen significantly and have impacted contractor's ability to maintain bid prices in their contracts. To remedy these unforeseen conditions, a modification of the original contract to include an escalator and de-escalator clause for such increases is necessary. Without this modification, contractors may terminate their current contracts, requiring the City to delay or cancel important projects and services and or seek additional competitive opportunities to complete the project or service. A modification to current contracts saves the City both the expense, avoids contract delays, and avoids time associated with seeking services from new contractors.

Current construction and service contracts do not have escalator and de-escalator provisions to allow for such price adjustments. The escalator and de-escalator clauses will allow contractors to add percentage increases and price adjustments to each invoice that covers work completed during a time of high/rising commodity, supply and material costs. The de-escalator portion of the modification will eliminate the additional charges if/when such costs fall closer in line with costs at the time that the contract was entered into.

Additional funds for individual projects may need to be added with future construction and service contract modifications if the cost of such increases is anticipated to exceed the contract's Maximum Financial Obligation or total contract amount.

Emergency action is requested in order to continue to provide construction and services without interruption.

**FISCAL IMPACT:** Additional costs to cover price escalations will use existing contract contingency dollars or existing contract balances.

To authorize the Director of Public Utilities, Director of Public Service, ~~and~~ Director of Recreation and Parks, **and the Director of Finance and Management** to modify existing construction and service contracts for the sole purpose of adding escalator and de-escalator clauses to allow for cost increases of various construction, materials, supplies, and services; and to declare an emergency. (\$0.00)

**WHEREAS**, the Director of Public Utilities, Director of Public Service, ~~and~~ Director of Recreation and Parks, **and the Director of Finance and Management** have identified the need to modify current construction and service contracts; and

**WHEREAS**, current contracts do not have existing escalator and de-escalator provisions to allow such increases to be paid from project contingency or the existing contract balances; and

**WHEREAS**, such price increases are beyond contractor's control due to supply chain issues, inflationary pressures, and limited supply of various commodities, materials, and supplies; and

**WHEREAS**, such contracts are not expected to exceed their Maximum Financial Obligation or total contract amount; and

**WHEREAS**, if additional funds for individual projects need to be added if the cost of such increases exceeds the contract's Maximum Financial Obligation or total contract amount, it will be submitted for Council approval; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, Department of Public Service, ~~and~~ Department of Recreation and Parks, **and the Department of Finance and Management** in that it is immediately necessary to modify these contracts for the sole purpose of adding escalator and de-escalator provisions in order to complete the projects and services without further 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 Public Utilities, Director of Public Service, ~~and~~ Director of Recreation and Parks, **and the Director of Finance and Management** be and are hereby authorized to modify existing construction and service contracts for the sole purpose of adding escalator and de-escalator clauses to allow for cost increases of various construction, materials, supplies, and services.

**SECTION 2.** That any future increase to the contract Maximum Financial Obligation or the total contract amount will be subject to City Council approval on an individual basis.

**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 approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3448-2022

**Drafting Date:** 11/28/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a grant agreement with the We Elevate You Foundation, in support of their annual gala supporting BIPOC entrepreneurs.

The funds raised through this annual gala will provide support to a number of Entrepreneur Support Organizations (ESO), flowing through these ESOs to help aspiring BIPOC entrepreneurs in Columbus access the resources they need to successfully develop and grow their business concept.

The mission of the foundation is to give aspiring entrepreneurs the necessary resources to ensure their longevity as business owners. The education ultimately provided through this gala includes monthly workshops on business basics like finance and marketing, accelerator programs for both business concepts and for early-stage businesses, and boot camps to provide professional development to business owners.

The support of Columbus City Council will go to the foundation's venue rental, event management, marketing, supplies, or personnel needs for their annual gala. The gala will occur on January 7, 2023, making emergency legislation necessary to support the organization in a timely manner.

**Fiscal Impact:** Funding is available within the Job Growth subfund.

To authorize the City Clerk to enter into a grant agreement with the We Elevate You Foundation, to support the organization's annual gala supporting BIPOC entrepreneurs; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$5,000.00)

**WHEREAS**, the We Elevate You Foundation provides support to entrepreneur support organizations that help aspiring BIPOC entrepreneurs in Columbus access resources for their success as business owners; and

**WHEREAS**, Columbus ranks below the national average in terms of its share of women, Black, Hispanic or Latinx-owned businesses; and

**WHEREAS**, Columbus City Council seeks to promote pathways out of poverty and economic stability, including through entrepreneurial development and business ownership; and

**WHEREAS**, the support will go to the foundation's venue rental, event management, marketing, supplies, or personnel needs for their annual gala; and

**WHEREAS**, an emergency exists in the usual daily operation of the Clerk's Office in that it is immediately necessary to authorize the Clerk to enter into a grant agreement with the We Elevate You Foundation in support of their annual gala supporting BIPOC entrepreneurs in early 2023; **NOW, THEREFORE**,

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into a grant agreement with the We Elevate You Foundation in support of their annual gala supporting BIPOC entrepreneurs.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$5,000.00 in the Job Growth subfund, fund 1000, subfund 100015, to the City Clerk per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$5,000.00 or so much thereof as may be needed pursuant to the action authorized in SECTION 1 of this ordinance, is hereby authorized in the Job Growth subfund, fund 1000, subfund 100015 per the accounting codes in the attachment to this ordinance.

**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 ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3454-2022

**Drafting Date:** 11/28/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a contract with Minorities Making Millions LLC (MMM) to administer grants to graduates of their education program for BIPOC entrepreneurs in Columbus.

Minorities Making Millions (MMM) is a small business in Columbus specializing in business, financial, and investment coaching. Their mission is to assist the members of the Columbus community in mastering business and financial literacy.

The education program provided by MMM provides resources for starting a business, building a brand, focusing on personal development, and how to network to make lifelong business connections. Specifically, this includes twice-weekly consultations on how to start a business, structure a business for success, education around personal investments to build generational wealth, marketing information, money management, and strategy for growing a company. Financial education is provided in partnership with First Financial Bank's business banking opportunities and education and Chase Bank's free business coaching program.

Columbus City Council's support will allow entrepreneurs participating in the education program to receive micro-grants supporting the successful launch of their business, upon completion of the program. MMM will serve as a grant administrator to support these early-stage entrepreneurs. These services cannot be provided by current City employees at this time.

Emergency action is necessary to ensure timely financial support ahead of the end of the City's fiscal year and in advance of the close of the 2022 entrepreneur education program.

**Fiscal Impact:** Funding is available within the Job Growth subfund.

To authorize the City Clerk to enter into a contract with Minorities Making Millions LLC for grant administration services related to the Minorities Making Millions Education Program; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$10,000.00)

**WHEREAS,** Columbus City Council seeks to promote policies and programs that support economic stability, racial equity in the community, and pathways out of poverty for all Columbus residents; and

**WHEREAS,** Minorities Making Millions seeks to promote the economic empowerment of BIPOC, seeing minority residents of Columbus acquiring wealth and attaining financial freedom; and

**WHEREAS,** this support will allow entrepreneurs participating in the education program to receive

micro-grants supporting the successful launch of their business, upon completion of the program. MMM will serve as a grant administrator to support these early-stage entrepreneurs; and

**WHEREAS**, an emergency exists in the usual daily operation of the Clerk's Office in that it is immediately necessary to authorize the Clerk to enter into this agreement to ensure timely financial support ahead of the end of the City's fiscal year and in advance of the close of the 2022 and provide the support of education of Columbus' minority entrepreneurs; **NOW, THEREFORE**,

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into contract with Minorities Making Millions LLC for grant administration services for the entrepreneur education program.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$10,000.00 in the Job Growth subfund, fund 1000, subfund 100015, to Columbus City Council per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That per the action authorized in Section 1 of this ordinance, the expenditure of \$10,000.00, or so much thereof as necessary, is hereby authorized in the Job Growth subfund, fund 1000, subfund 100015, per the accounting codes in the attachment to this ordinance.

**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 ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3459-2022

**Drafting Date:** 11/28/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a contract with ThriveIN LLC to operate their WorkSpace Program. WorkSpace is a professional development, career accelerator program for Gen Z and millennial Black women and women of color.

The contract with ThriveIN will expand the WorkSpace program, which will provide participants with in-person and virtual programming, mentor-matchmaking, and job training. In addition to professional development activities, WorkSpace will work alongside corporations to recruit and promote additional talented women of color. Their program includes 8-12 months of professional development for a cohort of up to 50 women. In addition to mentoring and personal development opportunities, WorkSpace includes networking opportunities and a unique job portal for women in the program.

WorkSpace is currently the only professional development program in Columbus actively targeting and

supporting Gen Z and Millennial black women. Because black women face disproportionate barriers to career advancement, including being made 37% less than white men, this programming is essential to the promotion of pathways out of poverty and to equitable workforce development in Columbus. These services cannot be provided by current City employees at this time.

Emergency action is necessary to ensure timely financial support ahead of the end of the City's fiscal year and in advance of the WorkSpace program at the beginning of 2023.

**Fiscal Impact:** Funding is available within the Job Growth subfund.

To authorize the City Clerk to enter into a contract with ThriveIN LLC to operate the WorkSpace program; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$30,000.00)

**WHEREAS**, Columbus City Council seeks to promote policies and programs that support economic stability and that engage partners to serve the evolving needs of Columbus' diverse population; and

**WHEREAS**, Black women are promoted at only a third of the rate of white men, are paid \$0.63 for every dollar paid to white men, and are hired after graduation at nearly half the rate of white women; and

**WHEREAS**, WorkSpace is a professional development, career accelerator program for Gen Z and millennial Black women and women of color that prioritizes career advancement for young women of color by providing skills, networks, mentors, allies, and strategies that equip them to succeed; and

**WHEREAS**, an emergency exists in the usual daily operation of the Clerk's Office in that it is immediately necessary to authorize the Clerk to enter into this agreement to ensure timely financial support ahead of the end of the City's fiscal year and in advance of the WorkSpace program at the beginning of 2023; **NOW, THEREFORE,**

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into contract with ThriveIN LLC to operate the WorkSpace program.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$30,000.00 in the Job Growth subfund, fund 1000, subfund 100015, to Columbus City Council per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That per the action authorized in Section 1 of this ordinance, the expenditure of \$30,000.00, or so much thereof as necessary, is hereby authorized in the Job Growth subfund, fund 1000, subfund 100015, per the accounting codes in the attachment to this ordinance.

**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 ten days after passage if the Mayor neither approves nor vetoes the

same.

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**Legislation Number:** 3461-2022

**Drafting Date:** 11/28/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a grant agreement with the Legacy Youth Sports Academy, a non-profit entity, to support the Exposure is Key Initiative.

Legacy Youth Sports Academy, or LegacyU, is hosting the Exposure is Key Initiative in early 2023, a trip and personal development opportunity for Columbus youth. Exposing youth to opportunities outside of their neighborhoods will give them a window to future dreams and goals. LegacyU seeks to motivate Columbus youth to dream about their future and make decisions that promote their safety and their community engagement. Their Exposure is Key initiative helps improve student achievement, community ties, and build stronger relationships with their mentors.

The 2023 program will serve 126 youth from ages 6 to 15 years old. LegacyU expects this event to increase youth engagement in their ongoing programs, create permanent positive community connections, promote social-emotional well-being, and expose youth to opportunities beyond their neighborhood. One of the intended goals is to reduce rates of delinquency and violence amongst youth and to increase life skill development, leading towards self-sufficiency at an age-appropriate level.

The support of Columbus City Council will provide for youth to travel to be exposed to sports and personal development/career opportunities both within and outside their neighborhoods. The event occurs in early 2023, making emergency legislation necessary to support the organization in a timely manner.

**Fiscal Impact:** Funding is available within the Job Growth subfund.

To authorize the City Clerk to enter into a grant agreement with the Legacy Youth Sports Academy in support of the Exposure is Key Initiative; to authorize an appropriation and expenditure within the Job Growth subfund; and to declare an emergency. (\$20,000.00)

**WHEREAS**, the Legacy Youth Sports Academy hosts the Exposure is Key initiative, allowing dozens of Columbus youth to be exposed to career and education opportunities and promoting their life skills development and working towards reducing youth violence; and

**WHEREAS**, Columbus continues to see an increase in the rates of youth violence, with gun casualties inflicted by minors increasing 55% from 2015 to 2021; and

**WHEREAS**, Columbus City Council seeks to support youth and families, promote economic resiliency and the future of Columbus youth, and promote the public safety of Columbus residents including youth; and

**WHEREAS**, an emergency exists in the usual daily operation of the Clerk's Office in that it is immediately necessary to authorize the Clerk to enter into a grant agreement with the Legacy Youth Sports Academy to have funding available to support their Exposure is Key Initiative that is starting in early 2023; **NOW, THEREFORE**,

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into a grant agreement with the Legacy Youth



Sports Academy in support of their Exposure is Key Initiative in early 2023.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$20,000.00 in the Job Growth subfund, fund 1000, subfund 100015, to the City Clerk per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$20,000.00 or so much thereof as may be needed pursuant to the action authorized in SECTION 1 of this ordinance, is hereby authorized in the Job Growth subfund, fund 1000, subfund 100015 per the accounting codes in the attachment to this ordinance.

**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 ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3463-2022

**Drafting Date:** 11/29/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a grant agreement with the Native American Indian Center of Central Ohio (NAICCO) for their Honoring Our Heritage to Ensure Our Future project.

The Native American Indian Center of Central Ohio (NAICCO) is devoted to preserving and restoring balance in the lives of Native Americans through traditional, cultural, educational, family, community and wellness driven values and initiatives. A significant aspect of the NAICCO mission focuses on organizational capacity and sustainability in that NAICCO is a resource available to the local Native American community.

The Honoring Our Past to Ensure Our Future project focuses on meeting the voiced needs and concerns of the NAICCO community, specifically focusing on cultural preservation and restoration and community development.

**Fiscal Impact:** Funding is available within the Neighborhood Initiatives subfund.

**Emergency action** is requested in order to avoid any delay in providing the resources necessary to meet the concerns.

To authorize the City Clerk to enter into a grant agreement with the Native American Indian Center of Central Ohio (NAICCO) for their Honoring Our Heritage to Ensure Our Future project; to authorize an appropriation and expenditure within the general fund; and to declare an emergency. (\$50,000.00)

**WHEREAS,** The Native American Indian Center of Central Ohio (NAICCO) is devoted to preserving and restoring balance in the lives of Native Americans through traditional, cultural, educational, family,

community and wellness driven values and initiatives; and

**WHEREAS**, a significant aspect of the NAICCO mission focuses on organizational capacity and sustainability in that NAICCO is a resource available to the local Native American community. ; and

**WHEREAS**, the Honoring Our Past to Ensure Our Future project focuses on meeting the voiced needs and concerns of the NAICCO community, specifically focusing on cultural preservation and restoration and community development; and

**WHEREAS**, by providing access to Native American cultural and traditional focused programming and resources at NAICCO, Native Americans will be able to achieve a more balanced lifestyle-mind, body, and spirit.; and

**WHEREAS**, an emergency exists in the usual daily operation of the City Clerk in that it is immediately necessary to authorize the Clerk to enter into a grant agreement with the Native American Indian Center of Central to avoid any delay in initiating this critical work to focus on cultural preservation and restoration and community development.; now, therefore, **NOW, THEREFORE,**

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into a grant agreement with the Native American Indian Center of Central Ohio (NAICCO) for their Honoring Our Heritage to Ensure Our Future project.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$50,000.00 in the Neighborhood Initiatives subfund, fund 1000, subfund 100018, to Columbus City Council per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$50,000.00 or so much thereof as may be needed pursuant to the action authorized in SECTION 1, is hereby authorized in the Neighborhood Initiatives subfund, fund 1000, subfund 100018, 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 for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 3468-2022

**Drafting Date:** 11/29/2022

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Development to enter into a Beneficiary Grant Agreement with Community Shelter Board (CSB) in an amount up to \$7,398,138.00 of federal American Rescue Plan Act (ARPA) funds to provide operating support for CSB's Emergency Shelter Program and to pay for expenses starting January 1, 2023.

Ordinance 1201-2021 authorized the City of Columbus to accept and appropriate approximately \$187,030,138.00 of federal American Rescue Plan Act (ARPA) funds as signed into law by the President of the United States on March 11, 2021.

CSB provides emergency shelters for men, women, and children. Once in shelter, in addition to providing a secure, clean place to stay, emergency shelter programs provide meals, rehousing services, physical and behavioral healthcare, material assistance, referrals, and employment services. Shelters operate 24 hours a day, 7 days a week. Children staying at the family shelters are supervised in an age-appropriate environment where they participate in developmental activities, receive homework help, childcare, and health services. The shelters that will receive these funds include Lutheran Social Services-Faith Mission, Maryhaven Engagement Center, Southeast Inc.-Friends of the Homeless, YWCA Family Center, and the YMCA Van Buren Center.

CSB and partners leverage significant additional funding from multiple sources to operate emergency homeless shelters. Surge funding from the City of Columbus in 2021 and 2022 helped the shelter partners to fill budget gaps and attract/retain high quality staff. This funding will assist with funding shelter operations in 2023, including, but not limited to: salaries/wages,

CSB and the shelter system has been negatively impacted by COVID-19 by reduced funding from other sources, higher than pre-COVID levels of service needs, and higher than pre-COVID expenses for following the Centers for Disease Control guidance about social distancing.

A portion of the funding will be used for food expenses as the shelter system does provide meals. It is estimated that less than \$20,000.00 will be used for meal costs.

It is expected that the guidance from the U.S. Department of Treasury will be modified while this agreement is in effect and it is requested that the Director of Development be given the authority to modify the terms and conditions of the agreement without seeking additional Council approval in order to align with the most current version of the laws, regulations, and guidance.

**FISCAL IMPACT:** Funding is provided to the City of Columbus from the American Rescue Plan Act passed by Congress and signed into law March 11, 2021.

**CONTRACT COMPLIANCE:** the vendor number is 004795 and expires 1/10/2024.

To authorize the Director of Development to enter into a Beneficiary Grant Agreement with Community Shelter Board in an amount up to \$7,398,138.00 of federal American Rescue Plan Act (ARPA) funds to provide operating support for CBS's Emergency Shelter Program and to pay for expenses starting January 1, 2023; to authorize the Director of Development to modify the terms and conditions of the Beneficiary Grant Agreement as needed without seeking further City Council approval in order to align with the most current version of the laws, regulations, and guidance; to authorize the expenditure of up to \$7,398,138.00 of ARPA funds. (\$7,398,138.00)

**WHEREAS**, CSB provides emergency shelters for men, women, and children and the shelters operate 24 hours a day, 7 days a week; and

**WHEREAS**, surge funding from the City of Columbus in 2021 and 2022 helped the shelter partners to fill budget gaps and attract/retain high quality staff and this funding will assist with funding shelter operations in 2023; and

**WHEREAS**, the COVID-19 pandemic has resulted in negative impacts on not-for-profit organizations by reducing traditional funding sources, increasing service needs, and increasing expenses; and

**WHEREAS**, expenditure of ARPA funding to support negatively impacted not-for-profits is necessary to alleviate the negative impacts caused by the COVID-19 public health emergency; and

**WHEREAS**, such expenditure of funds has not been previously accounted for in the 2022 Budget; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Development to authorize the Director of Development to enter into a Beneficiary Grant Agreement with Community Shelter Board to provide operating support for CBS's Emergency Shelter Program and to pay for expenses starting January 1, 2023;

**NOW, THEREFORE,**

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

**SECTION 1.** That the Director of the Department of Development is authorized to enter into a Beneficiary Grant Agreement with Community Shelter Board (CSB) in an amount up to \$7,398,138.00 of federal American Rescue Plan Act (ARPA) funds to provide operating support for CBS's Emergency Shelter Program, to pay for expenses starting January 1, 2023, to pay for meals as part of the shelter program, and to modify the terms and conditions of the agreement without seeking additional Council approval in order to align with the most current version of the laws, regulations, and guidance.

**SECTION 2.** That for the purpose stated in Section 1, the expenditure of \$7,398,138.00 or so much thereof as may be needed, is hereby authorized in Fund 2209 (ARPA), Dept-Div 44-01 (Administration Development), in object class 05 (Other) 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 this ordinance shall take effect and be in force from and after the earliest period allowed by law.

---

**Legislation Number:** 3472-2022

**Drafting Date:** 11/29/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the City Clerk to enter into a grant agreement with the United Way of Central Ohio in support of the Columbus Turkey Drive.

Together with UrbanOne and NBC4, United Way of Central Ohio gave away Thanksgiving boxes at six (6) Columbus Community Centers. They provided 1,800 of these boxes which included a turkey and sides.

Emergency action is requested in order to immediately reimburse the organization for the resources utilized for the event.

Fiscal Impact: Funding is available within the Neighborhood Initiatives subfund.

To authorize the City Clerk to enter into a grant agreement with the United Way of Central Ohio in support of the Columbus Turkey Drive; to authorize an appropriation and expenditure within the Neighborhood Initiatives subfund; and to declare an emergency. (\$10,000.00)

**WHEREAS**, together with UrbanOne and NBC4, United Way of Central Ohio gave away Thanksgiving boxes at six (6) Columbus Community Centers; and

**WHEREAS**, they provided 1,800 boxes which included a turkey and sides; and

**WHEREAS**, an emergency exists in the usual daily business of the city in that it is immediately necessary to authorize a grant agreement in order to reimburse the United Way of Central Ohio for costs incurred; **now, therefore,**

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

**SECTION 1.** That the City Clerk is hereby authorized to enter into a grant agreement with the United Way of Central Ohio in support of the Columbus Turkey Drive.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate \$10,000.00 in the Neighborhood Initiatives subfund, fund 1000, subfund 100018, to Columbus City Council per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$10,000.00 or so much thereof as may be needed pursuant to the action authorized in SECTION 1, is hereby authorized in the Neighborhood Initiatives subfund, fund 1000, subfund 100018, 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 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 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:** 3473-2022

**Drafting Date:** 11/30/2022

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Development to enter into a not-for-profit service contract with Community Shelter Board (CSB) in an amount up to \$590,000 to support winter warming centers that will help keep unhoused individuals safe during dangerous weather. Services and plans will cover the following three components:

#### **Daytime Warming Centers**

Unhoused residents will be able to utilize libraries, recreation centers, and a handful of churches to stay warm during the day this winter. An online interactive map will help individuals locate the various warming centers across the city. This map will outline the hours of operation and any additional services that will be provided on site. Homeless outreach teams will focus their engagement high traffic locations, working to enroll unhoused residents in street outreach if they are interested and help develop a housing plan with them. This online map will be developed into a hot card that can be available at public buildings and for nonprofit partners. The Coalition for the Homeless and Community Development for All People (CD4AP) - two key partners in this effort - will host 2 “hub” locations with additional resources, services, and dedicated staff.

#### **Overnight Shelter**

Each year, Community Shelter Board develops a plan to handle winter overflow. Due to a tight housing market and reduced outflow from the shelters, it is worthwhile to provide residents additional choices during the winter months. The Coalition for the Homeless and CD4AP are seeking to operate overnight warming centers from the start of December to the end of February to augment the shelter spaces available for unhoused residents.

#### **Extreme Cold Events**

During level 3 snow emergencies, shelters keep individuals inside and remain open all day. Additionally, homeless outreach teams conduct specific, concentrated engagement in an attempt to get individuals inside ahead of extreme weather events. The Coalition’s two 24 hour sites would continue operating as normal. CRPD Community Recreation Centers will open five regional Community Recreation Centers and will extend operating hours, 9:00 a.m. - 9:00 p.m. to accommodate those who need a warm place in extreme cold (below 0 degrees).

Expenses to support the three components include but are not limited to staff salaries and benefits, facility rentals and security, food for individuals at the facilities, COTA passes, and administrative costs. It is estimated that approximately \$130,000 of the funds will be used to provide meals to individuals at the various warming facilities.

These services cannot be provided by existing city employees as they do not have the resources to perform the

program services..

Emergency action is requested to allow Community Shelter Board to provide warming services to unhoused individuals as the temperatures are dropping in the winter months.

**FISCAL IMPACT:** Funding of \$295,000.00 is available within the Neighborhood Initiatives Subfund (100018) and funding of \$295,000.00 is available and will be transferred from the General Fund Citywide Account to the Department of Development General Fund.

**CONTRACT COMPLIANCE:** The vendor number is 004795 and expires on 01/10/24.

To authorize the Director of the Department of Development to enter into a not-for-profit service agreement with Community Shelter Board in an amount up to \$590,000.00 for the purpose of supporting winter warming services; to authorize an appropriation and expenditure of \$295,000.00 within the Neighborhood Initiatives Subfund; to authorize the transfer of \$295,000.00 from the General Fund Citywide Account to the Department of Development General Fund Budget; to authorize the total expenditure of \$590,000.00 from the 2022 General Fund Budget; to authorize the reimbursement of expenditures incurred prior the approval of the purchase order; and to declare an emergency. (\$590,000.00)

**WHEREAS,** there is a need in the community to provide winter warming services to unhoused individuals to protect them from dangerous winter weather; and

**WHEREAS,** Community Shelter Board will coordinate the effort with other partners such as Community Development for All People and the Coalition for the Homeless; and

**WHEREAS,** there will be three components to the program: Daytime Warming Centers, Overnight Shelter, and Extreme Cold Events; and

**WHEREAS,** expenses to support the three components include but are not limited to staff salaries and benefits, facility rentals and security, food for clients at the facilities, COTA passes, and administrative costs; 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 of the Department of Development to enter into a not-for-profit service contract to allow Community Shelter Board to provide warming services to unhoused individuals as the temperatures are dropping in the winter months;

**NOW THEREFORE,**

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

**SECTION 1.** That the Director of Development is hereby authorized to enter into a not-for-profit service contract with Community Shelter Board in an amount up to \$590,000.00 to support warming center programs for the unhoused population during the winter months, to pay for food provided to clients as part of the warming center programming, and to approve purchases incurred prior to the establishment of the purchase

order.

**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, 2022, the sum of \$295,000.00 is appropriated in fund 1000 (General Fund), subfund 100018 (Neighborhoods Initiatives Subfund), Dept-Div 44-01 (Administration), in object class 03 (Services) per the account codes in the attachment to this ordinance.

**SECTION 3.** That for the purpose as stated in Section 1, the expenditure of \$295,000.00, or so much thereof as may be necessary, is hereby authorized in fund 1000 (General Fund), subfund 100018 (Neighborhood Initiatives Subfund), Dept-Div 44-01 (Administration), in Object Class 03 (Services) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the transfer of \$295,000.00 or so much thereof as may be needed, is hereby authorized within Fund 1000 (General Fund), from Dept.-Div 45-01 (Financial Management), object class 10 (Transfer Out Operating) to Dept-Div 44-01 (Administration), object class 03 (Services) per the account codes in the attachment to this ordinance.

**SECTION 5.** That for the purpose stated in Section 1, the expenditure of \$295,000.00 or so much thereof as may be needed, is hereby authorized in Fund 1000 (General Fund), Dept. 44-01 (Administration), in Object Class 03 (Services) per the accounting codes in the attached to this ordinance.

**SECTION 6.** This Not-for-Profit Service Contract is entered into under the authority of Columbus City Code Chapter 329.29 as City staff do not have the resources to perform the program services.

**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 contract modifications associated with this ordinance.

**SECTION 9.** 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.



**Attachment to Ordinance #3126-2022  
Amending Management Compensation Plan (MCP) #2713-2013,  
as amended**

**Section 1.** To amend Ordinance No. 2713-2013, as amended, by amending Section 5(D) as follows:

**(D) Overtime Eligible Classifications:**

<b>Ord. Section</b>	<b>Job Code</b>	<b>Class Title</b>	<b>Grade</b>
S290	0781	Student Intern I	<del>\$10.00</del> <u>10</u> /hour to \$16.00/hour

**Section 2.** To amend Ordinance No. 2713-2013, as amended, by enacting Section 5(E) to read as follows:

**(E) Overtime Exempt Classifications:**

<b>Ord. Sec.</b>	<b>Job Code</b>	<b>Class Title</b>	<b>Pay Grade</b>
<u>1107</u>	<u>3001</u>	<u>Inspector General Investigator Supervisor</u>	<u>93</u>
<u>N011</u>	<u>0175</u>	<u>Neighborhoods Administrator</u>	<u>95</u>

**Section 3.** To amend Ordinance No. 2713-2013, as amended, by amending Section 5(E) to read as follows:

**(E) Overtime Exempt Classifications:**

<b>Ord. Sec.</b>	<b>Job Code</b>	<b>Class Title</b>	<b>Pay Grade</b>
D135	0158	Deputy City Treasurer (U)	<del>94</del> <u>95</u>

**Section 4.** To amend Ordinance No. 2713-2013, as amended, by repealing Section 5(E) to read as follows:

**(E) Overtime Exempt Classifications:**

<b>Ord.</b>	<b>Job</b>	<b>Sec. Code</b>	<b>Class Title</b>	<b>Pay Grade</b>
A228	0093	Assistant Director (Parking Solutions) (U)		96

**Section 5.** To amend Ordinance No. 2713-2013, as amended, by repealing Section 5(F) to read as follows:

**(F) Seasonal Classifications.**

<b>Ord.</b>	<b>Job</b>	<b>Sec. Code</b>	<b>Class Title</b>	<b>Range</b>
A199	3184	Aquatics Supervisor (Seasonal)		\$ <del>10</del> <b>17</b> .00/hour to \$ <del>18</del> <b>23</b> .50/hour
L130	3183	Lifeguard (Seasonal)		\$ <del>10</del> <b>15</b> .00/hour to \$ <del>17</del> <b>20</b> .00/hour
R063	3684	Recreation and Parks Aide (Seasonal)		\$ <del>10.00</del> <b>10</b> /hour to \$17.00/hour
R105	3169	Recreation Playground Leader (Seasonal)		\$ <del>9.30</del> /hour to \$14.50/hour
S305	3680	Summer Worker		\$ <del>9.30</del> <b>10.10</b> /hour to \$15.00/hour

**Section 6.** To amend Ordinance No. 2713-2013, as amended, by amending Section 12(H) to read as follows:

**SECTION 12. VACATION LEAVE.**

- (H) Vacation Leave for Certain City Officials. Notwithstanding the other provisions of Section 12, Elected Officials, Department Directors, and employees classified as:

Assistant Director (Asset Management) (U)  
Assistant Director (Fiscal) (U)  
Assistant Director (Lead Policy Advisor) (U)  
~~Assistant Director (Parking Solutions) (U)~~  
Assistant Director (Sustainability/Regulatory Compliance) (U)  
Department Assistant Director (U),  
Department Deputy Director (U)  
Department Deputy Director (Technology) (U)  
Deputy Chief of Staff (U)  
Deputy Director (Policy Planning and Economic Development) (U)  
Executive Assistant to the Mayor (U)  
Executive Director (Office of the Mayor) (U)  
Senior Executive Assistant (U)

may be granted vacation leave with pay at the discretion of the Mayor but may not accumulate any vacation leave during the term of employment in one or more of these positions.

The City Clerk (U), Executive Assistant to the City Council President (U), and the City Treasurer (U) may be granted vacation leave with pay at the discretion of the President of the City Council but may not accumulate vacation leave during the term of employment in one or more of these positions.

The Civil Service Commission Executive Director (U) may be granted vacation leave with pay at the discretion of the Civil Service Commission but may not accumulate vacation leave during the term of employment in this position.

Excepting and providing that in the event Department Directors and employees classified as:

Assistant Director (Asset Management) (U)  
Assistant Director (Fiscal) (U)  
Assistant Director (Lead Policy Advisor) (U)  
~~Assistant Director (Parking Solutions) (U)~~  
Assistant Director (Sustainability/Regulatory Compliance) (U)

Department Assistant Director (U),  
Department Deputy Director (U)  
Department Deputy Director (Technology) (U)  
Deputy Chief of Staff (U)  
Deputy Director (Policy Planning and Economic Development) (U)  
Executive Assistant to the Mayor (U)  
Executive Director (Office of the Mayor) (U)  
Senior Executive Assistant (U)

die while in office, vacation leave may, at the discretion of the Mayor, be accrued pursuant to the provisions of this Ordinance and payable upon death, and

Further excepting and providing that in the event that the City Clerk (U), Executive Assistant to the City Council President (U), or City Treasurer (U) dies while in office, vacation leave may, at the discretion of the President of City Council, be accrued pursuant to the provisions of this Ordinance and payable upon death.

Also, further accepting and providing that in the event that the Civil Service Executive Director (U) dies while in office, vacation leave may, at the discretion of the Civil Service Commission, be accrued pursuant to the provisions of this Ordinance and payable upon death.

**Section 7.** To amend Ordinance No. 2713-2013, as amended, by amending Section 14(l) to read as follows:

**SECTION 14. SICK LEAVE.**

- (l) Sick Leave for Certain City Officials. Notwithstanding the other provisions of this Section 14, Elected Officials, Department Directors, and employees classified as:

Assistant Director (Asset Management) (U)  
Assistant Director (Fiscal) (U)  
Assistant Director (Lead Policy Advisor) (U)  
~~Assistant Director (Parking Solutions) (U)~~  
Assistant Director (Sustainability/Regulatory Compliance) (U)  
Department Assistant Director (U)  
Department Deputy Director (U)  
Department Deputy Director (Technology) (U)  
Deputy Chief of Staff (U)  
Deputy Director (Policy Planning and Economic Development) (U)  
Executive Assistant to the Mayor (U)  
Executive Director (Office of the Mayor) (U)

Senior Executive Assistant (U)

may be granted sick leave with pay at the discretion of the Mayor but may not accumulate any sick leave during the term of employment in one or more of these positions.

The City Clerk (U), and the City Treasurer (U) may be granted sick leave with pay at the discretion of the President of the City Council but may not accumulate sick leave during the term of employment in one or more of these positions or be paid for any sick leave not taken during the term of employment in one or more of these positions.

The Civil Service Commission Executive Director (U) may be granted sick leave with pay at the discretion of the Civil Service Commission but may not accumulate sick leave during the term of employment in this position or be paid for any sick leave not taken during the term of employment in this position.

Excepting and providing that in the event Department Directors and employees classified as:

Assistant Director (Asset Management) (U)  
Assistant Director (Fiscal) (U)  
Assistant Director (Lead Policy Advisor) (U)  
~~Assistant Director (Parking Solutions) (U)~~  
Assistant Director (Sustainability/Regulatory Compliance) (U)  
Department Assistant Director (U)  
Department Deputy Director (U)  
Department Deputy Director (Technology) (U)  
Deputy Chief of Staff (U)  
Deputy Director (Policy Planning and Economic Development) (U)  
Executive Assistant to the Mayor (U)  
Executive Director (Office of the Mayor) (U)  
Senior Executive Assistant (U)

die while in office, sick leave may, at the discretion of the Mayor, be accrued pursuant to the provisions of this Ordinance and payable upon death.

Further excepting and providing that in the event the City Clerk (U), or City Treasurer (U) dies while in office, sick leave may, at the discretion of the President of City Council, be accrued pursuant to the provisions of this Ordinance and payable upon death.

Also, further accepting and providing that in the event the Civil Service Commission Executive Director (U) dies while in office, sick leave may, at

the discretion of the Civil Service Commission be accrued pursuant to the provisions of this Ordinance and payable upon death.

**Section 9.** That existing Sections 5, 12, and 14 of Ordinance No. 2713-2013, as amended, are hereby repealed.

**Section 10.** 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 (10) days after passage if the Mayor neither approves nor vetoes the same.

FIRST SUPPLEMENT TO  
THE COOPERATIVE AGREEMENT  
DATED AS OF: JANUARY 1, 2010  
AMONG  
THE FRANKLIN COUNTY CONVENTION FACILITIES AUTHORITY,  
COUNTY OF FRANKLIN, OHIO  
AND  
CITY OF COLUMBUS, OHIO

THIS FIRST SUPPLEMENT IS DATED AS OF:  
MAY 1, 2019

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THIS FIRST SUPPLEMENT TO THE COOPERATIVE AGREEMENT DATED AS OF JANUARY 1, 2010 is made and entered into as of May 1, 2019 to be effective on the Phase II Effective Date as defined herein, by and among (i) THE FRANKLIN COUNTY CONVENTION FACILITIES AUTHORITY (the "Authority"), a body corporate and politic, duly organized and validly existing under the laws of the State of Ohio (the "State"), (ii) the COUNTY OF FRANKLIN, OHIO (the "County"), a county and political subdivision of the State, duly organized and validly existing under the laws of the State, and (iii) the CITY OF COLUMBUS, OHIO (the "City", and together with the Authority and the County, the "Parties", and each a "Party"), a municipal corporation and political subdivision of the State, duly organized and validly existing under its Charter and the laws of the State, under the circumstances described herein (all words and terms used herein with initial capital letters having the meanings assigned in Article I of this First Supplement):

WHEREAS, the Authority has previously undertaken and completed the 2010 Project in order to provide convention-quality hotel rooms to attract more and larger conventions to the Authority's convention facilities, and other hotels in the City and the County;

WHEREAS, in order to finance part of the Costs of the 2010 Project, the Authority has previously issued the 2010 Bonds which are payable from rent payments to be made by the County pursuant to the 2010 County Lease;

WHEREAS, in connection with the issuance of the 2010 Bonds, the Parties entered into the Original Cooperative Agreement, which, among other things, allocates certain cash flows of the Authority and the City as consideration for the County's commitments under the 2010 County Lease and the Original Cooperative Agreement and certain cash flows of the Authority as consideration for the City's commitments under the Original Cooperative Agreement;

WHEREAS, the Parties have determined that there is a need for the Phase II Project and have heretofore entered into the Phase II Memorandum of Understanding, setting forth certain understandings and undertakings relating to the acquisition, construction, installation, equipping and financing of the Phase II Project; and

WHEREAS, pursuant to the Phase II Memorandum of Understanding, the Authority has made and continues to make Phase II CFA Advances to pay certain preliminary Phase II Project Costs; and

WHEREAS, the Phase II Project is necessary in order to provide additional convention-quality hotel rooms to attract more and larger conventions to the Authority's existing convention facilities and the 2010 Project, and other hotels in the City and the County, resulting in substantial public and economic benefits to the Parties and their respective citizens, and therefore, the issuance of the Phase II Bonds, the leasing and subleasing of the Phase II Project pursuant to the Phase II City-County Lease and the Phase II CFA Sub-Lease, respectively, the entering into this First Supplement, and the issuance of the Phase II Bonds, will be in the best interests of the Parties; and

WHEREAS, the Parties desire to make such agreements as are necessary and appropriate to proceed with the implementation of the authorizations, agreements and understandings

contained in the Phase II Memorandum of Understanding relating to the Phase II Project, the issuance of the Phase II Bonds and the respective contributions to be made by the Parties toward the financing of the Phase II Project, and accordingly the Parties have determined to enter into this First Supplement on the terms as hereinafter set out;

NOW THEREFORE, in consideration of the premises and the mutual representations and agreements hereinafter contained, the Parties agree as follows.

## ARTICLE I

### DEFINITIONS; RELATIONSHIP TO ORIGINAL COOPERATIVE AGREEMENT

#### Section 1.1. Use of Defined Terms; Definitions.

A. When used in this First Supplement and in the Original Cooperative Agreement as amended by this First Supplement, the following words and terms shall have the indicated meanings. Such definitions shall be equally applicable to both the singular and plural forms of any of the words and terms defined therein.

“2010 Bonds” means the Authority’s \$160,000,000 Lease Revenue Anticipation Bonds, Series 2010 (County of Franklin, Ohio, Lessee) (Federally Taxable – Build America Bonds – Direct Payment), dated February 10, 2010.

“2010 County Lease” means the “County Lease” as defined in the Original Cooperative Agreement and refers to the Lease Agreement by and between the Authority, as lessor, and the County, as lessee, dated as of January 1, 2010, pursuant to which the Authority has leased the 2010 Project to the County in order for the County to provide credit support for the 2010 Bonds, as the same may be amended and supplemented from time to time in accordance with its terms.

“2010 Project” means the hotel project described in Exhibit B to the Original Cooperative Agreement.

“Additional Phase II Bonds” means any Additional Senior Lien Bonds and any Additional Subordinate Lien Bonds.

“Additional Senior Lien Bonds” means any bonds, notes or other obligations issued on a parity with the Senior Lien Phase II Bonds as "Additional Bonds", as to be defined, and upon the terms and conditions to be set forth, in the Senior Lien Indenture.

“Additional Subordinate Lien Bonds” means any bonds, notes or other obligations issued on a parity with the Subordinate Lien Phase II Bonds as "Additional Bonds", to be as defined, and upon the terms and conditions to be set forth, in the Subordinate Lien Indenture.

“CFA Bond Fund Required Minimum Balance” means the amount of \$6 million or such lesser amount as the County may agree to in writing.

“CFA Consolidated Hotel Bond Fund” means the fund by that name created by Resolution No. 2019-9 adopted by the Governing Body of the Authority on April 30, 2019 authorizing this First Supplement.

“CFA Consolidated Hotel Bond Fund Required Minimum Balance” means the amount of \$25 million or such lesser amount as the City and the County may agree to in writing.

“CFA Hotel Residuals Fund” means the fund by that name created by Resolution No. 2019-9 adopted by the Governing Body of the Authority on April 30, 2019 authorizing this First Supplement.

“City Representative” means the Mayor of the City or his or her designee. Any action taken by a City officer or employee purporting to be the City Representative may be conclusively relied upon by the Authority.

“County Representative” means the President of the Board of County Commissioners of the County or his or her designee. Any action taken by a County officer or employee purporting to be the County Representative may be conclusively relied upon by the Authority.

“First Supplement” means this “First Supplement to the Cooperative Agreement Dated as of January 1, 2010”, among the Parties and dated as of May 1, 2019, as amended and supplemented from time to time in accordance with its terms.

“Management Fees” means the management fees negotiated by the Authority with the operator of the Project from time to time in accordance with established industry practice in amounts commensurate with the scope of services to be provided by such operator.

“NOI and Bed Taxes Division Date” means the first day of the calendar month following the end of the period for which interest on the Phase II Bonds has been capitalized with proceeds of the Phase II Bonds.

“Original Cooperative Agreement” means the Cooperative Agreement among the Parties dated as of January 1, 2010 relating to the 2010 Project and the 2010 Bonds.

“outstanding” as applied to any Phase II Bonds shall have the meanings assigned in the related Phase II Indenture.

“Phase II Bond Documents” means the Senior Lien Phase II Bond Documents and the Subordinate Lien Phase II Bond Documents.

“Phase II Bond Legislation” means the Senior Lien Bond Legislation and the Subordinate Lien Bond Legislation.

“Phase II Bond Payment Date” means, as to the Phase II Bonds, June 1 and December 1 of each year, commencing as required by the related Phase II Indenture, and as to any Additional Phase II Bonds, any dates defined as “Bond Payment Dates” in the Phase II Bond Legislation authorizing such Additional Phase II Bonds.

“Phase II Bond Service Charges” means, for any period or payable at any time, the principal of and interest and any premium due on the Senior Lien Bonds or the Subordinate Lien Bonds in question for that period or payable at that time, whether due at maturity or upon redemption, and includes any payments required by the Authority to satisfy any of its obligations to a Phase II Credit Support Provider in connection with any Phase II Credit Support Instrument.

“Phase II Bonds” means, collectively, the Senior Lien Phase II Bonds and the Subordinate Lien Phase II Bonds.

“Phase II CFA Advances” means moneys advanced by the Authority from the CFA Bond Fund to pay Phase II Project Costs prior to the Phase II Closing Date.

“Phase II CFA Hotel Project Funds” means, collectively, the CFA Consolidated Hotel Bond Fund and the CFA Hotel Residuals Fund.

“Phase II CFA Rent” has the meaning to be assigned to it in the Phase II CFA Sub-Lease.

“Phase II CFA Rent Payment Date” means the 10th day of the month immediately preceding each Phase II Bond Payment Date, commencing when required by the Phase II CFA Sub-Lease.

“Phase II CFA Sub-Lease” means the Sub-Lease Agreement by and between the Authority, as lessee, and the City and the County, as lessors, pursuant to which the City and the County as joint lessors, will sublease the Phase II Project to the Authority, as sublessee, as the same may be amended and supplemented in accordance with its terms.

“Phase II City-County Lease” means the Lease Agreement by and between the Authority, as lessor, and the City and the County, as lessees, pursuant to which the Authority will lease the Phase II Project to the City and the County as joint tenants, but with several and not joint payment obligations, as the same may be amended and supplemented in accordance with its terms.

“Phase II City Rent” shall mean “City Rent” as to be defined in the Phase II City-County Lease.

“Phase II Closing Date” means, for any issue of Phase II Bonds, the date of initial delivery of such Phase II Bonds by the Authority to, and payment therefore by, the original purchaser thereof.

“Phase II Continuing Disclosure Agreement” shall mean the “Continuing Disclosure Agreement” as to be defined in the Subordinate Lien Indenture.

“Phase II County Rent” shall mean “County Rent” as to be defined in the Phase II City-County Lease.

“Phase II Credit Support Instrument” means an insurance policy, letter of credit, line of credit, guaranty, surety bond, bond purchase agreement or other credit enhancement, support or liquidity device permitted by the Act and provided pursuant to an agreement with any Phase II Credit Support Provider to enhance the security or liquidity of any Phase II Bonds or series or part of any series of Phase II Bonds or to provide, in whole or part, a reserve requirement required by the related Phase II Indenture.

“Phase II Credit Support Provider” means any financial institution or institutions, including but not limited to any bank or insurance company, providing any Phase II Credit Support Instrument in connection with one or more series of Phase II Bonds then outstanding.

“Phase II Effective Date” means the earliest date on which this First Supplement has been signed and delivered by all the Parties.

“Phase II Financing Plan” means the Phase II Project Financing Plan attached hereto as Exhibit C, setting forth the estimated sources of funds for the Phase II Project.

“Phase II Indentures” means, collectively, the Senior Lien Indenture and the Subordinate Lien Indenture.

“Phase II Memorandum of Understanding” means the Memorandum of Understanding dated as of May 31, 2018 relating to the Phase II Project among the Authority, the City and the Governing Body of the County.

“Phase II Project” means the hotel expansion project described in Exhibit B hereto.

“Phase II Project Costs” means any costs as defined in Section 351.01 of the Act, relating to the Phase II Project.

“Phase II Project Site” means the real estate and interests in real estate constituting the site of and part of the Phase II Project, as described in Exhibit A hereto, together with any additions thereto and less any removals therefrom, and all easements appurtenant thereto.

“Phase II Taxable Bonds” means any Phase II Bonds other than Phase II Tax-Exempt Bonds.

“Phase II Tax-Exempt Bonds” means Phase II Bonds the interest on which is intended by the Authority at the time of initial issuance to be exempt from federal income taxation under the Code, such intent to be conclusively evidenced by both a determination to that effect contained in or authorized by the related Phase II Bond Legislation, and an opinion of the Authority's designated nationally recognized bond counsel to that effect.

“Phase II Termination Date” means the date on which the Authority has (i) paid or provided for payment of all Phase II Bond Service Charges pursuant to the Phase II Bond Documents, (ii) satisfied all of its obligations arising from any Phase II Credit Support Instrument, whether such agreements relate directly to any Phase II Bonds or to the revenues pledged to the Phase II Bonds, and (iii) made aggregate payments of Phase II CFA Rent at least equal to the aggregate of all payments of Phase II City Rent and Phase II County Rent made by the City and the County, respectively.

“Phase II Trustees” means, collectively, the Senior Lien Trustee and the Subordinate Lien Trustee.

“Prior Sub-Lease” means the CFA Sub-Lease, as defined in the Original Cooperative Agreement

“Senior Lien Bond Documents” means, collectively and individually, the Senior Lien Indenture and any other agreements, including Credit Support Instruments, entered into by the Authority to authorize or secure any series of Senior Lien Bonds.

“Senior Lien Bond Legislation” means the resolution authorizing the Senior Lien Phase II Bonds to be adopted by the Governing Body of the Authority, (b) with respect to Additional Senior Lien Bonds, such authorizing resolution to the extent applicable and the other resolution providing for the issuing of such Additional Senior Lien Bonds, and (c) with respect to Additional Senior Lien Bonds when other Additional Senior Lien Bonds are outstanding, such authorizing resolution

and the resolutions providing for the issuance of the Additional Senior Lien Bonds, to the extent applicable, each as the same may from time to time be lawfully amended, modified or supplemented.

“Senior Lien Bonds” means, collectively and individually, the Senior Lien Phase II Bonds and any Additional Senior Lien Bonds.

“Senior Lien Indenture” means the Trust Agreement to be entered into between the Authority and the Senior Lien Trustee authorizing and securing the Senior Lien Bonds, as the same may be amended and supplemented in accordance with its terms.

“Senior Lien Phase II Bonds” means the Authority’s revenue anticipation bonds to be issued to finance a portion of the Phase II Project Costs and having the characteristics described in Section 4.2. hereof.

“Senior Lien Trustee” means the trust company or bank serving as trustee under the Senior Lien Indenture.

“Subject to Annual Appropriation” means, with respect to any obligation of the City or the County under this First Supplement, that the performance of that obligation is subject to the annual appropriation by the Governing Body of the City or the County, respectively, of sufficient funds to perform that obligation and to the certification by the City’s Auditor or County’s Auditor, respectively, that those funds are available for that purpose pursuant to applicable law.

“Subordinate FF&E” means any FF&E not included in Operating Expenses.

“Subordinate Lien Bond Documents” means, collectively and individually, the Subordinate Lien Indenture, the Phase II City-County Lease, the Phase II CFA Sub-Lease, and any other agreements, including Credit Support Instruments, entered into by the Authority to authorize or secure any series of Subordinate Lien Bonds.

“Subordinate Lien Bond Legislation” means the resolution authorizing the Subordinate Lien Phase II Bonds to be adopted by the Governing Body of the Authority, (b) with respect to Additional Subordinate Lien Bonds, such authorizing resolution to the extent applicable and the other resolution providing for the issuing of such Additional Subordinate Lien Bonds, and (c) with respect to Additional Subordinate Lien Bonds when other Additional Subordinate Lien Bonds are outstanding, such authorizing resolution and the resolutions providing for the issuance of the Additional Subordinate Lien Bonds, to the extent applicable, each as the same may from time to time be lawfully amended, modified or supplemented.

“Subordinate Lien Bonds” means, collectively and individually, the Subordinate Lien Phase II Bonds and any Additional Subordinate Lien Bonds.

“Subordinate Lien Indenture” means the Trust Agreement to be entered into between the Authority and the Subordinate Lien Trustee authorizing and securing the Subordinate Lien Bonds, as the same may be amended and supplemented in accordance with its terms.



“Subordinate Lien Phase II Bonds” means the Authority’s lease revenue anticipation bonds to be issued to finance a portion of the Phase II Project Costs and having the characteristics described in Section 4.2. hereof.

“Subordinate Lien Trustee” means the trust company or bank serving as trustee under the Subordinate Lien Indenture.

“Subordinate Management Fees” means any Management Fees not included in Operating Expenses.

B. The following words and terms defined in the Original Cooperative Agreement are hereby amended to read as follows:

“Agreement” means this Cooperative Agreement as amended and supplemented from time to time in accordance with its terms, other than by the First Supplement to the Cooperative Agreement Dated as of January 1, 2010, dated as of May 1, 2019 among the Parties unless the context otherwise requires.

“Ground Lease Rents Fund Requirement” means as of any date, the lesser of (i) the sum of all CFA Ground Lease Rents received during the immediately preceding calendar year, or (ii) \$1 million.

“Net Operating Income” means the excess of Operating Revenues over the sum of (i) Operating Expenses plus (ii) any amount needed to replenish the Working Capital Reserve, during the period in question.

“Operating Expenses” means all expenses incurred in the operation and maintenance of the Project, including, but not limited to, administrative and general operating expenses, sales and marketing expenses, franchise fees, base Management Fees (but not to exceed 3% of Operating Revenues), insurance premiums, taxes, utility costs and routine repair and maintenance expenses, payroll and personnel costs, and other expenses paid or budgeted to be paid in connection with the operation and maintenance of the Project (determined on a cash basis), including payments into operational reserves for liabilities and senior FF&E replacement reserves (but not to exceed 4% of Operating Revenues), but excluding (i) debt service requirements (including Bond Service Charges), (ii) any loss or expense resulting from or related to any extraordinary and nonrecurring items, and (iii) any losses or expenses related to the sale of assets, the proceeds of which sale are not included in Operating Revenues, all as determined in accordance with GAAP. The percentages of Management Fees and FF&E Replacement Reserves stated above may be amended with the written consent of the City Representative and the County Representative.

“Working Capital Reserve” means the amount, determined by the Authority in consultation with the operator of the Project and the Phase II Project, that is required to be kept on hand with the Authority, or such operator on behalf of the Authority, to provide for shortfalls in Net Operating Income.

C. Any words and terms used herein with initial capital letters and not defined or redefined above shall have the meanings assigned in the Original Cooperative Agreement.

Section 1.2. Interpretation.

Any reference herein to the Authority, the County or the City or to any governing authority, member or officer thereof includes entities, members or officers succeeding to their respective functions, duties or responsibilities pursuant to or by operation of law or lawfully performing their functions.

Any reference to a section or provision of the Constitution of the State, or to a section, provision or chapter of the Ohio Revised Code, or to the City's municipal code, or to any statute of the United States of America, includes that section, provision or chapter as amended, modified, revised, supplemented or superseded from time to time; provided, that no amendment, modification, revision, supplement or superseding section, provision or chapter shall be applicable solely by reason of this provision, if it constitutes in any way an impairment of the rights or obligations of the Authority, the County or the City under this First Supplement.

Unless the context indicates otherwise, words importing the singular number include the plural number, and vice versa; the terms "hereof", "hereby", "herein", "hereto", "hereunder" and similar terms refer to this First Supplement; and the term "hereafter" means after, and the term "heretofore" means before, the Phase II Effective Date. Words of any gender include the correlative words of the other genders, unless the sense indicates otherwise.

Section 1.3. Captions and Headings.

The captions and headings in this First Supplement are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Articles, Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 1.4. Construction of Certain Terms in Original Cooperative Agreement.

From and after the Phase II Effective Date, the following references in the Original Cooperative Agreement shall be construed as follows:

"CFA Hotel Project Funds" shall include the Phase II CFA Hotel Project Funds.

"Project" and "Bonds" when used in relation to the CFA Excise Tax, the CFA Project Excise Tax Proceeds, the City Excise Tax, the City Excise Tax Contribution and operating revenues and expenses, shall include the Phase II Project and the Phase II Bonds, respectively, and the duration of the covenants with regard to the CFA Excise Tax, the City Excise Tax, the CFA Project Excise Tax Proceeds, the City Excise Tax Contribution and the proceeds thereof shall be until the later of the Termination Date or the Phase II Termination Date.

"Subject to Annual Appropriation" shall include obligations of the City or the County under the Phase II City-County Lease.

In addition to the specific changes to the Original Cooperative Agreement made by this First Supplement and unless the context otherwise requires, references in the Original Cooperative Agreement to the design, bidding, acquisition, purchase, construction, furnishing, equipping and financing of the improvements financed with proceeds of the 2010 Bonds shall be deemed to refer

to the 2010 Project, and all other references to the "Project" shall be deemed to refer to the 2010 Project and the Phase II Project.

(End of Article I)

## ARTICLE II

### AUTHORITY REPRESENTATIONS AND COVENANTS

#### Section 2.1. Representations of Authority.

The Authority hereby makes the representations contained in the preamble hereto, and further represents that: (a) it is duly organized and validly existing under the laws of the State, and particularly, the Act; (b) it has duly accomplished all conditions necessary to be accomplished by it before the execution and delivery of this First Supplement; (c) it is not in violation of or in conflict with any provisions of the laws of the State or any other obligation or commitment which would impair its ability to carry out its obligations contained in this First Supplement; (d) it is empowered to enter into the transactions contemplated by this First Supplement; and (e) it has duly authorized the execution, delivery and performance of this First Supplement.

#### Section 2.2. Agreement to Lease Phase II Project to City and County.

The Authority agrees to lease its interests in the Phase II Project to the City and County pursuant to Section 3.3 hereof and the Phase II City-County Lease, and to observe and satisfactorily and punctually perform all its agreements and obligations to be set forth in the Phase II City-County Lease.

#### Section 2.3. Agreement to Sublease Phase II Project from City and County.

The Authority agrees to sublease the City's and County's interests in the Phase II Project from the City and County pursuant to Section 3.4 and the Phase II CFA Sub-Lease, and to observe and satisfactorily and punctually perform all its agreements and obligations to be set forth in the Phase II CFA Sub-Lease.

#### Section 2.4. Agreement to Issue Phase II Bonds and To Secure Phase II Bonds with Phase II Bond Documents.

The Authority agrees to use its best efforts to carry out such steps as are necessary and appropriate in order to enable the Authority to issue, sell and deliver the Phase II Bonds as Phase II Senior Lien Bonds and Phase II Subordinate Lien Bonds as follows:

- (a) The Phase II Bonds shall be issued in an aggregate principal amount currently estimated to produce \$210 million to pay Phase II Project Costs, including Phase II CFA Advances but not including any amounts for capitalized interest, costs of issuance or the funding of debt service reserves;

- (b) The Authority shall determine the timing and terms of the Phase II Bond issuances in consultation with the City and the County;
- (c) The final maturity of the Phase II Bonds shall be not later than 40 years from the related Phase II Closing Date, including any capitalized interest period; and
- (d) Capitalized interest on the Phase II Bonds may be funded with Phase II Bond proceeds in an amount determined by the Authority, but not to exceed 12 months beyond completion of the Phase II Project.

On each Phase II Closing Date, the proceeds of the related Phase II Bonds shall be deposited and applied pursuant to the related Phase II Bond Legislation. Capitalized interest and particular Phase II Project Costs may be paid from proceeds of either Phase II Bonds, or divided between the Phase II Bonds, as the Authority may determine and the Phase II Bond Documents will allow.

Pursuant to the Phase II Bond Documents and as described in the Phase II Bond Legislation, the Authority shall pledge or assign certain trust funds to the payment of Phase II Bond Service Charges, which trust funds and (pending collection) the revenues to be deposited therein have been or will be reasonably determined by the Authority to be sufficient to pay when due all related Phase II Bond Service Charges and provide any required deposits to reserves for the payment of principal of and interest on the related Phase II Bonds, pursuant to and in accordance with the related Phase II Bond Documents, and in accordance with the requirements of this First Supplement. The Phase II Bond Documents shall contain such other provisions as are necessary and appropriate to secure the related Phase II Bonds and to provide for payment of Phase II Project Costs.

Section 2.5. Agreement to Design and Construct Phase II Project.

The Authority will determine the timetable for the design, bidding, acquisition, purchase, construction, furnishing and equipping of the Phase II Project, and undertake the same, consistent with reasonable speed and dispatch in accordance with all applicable laws and regulations, by utilizing the sources of funding described in this First Supplement.

The Authority shall continue to make Phase II CFA Advances in its discretion from amounts presently in the CFA Bond Fund to pay additional preliminary Phase II Project Costs, with the aggregate of all Phase II CFA Advances presently estimated to be \$16 million.

Prior to the sale of the Phase II Bonds, the Authority shall obtain a Project feasibility and hotel market study from an independent consultant, and with a scope, determined by the Authority in consultation with its underwriting team and the City and the County.

On or about the first Phase II Closing Date, the Authority will (a) apply any balance in the Ground Lease Rents Fund in excess of the Ground Lease Rents Fund Requirement, and (b) contribute at least \$10 million from moneys expected to be in the CFA Bond Fund after reimbursement for the Phase II CFA Advances from proceeds of the Phase II Bonds, towards the Phase II Project Costs. In addition, the Authority expects to negotiate with the present operator of the 2010 Project for a contribution from the operator of at least \$4 million in up-front “key money”

which will be applied first to pay pre-opening costs of the Phase II Project, and second to pay Phase II Project Costs. Such amounts to pay Phase II Project Costs shall be deposited in the project fund held by one of the Phase II Trustees as the Authority may determine in consultation with the City and the County, and the Phase II Bond Documents shall allow.

If the final Phase II Project Costs exceed \$210 million or market conditions substantially deteriorate, the Authority will, in consultation with the City and the County:

- (a) Undertake a “value engineering” study of the Phase II Project to identify cost-savings opportunities,
- (b) Reduce the scope of the Phase II Project without reducing the number of new rooms, if possible, and/or
- (c) Commit additional Authority resources to pay the overage.

In no event shall the City or the County be responsible for paying any Phase II Project Costs. The Phase II Project as described herein shall not be changed, altered or amended in any way which would cause the Phase II Project to be other than as described herein without the written consent of the City Representative and the County Representative.

The Authority shall not be deemed to be in default under this Section if the design, bidding, acquisition, purchase, construction, furnishing or equipping of the Phase II Project shall be delayed by its or others’ inability to secure needed services, labor or materials, or by inclement weather which delays completion of the Phase II Project, or by strikes, labor disputes, lockouts, work stoppages or like labor troubles which delay the same, or by acts of God, or by regulations or restrictions imposed by any governmental agency or authority, or by fire or other similar catastrophe, or other similar delay beyond the control of the Authority, its agents or contractors, or any of them, or in the event of the inability of the Authority to issue Phase II Bonds to finance Phase II Project Costs. The Authority shall acquire such title to or interest in the Phase II Project or any portion thereof, as the Authority deems necessary

The Authority shall not be required to incur or pay any cost or expense of performing its obligations under this Section in excess of the amounts available from (i) the proceeds of Phase II Bonds issued for such purpose, and (ii) appropriations by the Governing Body of the Authority to pay Phase II Project Costs from such sources as it shall determine.

Section 2.6. Agreement Regarding Use of City and County Moneys.

The Authority agrees that it will hold in trust and apply all moneys received by the Authority from the City or the County solely as provided in Articles III and V hereof.

Section 2.7. Maintenance of Existence.

The Authority will do all things in its power in order to maintain its existence or assure the assumption of its obligations under this First Supplement by any successor public body.

Section 2.8. Amendment to Agreement to Make Payments into CFA Bond Fund.

Section 2.10 of the Original Cooperative Agreement is hereby amended to read as follows:

“The Authority agrees to make the following payments, or cause the following payments to be made, into the CFA Bond Fund and application pursuant to Article V hereof, on the dates and in the amounts indicated:

- (a) upon receipt, and in any case, not less than monthly, (I) until the NOI and Bed Taxes Division Date, all Net Operating Income received by the Authority since the immediately preceding such payment, (II) after the NOI and Bed Taxes Division Date and until the Termination Date, 41% of such amount, and (III) after the Termination Date, none of such amount;
- (b) upon receipt, and in any case, not less than monthly, (I) until the NOI and Bed Taxes Division Date, (i) so long as the Prior Indenture is in effect, an amount of Operation and Maintenance Fund Residuals equal to the lesser of (a) such amount of Operation and Maintenance Fund Residuals, or (b) an amount equal to the CFA Project Excise Tax Proceeds, received since the immediately preceding such payment, and (ii) thereafter, the amount of CFA Project Excise Tax Proceeds received since the immediately preceding such payment, (II) after the NOI and Bed Taxes Division Date and until the Termination Date, 41% of such amounts, and (III) after the Termination Date, none of such amounts;
- (c) upon receipt, (I) until the NOI and Bed Taxes Division Date, the City Excise Tax Contribution received pursuant to Section 3.4(a) hereof, and (II) thereafter, 41% of such amount;
- (d) upon receipt, any amounts transferred from the Rental Reserve Fund pursuant to Section 5.5 hereof;
- (e) upon receipt, any amounts transferred from the Ground Lease Rents Fund after replenishing the Rental Reserve Fund pursuant to Section 5.6 hereof; and
- (f) upon receipt, any amounts transferred from the BABs Payments Fund pursuant to the Indenture.”

Section 2.9. Agreement to Make Payments into CFA Consolidated Hotel Bond Fund.

The Authority agrees to make the following payments, or cause the following payments to be made, into the CFA Consolidated Hotel Bond Fund and application pursuant to Article V of this First Supplement, on the dates and in the amounts indicated:

- (a) after the NOI and Bed Taxes Division Date, upon receipt, and in any case, not less than monthly, 59% of all Net Operating Income received by the Authority since the immediately preceding such payment or, in the case of the first such payment, from the NOI and Bed Taxes Division Date;

- (b) after the NOI and Bed Taxes Division Date, upon receipt, and in any case, not less than monthly, (i) so long as the Prior Indenture is in effect, an amount of Operation and Maintenance Fund Residuals equal to 59% of the lesser of (a) such amount of Operation and Maintenance Fund Residuals, or (b) all the CFA Project Excise Tax Proceeds, received since the immediately preceding such payment or, in the case of the first such payment, from the NOI and Bed Taxes Division Date, and (ii) thereafter, 59% of all the CFA Project Excise Tax Proceeds; and
- (c) after the NOI and Bed Taxes Division Date, upon receipt, 59% of any City Excise Tax received pursuant to Section 3.4(a) of the Original Cooperative Agreement.

Section 2.10. Pledge; Obligations Unconditional.

The Authority hereby pledges all Net Operating Income and Operation and Maintenance Fund Residuals, and the moneys and investments in the CFA Bond Fund and the Phase II CFA Hotel Project Funds for the purposes and to the extent set forth in this First Supplement. The Authority's obligations under this Article II shall be absolute and unconditional. The Authority shall appropriate and make the payments required by this Article II without abatement, diminution or deduction regardless of any cause or circumstances whatsoever, including but not limited to, any defense, setoff, recoupment or counterclaim that the Authority may have or assert against the County, the City, and Phase II Trustees or any other Person, or any damage to, destruction of or exercise of eminent domain with regard to the Phase II Project.

Section 2.11. Notification of Amounts in Phase II CFA Hotel Project Funds.

The Authority shall provide each of the City and the County with a copy of its annual budget on or before January 1 of the calendar year in question and a copy of its annual audit within 30 days of receipt and acceptance by the Governing Body of the Authority. In the event that the aggregate amount of Phase II City Rent and Phase II County Rent paid by the City and the County, respectively, during any Bond Year, exceeds the amount of Phase II CFA Rent paid by the Authority in such Bond Year, then so long as the City or the County remain unreimbursed for such excess, the Authority shall also, not less than quarterly, notify the City and the County of the balances in the Phase II CFA Hotel Project Funds. The Authority agrees, that should the City's Auditor no longer serve as the Authority's collection agent for the CFA Excise Tax, the Authority will cause any replacement collection agent thereof to provide monthly reports to the Authority, the City and the County of the amount of Operation and Maintenance Fund Residuals equal to the CFA Project Excise Tax Proceeds collected for any month.

Section 2.12. Amendment to Agreements With Respect to Notification of Amounts in CFA Hotel Project Funds.

Section 2.15 of the Original Cooperative Agreement is hereby amended to read as follows:

“The Authority shall provide each of the City and the County with a copy of its annual budget on or before January 1 of the calendar year in question, and a copy of its annual audit within 30 days of receipt and acceptance by the Governing Body of the

Authority. In the event that the aggregate amount of County Rent paid by the County during any Bond Year exceeds the amount of CFA Rent paid by the Authority in such Bond Year, or the City has made a City Parking Meter Contribution during such Bond Year, then so long as the City or the County remain unreimbursed for such excess or City Parking Meter Contribution, the Authority shall, not less than quarterly, notify the City and the County of the balances in the CFA Hotel Project Funds. The Authority agrees, that should the City's Auditor no longer serve as the Authority's collection agent for the CFA Excise Tax, the Authority will cause any replacement collection agent thereof to provide monthly reports to the Authority, the City and the County of the amount of Operation and Maintenance Fund Residuals equal to the CFA Project Excise Tax Proceeds collected for any month."

Section 2.13. Agreements With Respect to Phase II Project Insurance.

In addition to the insurance requirements contained in any Phase II Indenture, so long as the Phase II City-County Lease is in effect, the Authority shall carry and maintain, or cause to be carried and maintained casualty insurance with respect to the Phase II Project at not less than full replacement cost of the Phase II Project. Evidence of such insurance shall be delivered not less than annually to the City's Auditor and the County's Administrator by the Authority while any Phase II Bonds remain outstanding.

Section 2.14. Changes, Additions and Alterations to the Phase II Project.

After the Phase II Project has been completed, the Authority shall have the right to make any changes, additions, alterations or other capital improvements to the Phase II Project it deems necessary in its discretion, provided that while there are Phase II Bonds outstanding, no such change, addition or alteration shall change the nature of the Phase II Project as a full service convention center hotel with related meeting facilities as described herein without the written consent of the City Representative and the County Representative.

Section 2.15. Agreements of Authority Subject to Enforcement by Mandamus.

All of the obligations of the Authority under the Original Cooperative Agreement and this First Supplement are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the Authority within the meaning of Ohio Revised Code Section 2731.01, providing for enforcement by writ of mandamus.

(End of Article II)

ARTICLE III

CITY AND COUNTY REPRESENTATIONS  
AND COVENANTS

Section 3.1. Representations of City.



The City hereby makes the representations contained in the preamble hereto, and further represents that: (a) it is duly organized and validly existing under its Charter and the laws of the State; (b) it has duly accomplished all conditions necessary to be accomplished by it before the execution and delivery of this First Supplement; (c) it is not in violation of or in conflict with any provisions of the laws of the State or any other obligation or commitment which would impair its ability to carry out its obligations contained in this First Supplement; (d) it is empowered to enter into the transactions contemplated by this First Supplement; (e) it has duly authorized the execution, delivery and performance of this First Supplement; and (f) it will do all things in its power in order to maintain its existence or assure the assumption of its obligations under this First Supplement by any successor public body.

Section 3.2. Representations of County.

The County hereby makes the representations contained in the preamble hereto, and further represents that: (a) it is duly organized and validly existing under the laws of the State; (b) it has duly accomplished all conditions necessary to be accomplished by it before the execution and delivery of this First Supplement; (c) it is not in violation of or in conflict with any provisions of the laws of the State or any other obligation or commitment which would impair its ability to carry out its obligations contained in this First Supplement; (d) it is empowered to enter into the transactions contemplated by this First Supplement; (e) it has duly authorized the execution, delivery and performance of this First Supplement; and (f) it will do all things in its power in order to maintain its existence or assure the assumption of its obligations under this First Supplement by any successor public body.

Section 3.3. Agreement to Lease Phase II Project from Authority.

The City and County agree to lease the Authority's interests in the Phase II Project from the Authority pursuant to Section 2.2 hereof and the Phase II City-County Lease. Subject to Annual Appropriation of sufficient funds for the purpose, the City and County each agree to satisfactorily and punctually perform all its agreements and obligations provided for by the Phase II City-County Lease, including its obligations to make payments of Phase II City Rent and Phase II County Rent, respectively, to the Subordinate Lien Trustee upon the terms to be set forth in the Phase II City-County Lease.

Section 3.4. Agreement to Sublease Phase II Project to Authority.

The City and County each agrees to sublease its respective interest in the Phase II Project to the Authority pursuant to Section 2.3 hereof and the Phase II CFA Sub-Lease and to satisfactorily and punctually perform all its agreements and obligations to be set forth in the Phase II CFA Sub-Lease.

Section 3.5. Agreement Regarding Phase II Bond Legislation and Phase II Bond Documents.

The City and the County each agrees to the application of the moneys and the investment earnings in the Phase II CFA Hotel Project Funds pursuant to the Phase II Bond Legislation and the Phase II Bond Documents and waives any conflicts between such applications and the 2010 County Lease and the Prior Sub-Lease. To the extent, if any, that compliance by the City or the

County is required by the terms of the Phase II Bond Documents, the City and the County shall comply with its obligations set forth therein; provided, however, that no provision of the Phase II Bond Documents applicable to the City or the County shall be amended or supplemented nor shall Additional Phase II Bonds be issued under the Phase II Bond Documents without the prior written consent of the City Representative and the County Representative.

Section 3.6. City and County Not To Adversely Affect Tax Status of Phase II Tax-Exempt Bonds.

The City and County each hereby covenants that it will not take any action, or fail to take any action with respect to any of its funds, if any such action or inaction would adversely affect the exclusion from gross income of the interest on the Phase II Tax-Exempt Bonds under Section 103(a) of the Code.

Notwithstanding any provision of this Section, if the City or the County shall provide to the Authority an opinion of nationally recognized bond counsel to the effect that any action required under this Section is no longer required, or to the effect that some further action is required, to maintain the exclusion from gross income of the interest on any Phase II Tax-Exempt Bonds pursuant to Section 103(a) of the Code, the City or the County, as appropriate, and the Authority may rely conclusively on such opinion in complying with the provisions hereof.

Section 3.7. Agreement Regarding Continuing Disclosure.

In the event that either the City or the County is determined with respect to any series of Phase II Bonds to be an “obligated person” under Rule 15c2-12 promulgated by the Securities and Exchange Commission, then the City or the County, as applicable, shall cooperate with the Authority with respect to any continuing disclosure undertaking required by the underwriter for such Phase II Bonds for which the City or the County, as applicable, is an obligated person, including, if necessary, entering into a Phase II Continuing Disclosure Agreement.

Section 3.8. Agreement Regarding Phase II Project Site.

The City will either (i) extend the Ground Leases, as defined in the 2010 County Lease, to a date not earlier than ten years following the final maturity of the Phase II Bonds, or (ii) convey the Phase II Project Site to the Authority, at the earliest practicable time and without cost to the Authority.

Section 3.9. Agreement Regarding Continued Existence of Authority.

The County acknowledges and ratifies the continued existence of the Authority as a body corporate and politic created by the County pursuant to Section 351.02 of the Act and agrees that so long as any Phase II Bonds remain outstanding, the County will not dissolve, or initiate proceedings to dissolve, the Authority pursuant to any provision of law, including without limitation, section 351.03(B) of the Act. The provisions of this Section shall survive termination of this First Supplement so long as any amount is owed by the Authority to the City or the County under this First Supplement.

Section 3.10. Agreements Subject to Enforcement by Mandamus.

All of the obligations of the City and the County, together or individually, under the Original Cooperative Agreement and this First Supplement are hereby established as duties specifically enjoined by law and resulting from an office, trust or station upon the City and the County, respectively, within the meaning of Ohio Revised Code Section 2731.01, providing for enforcement by writ of mandamus.

(End of Article III)

## ARTICLE IV

### TERMS OF PHASE II BOND DOCUMENTS

#### Section 4.1. Terms of the Senior Lien Indenture

In addition to any other terms that may be agreed to by the Authority and the Senior Lien Trustee, the Senior Lien Indenture shall provide that:

- (a) The Senior Lien Phase II Bonds shall be Phase II Tax-Exempt Bonds to the extent then permitted by the Code in the opinion of the Authority's bond counsel;
- (b) The Senior Lien Phase II Bonds shall be issued in a principal amount determined by the Authority and with the consent of the City and the County as evidenced by the execution by the City Representative and the County Representative of their respective Bond Sizing Certificate in substantially the form attached as Exhibit D and taking into account the following considerations:
  - a. Minimizing the Authority's cost of capital,
  - b. The Authority's then-current projections of Net Operating Income and City Project Excise Tax Proceeds and the CFA Project Excise Tax, and the Authority's then-current estimates of the Phase II Project Costs,
  - c. Issuing the maximum amount of Senior Lien Phase II Bonds after taking into consideration credit rating and cost of borrowing analyses,
  - d. Market conditions at the time of the sale of the Subordinate Lien Phase II Bonds to the Authority's underwriters,
  - e. Providing adequate reserves for capital repairs and improvements related to the Project including the Phase II Project,
  - f. Minimizing City and County credit support for the Subordinate Lien Phase II Bonds and the risk that unreimbursed Phase II City Rent and Phase II County Rent will be required during the life of the Subordinate Lien Phase II Bonds, and

- g. The impact of the size and structure of the Subordinate Lien Phase II Bonds upon debt capacities, policies and ratings of the City and County;

The City and the County shall evidence their consent to the final principal amount of the Senior Lien Phase II Bonds by the execution of a Bond Sizing Certificate by the City Representative and the County Representative, respectively, in substantially the form attached as Exhibit D hereto to be delivered to the Authority prior to the pricing of the Senior Lien Phase II Bonds;

- (c) The Senior Lien Bonds shall be payable solely from moneys in the CFA Consolidated Hotel Bond Fund as described in Section 5.3 hereof;
- (d) The Senior Lien Phase II Bonds shall be secured by a debt service reserve fund to be funded from proceeds of the Senior Lien Phase II Bonds and held by the Senior Lien Trustee and having a required balance of 10% of the Senior Lien Phase II Bonds, to be replenished as described in Section 5.3 hereof; and
- (e) Proceeds of the Senior Lien Phase II Bonds may be used to reimburse the Authority for Phase II CFA Advances.

Section 4.2. Terms of the Subordinate Lien Indenture.

In addition to any other terms that may be agreed to by the Authority and the Subordinate Lien Trustee, the Subordinate Lien Indenture shall provide that:

- (a) The Subordinate Lien Phase II Bonds shall be Phase II Tax-Exempt Bonds to the extent then permitted by the Code in the opinion of the Authority's bond counsel;
- (b) The Subordinate Lien Phase II Bonds shall be issued in a principal amount determined by the Authority and not to exceed \$100 million; the City and the County shall evidence their approval of final principal amount of the Subordinate Lien Phase II Bonds by the execution of a Bond Sizing Certificate, by the City Representative and the County Representative, respectively, in substantially the form attached as Exhibit D hereto to be delivered to the Authority prior to the pricing of the Subordinate Lien Phase II Bonds;
- (c) The Subordinate Lien Phase II Bonds shall be payable solely from Phase II City Rent and Phase II County Rent, with the cash for such rent payments expected to come from payments of Phase II CFA Rent; and
- (d) Proceeds of the Subordinate Lien Phase II Bonds may be used to reimburse the Authority for Phase II CFA Advances.

Section 4.3. Terms of the Phase II City-County Lease.

The Phase II City-County Lease shall be structured similarly to the 2010 County Lease and with the following provisions:

- (a) The Phase II City Rent and the Phase II County Rent payable each calendar year shall each be equal to 50% of that year's principal and interest payments on the Subordinate Lien Phase II Bonds and shall be paid to the Subordinate Lien Trustee no later than the 5<sup>th</sup> day preceding each date the principal of and interest on the Phase II Subordinate Bonds are payable and to the Subordinate Lien Trustee;
- (b) The payment obligations of the City and County shall be several and not joint, and in each case, Subject to Annual Appropriation; and
- (c) The obligations of the City and County shall not be an indebtedness of the City or the County, respectively, and neither the general credit of the City nor the County shall be pledged to the payment of the debt service on the Subordinate Lien Phase II Bonds, and the owners and holders of the Subordinate Lien Phase II Bonds will not have the right to have any excises or taxes levied by the City or the County for the payment of the debt service of the Subordinate Lien Phase II Bonds.

Section 4.4. Terms of the Phase II CFA Sub-Lease.

The Phase II CFA Sub-Lease shall be structured similarly to the Prior Sub-Lease and with the following provisions:

- (a) The Phase II CFA Rent not provided for by any applicable capitalized interest shall be paid solely from moneys in the CFA Consolidated Hotel Bond Fund as described in Section 5.3 hereof on each Phase II CFA Rent Payment Date to the Subordinate Lien Trustee.

(End of Article IV)

ARTICLE V

PHASE II CFA HOTEL PROJECT FUNDS

Section 5.1. Creation of Phase II CFA Hotel Project Funds.

Pursuant to Resolution No. 2019-9 adopted by the Governing Body of the Authority on April 30, 2019 authorizing this First Supplement, the CFA Consolidated Hotel Bond Fund and the CFA Hotel Residuals Fund have been created and ordered maintained in the custody of the Authority, which shall be trust funds applicable only for the purposes described below. Moneys in the Phase II CFA Hotel Project Funds shall be applied, held and invested by the Authority only as and to the extent authorized hereby and in a manner consistent with this First Supplement.

Section 5.2. Amendment to Application of Moneys in CFA Bond Fund.

Section 5.4 of the Original Cooperative Agreement is hereby amended to read as follows:

“Notwithstanding any other ordinance, resolution or action to the contrary, all moneys received by or on behalf of the Authority from and after the date of delivery of the Improvement

Bonds pursuant to Sections 2.10 and 3.4(a) hereof shall be deposited into the CFA Bond Fund upon receipt. So long as any Bonds or Phase II Bonds are outstanding, the moneys in the CFA Bond Fund shall be, and hereby are, appropriated for the purposes set forth herein, and the Governing Body of the Authority shall take whatever action is required to make, affirm or ratify such appropriation. Only the following payments shall be made out of the CFA Bond Fund and in the following order, but only to the extent moneys in the CFA Bond Fund are sufficient for the purpose:

“FIRST, by not later than 2:00 o'clock p.m. on each CFA Rent Payment Date, the Authority shall pay to the Trustee in immediately available funds, the amount required by Section 3.01 of the CFA Sub-Lease;

“SECOND, on each November 15 that the 2010 County Lease is in effect, commencing November 15, 2012, the Authority shall transfer an amount equal to the lesser of (i) an amount which, when added to the then balance in the Rental Reserve Fund, will cause the balance in the Rental Reserve Fund to be at least equal to the Rental Reserve Fund Requirement, or (ii) the then balance in the CFA Bond Fund;

“THIRD, on each November 15, commencing November 15, 2012, the Authority shall transfer to the City and the County as reimbursement for funds advanced, for deposit into an appropriate fund of the City and the County, respectively, (a) in the case of the City, an amount equal to any City Parking Meter Contributions, and (b) in the case of the County, an amount equal to the difference between (i) the amount of County Rent paid by the County pursuant to the 2010 County Lease, and (ii) the amount of CFA Rent paid by the Authority pursuant to the CFA Sub-Lease, in each case only to the extent the City or the County has not been previously reimbursed; provided that if there are then insufficient funds in the CFA Bond Fund to fully reimburse the City and the County, the City and the County shall be reimbursed to the extent of the moneys available in the CFA Bond Fund pro rata on the basis of the respective unreimbursed advances of the City and County;

“FOURTH; on each November 15, commencing November 15, 2012, the Authority shall transfer (i) to the Ground Lease Rents Fund, if the balance therein is less than the Ground Lease Rents Fund Requirement, an amount equal to the lesser of (a) an amount which, when added to the then balance in the Ground Lease Rents Fund, will cause the balance in the Ground Lease Rents Fund to equal the Ground Lease Rents Fund Requirement, or (b) the then balance in the CFA Bond Fund, or (ii) otherwise, to such account as the Authority may determine, as reimbursement for funds advanced, an amount equal to amounts transferred from the Ground Lease Rents Fund to the Rental Reserve Fund pursuant to Section 2.12 hereof and not previously reimbursed; and

“FIFTH, on the first November 15 following the first Phase II Closing Date, the Authority shall transfer all but \$2,000,000 then on deposit in the CFA Bond Fund to the CFA Consolidated Hotel Bond Fund, and on each November 15 thereafter:

(a) 80% of any balance in the CFA Bond Fund in excess of such balance on the immediately preceding November 15 (after any required transfers) shall be transferred to the CFA Consolidated Hotel Bond Fund with the remaining 20%

retained in the CFA Bond Fund until the balance in the CFA Bond Fund is equal to the CFA Bond Fund Required Minimum Balance, and

(b) once and so long as the balance in the CFA Bond Fund exceeds the CFA Bond Fund Required Minimum Balance, 100% of any such balance in the CFA Bond Fund in excess of the CFA Bond Fund Required Minimum Balance shall be transferred to the CFA Consolidated Hotel Bond Fund.”

“If on any CFA Rent Payment Date, the amount in the CFA Bond Fund is insufficient to pay the amount required by paragraph FIRST above, the Authority shall immediately transfer, first, from the Rental Reserve Fund, and second, from the Ground Lease Rents Fund, in each case to the extent of the moneys and investments then in such Fund, the amount of such deficiency.

“Notwithstanding anything contained in this Section to the contrary, a failure by the Authority to pay when due any payment required to be made under paragraphs FIRST through FIFTH, inclusive, above, or the immediately preceding paragraph, resulting from a deficiency in the CFA Bond Fund, the Rental Reserve Fund or the Ground Lease Rents Fund, shall not constitute a default under this Agreement.”

Section 5.3. Application of Moneys in CFA Consolidated Hotel Bond Fund.

Notwithstanding any other ordinance, resolution or action to the contrary, and so long as any Phase II Bonds are outstanding, the moneys in the CFA Consolidated Hotel Bond Fund shall be, and hereby are, appropriated for the purposes set forth herein, and the Governing Body of the Authority shall take whatever action is required to make, affirm or ratify such appropriation. Only the following payments shall be made by the Authority out of the CFA Consolidated Hotel Bond Fund and in the following order, but only to the extent moneys in the CFA Consolidated Hotel Bond Fund are sufficient for the purpose:

FIRST, as needed to pay any rebate liability or yield reduction payments under the Code related to Senior Lien Bonds not otherwise provided for;

SECOND, by not later than the 15<sup>th</sup> day of each month, commencing when required by the Senior Lien Indenture, to the Senior Lien Trustee for deposit in the bond payment fund to be created by the Senior Lien Indenture, an amount equal to the preceding month’s Net Operating Income plus the City Excise Tax Contribution and CFA Project Excise Tax Proceeds received since the preceding such payment (or in the case of the first such payment, the Phase II Closing Date) until an amount equal to the then current Bond Year’s principal and interest requirements for the Senior Lien Bonds, after taking into account any applicable capitalized interest, is on deposit in such bond payment fund;

THIRD, when required by the terms of the Senior Lien Indenture, to the Senior Lien Trustee in immediately available funds, any amount needed to replenish the debt service reserve fund held by the Senior Lien Trustee for the Senior Lien Bonds;

FOURTH, as needed to pay any rebate liability or yield reduction payments under the Code related to Subordinate Lien Bonds not otherwise provided for;

FIFTH, and subject to paragraph SECOND above, on each Phase II CFA Rent Payment Date, to the Subordinate Lien Trustee for deposit in the bond payment fund to be created by the Subordinate Lien Indenture, the amount of Phase II CFA Rent then due and payable by the Authority under the Phase II CFA Sub-Lease after taking into account any applicable capitalized interest;

SIXTH, when required, any Subordinate Management Fees;

SEVENTH, when required, any Subordinate FF&E;

EIGHTH, each November 15, to the City and the County, an amount equal to any moneys advanced with regard to the 2010 Bonds by the City and the County, respectively, and not previously reimbursed from the CFA Bond Fund, in the same proportion as the unreimbursed moneys so advanced;

NINTH, each November 15, to the City and the County, an amount equal to any moneys advanced as Phase II City Rent or Phase II County Rent, respectively, and not previously reimbursed from the CFA Consolidated Hotel Bond Fund, in the same proportion as the unreimbursed moneys so advanced; and

TENTH, each November 15, to the extent that (i) the payments required by the foregoing paragraphs First through Ninth, inclusive, have been made and (ii) the balance in the CFA Consolidated Hotel Bond Fund exceeds the CFA Consolidated Hotel Bond Fund Required Minimum Balance, to the CFA Hotel Residuals Fund.

Notwithstanding anything contained in this Section to the contrary, a failure by the Authority to pay when due any payment required to be made under paragraphs FIRST through TENTH, inclusive, above, resulting from a deficiency in the CFA Consolidated Hotel Bond Fund, shall not constitute a default under this First Supplement.

Upon termination of this First Supplement and after the City and the County have been fully reimbursed for any moneys advanced with regard to the 2010 Bonds and the Phase II Bonds, including any moneys advanced as Phase II City Rent or Phase II County Rent, respectively, any balance in the CFA Consolidated Hotel Bond Fund shall be applied by the Authority for any purpose for which funds of the Authority may be lawfully expended.

#### Section 5.4. Application of Moneys in CFA Hotel Residuals Fund.

The Authority shall provide written notice to the City Representative and the County Representative at least 30 days in advance of any expenditure of moneys in the CFA Hotel Residuals Fund and shall receive the written consent of the City Representative and the County Representative prior to such expenditure; provided, however, that the City Representative and the County Representative, as applicable, shall be deemed to have approved a proposed expenditure of moneys in the CFA Hotel Residuals Fund if the City Representative and the County Representative, as applicable, have not objected in writing to such proposed expenditure within such 30-day period.



The 30 days required prior notice may be waived or reduced by the written agreement of both the City Representative and the County Representative.

(End of Article V)

## ARTICLE VI

### MISCELLANEOUS

#### Section 6.1 Term of First Supplement.

This First Supplement shall be and remain in full force and effect from the Phase II Effective Date to the Phase II Termination Date.

#### Section 6.2 Relation to Original Cooperative Agreement.

The Original Cooperative Agreement, as amended and supplemented by this First Supplement, is hereby approved, ratified and confirmed and, notwithstanding any provision of the Original Cooperative Agreement to the contrary, those portions of the Original Cooperative Agreement referred to herein or needed to implement this First Supplement shall be and remain in full force and effect until the Phase II Termination Date. Any consents required by the City or the County under the Original Cooperative Agreement may be given by the City Representative and the County Representative, respectively.

#### Section 6.3 Notices.

Unless otherwise specified, all notices, certificates, requests or other communications hereunder shall be in writing and shall be deemed to be sufficiently given when mailed by registered or certified mail, postage prepaid, and addressed to the appropriate Notice Address. A duplicate copy of each notice, certificate, request or other communication given hereunder to any Party shall also be given to the other Parties. Any of the Parties, by notice given hereunder, may designate any further or different addresses to which subsequent notices, certificates, requests or other communications shall be sent.

#### Section 6.4 Binding Effect.

This First Supplement shall inure to the benefit of and shall be binding in accordance with its terms upon the Parties and their respective permitted successors and assigns provided that this First Supplement may not be assigned by any Party without the consent of the other Parties, which in the case of the City and the County, may be given by the City Representative and the County Representative, respectively. This First Supplement may be enforced only by the Parties, their assignees, if any, and others who may, by law, stand in their respective places, except that the Senior Lien Indenture may permit enforcement of paragraphs FIRST, SECOND AND THIRD of Section 5.3 hereof by the holders of the Senior Lien Bonds (or some percentage thereof) or the Senior Lien Trustee.

#### Section 6.5 Ownership of Phase II Project after Term of Agreements.

It is the intention of the Parties that after the term of this First Supplement, the Phase II City-County Lease and the Phase II CFA Sub-Lease have expired, the ownership of the Phase II Project shall vest in the Authority. The Parties shall execute all documents necessary to accomplish such vesting.

Section 6.6. Relationship to Phase II Memorandum of Understanding.

This First Supplement supersedes the Phase II Memorandum of Understanding in all respects.

Section 6.7 Limited Obligations of Parties.

Amounts payable by the Parties shall be payable solely from the respective sources specified herein and in the Phase II City-County Lease and the amounts deposited in the CFA Hotel Project Funds. Anything in this First Supplement, the Bond Legislation, the Bond Documents, the Phase II City-County Lease, the Phase II CFA Sub-Lease or the Phase II Bonds notwithstanding, neither this First Supplement, the Bond Legislation, the Bond Documents, the Phase II City-County Lease, the Phase II CFA Sub-Lease nor the Phase II Bonds constitute a debt, or a pledge of the faith, credit or taxing power of the Authority (other than with respect to the CFA Excise Tax), the City (other than with respect to the City Excise Tax), the County, the State or any political subdivision thereof, and neither any Party, the Senior Lien Trustee, the Subordinate Lien Trustee, nor the owners or holders of the Phase II Bonds shall have any right to have any charges, excises or taxes levied by the Governing Body of the Authority (other than with respect to the CFA Excise Tax), the City (other than with respect to the City Excise Tax), or the County, the General Assembly of the State, or the taxing authority of any other political subdivision of the State, for the payment of Phase II CFA Rent, Phase II City Rent, Phase II County Rent, or the amounts payable hereunder. Nothing herein shall be deemed to prohibit any Party from lawfully using, of its own volition, any of its general resources for the fulfillment of any of the terms and conditions of this First Supplement.

Section 6.8. Amendments and Supplements.

This First Supplement may be amended only by written agreement of the Parties duly authorized by their respective Governing Bodies. In addition, the Senior Lien Indenture may require the consent of the holders of the Senior Lien Bonds (or some percentage thereof) and the Senior Lien Trustee be obtained before any amendment to paragraphs FIRST, SECOND and THIRD of Section 5.3 hereof may take effect.

Section 6.9. Execution Counterparts.

This First Supplement may be executed in any number of counterparts, each of which shall be regarded as an original and all of which shall constitute but one and the same instrument.

Section 6.10. Severability.

If any provision of this First Supplement, or any covenant, obligation or agreement contained herein is determined by a court to be invalid or unenforceable, that determination shall not affect any other provision, covenant, obligation or agreement, each of which shall be construed

and enforced as if the invalid or unenforceable portion were not contained herein. That invalidity or unenforceability shall not affect any valid and enforceable application thereof, and each such provision, covenant, obligation or agreement shall be deemed to be effective, operative, made, entered into or taken in the manner and to the full extent permitted by law.

Section 6.11. No Third Party Beneficiary.

The provisions of this First Supplement are for the exclusive benefit of the Parties and not for the benefit of any third person, nor shall this First Supplement be deemed to have conferred any rights, express or implied, upon any third person unless otherwise expressly provided for herein, except that the Senior Lien Bondholders and the Senior Lien Trustee shall be third-party beneficiaries of paragraphs FIRST, SECOND AND THIRD of Section 5.3.

Section 6.12. Governing Law.

This First Supplement shall be deemed to be a contract made under the laws of the State and for all purposes shall be governed by and construed in accordance with the laws of the State.

(End of Article VI)

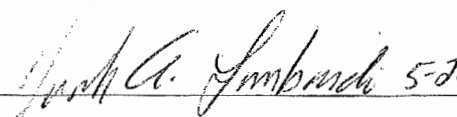
IN WITNESS WHEREOF, the Parties have caused this First Supplement to be duly executed in their respective names on the dates written below.

THE FRANKLIN COUNTY  
CONVENTION FACILITIES  
AUTHORITY, the "Authority"

By:   
Executive Director

By:   
Treasurer

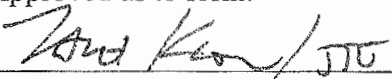
CITY OF COLUMBUS, OHIO, the "City"

By:  5-21-19

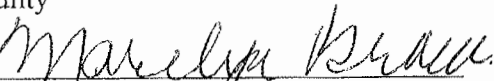
Title: Director of Finance and Management

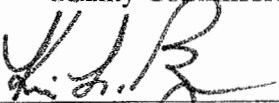
Date: 05/28/19

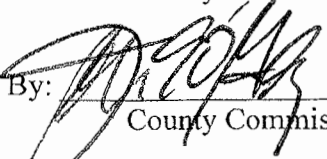
Approved as to form:

  
City Attorney  
City of Columbus, Ohio

COUNTY OF FRANKLIN, OHIO, the  
"County"


By:   
County Commissioner

By:   
County Commissioner

By:   
County Commissioner

Date: \_\_\_\_\_, 2019

Approved as to form:

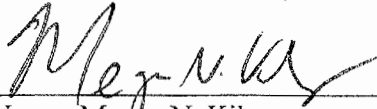
  
Ass't. Prosecuting Attorney  
County of Franklin, Ohio

**FISCAL OFFICER'S CERTIFICATE FOR CITY**

The undersigned, City Auditor of the City of Columbus, Ohio as fiscal officer of such City, hereby certifies that zero dollars financial obligation exists for the City of Columbus during the fiscal year 2019 under the foregoing First Supplement to the Cooperative Agreement and zero dollars have been lawfully appropriated by the City Council of such City pursuant to the approval of Ordinance No. 0811-2019, and zero dollars are in the treasury of such City or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This Certificate is given in compliance with Ohio Revised Code Sections 5705.41 and 5705.44.

CITY OF COLUMBUS, OHIO

Dated: 5/24, 2019


  
\_\_\_\_\_  
Name: Megan N. Kilgore  
Title: City Auditor

**FISCAL OFFICER'S CERTIFICATE FOR COUNTY**

The undersigned, County Auditor of the County of Franklin, Ohio, as fiscal officer of such County, hereby certifies that \$0.00 to meet the obligations of such County during the fiscal year 2019 under foregoing First Supplement to the Cooperative Agreement has been lawfully appropriated by the board of county commissioners of such County pursuant to the approval of Commissioners' Resolution No. \_\_\_\_\_ and is in the treasury of such County or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This Certificate is given in compliance with Ohio Revised Code Sections 5705.41 and 5705.44.

COUNTY OF FRANKLIN, OHIO

Dated: May 15, 2019

  
Name: Michael Stinziano  
Title: County Auditor

## EXHIBIT A

### PHASE II PROJECT SITE

The Phase II Project Site is a portion of the land presently leased by the Authority from the City pursuant to the Ground Leases, as defined in the 2010 County Lease, and more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, located Section 8, Township 5, Range 22, Refugee Land, being part of Lot 3 of Ohio Center of record in Plat Book 58, Page 15 as conveyed to the City of Columbus as described in Deed book 3370, Page 435, all references being those of record in the Franklin County, Ohio, Recorder's Office and being more particularly described as follows:

**BEGINNING** at the intersection of the northerly line of Columbus Center Drive as shown in Columbus Convention Center Drive Dedication Part 2, of record on Plat Book 109, Page 88 and the easterly line of North High Street as shown in said Ohio Center;

Thence along the easterly line of North High Street and the westerly line of said Lot 3, North 08°16'34" West, 165.28 feet, to a point;

Thence across said Lot 3, the following courses:

In part along the southerly wall face of the two-story building of the Greater Columbus Convention Center, North 86°21'43" East, 48.38 feet, to a point of curvature;

Continuing along the southerly wall face of the two-story building of the Greater Columbus Convention Center, with a curve to the left having a delta angle of 13°52'28", a radius of 725.00 feet, a curve length of 175.56 feet, and a chord bearing and distance of North 79°25'29" East, 175.13 feet, to a point;

In part along the westerly face of the concrete parapet with railing, South 23°45'07" East, 55.20 feet, to said northerly line of Convention Center Drive;

Thence along said northerly line of Convention Center Drive, South 55°07'36" West, 220.03 feet, to a point of curvature;

Thence continuing along said northerly line of Convention Center Drive, with a curve to the right having a delta of 09°07'17", a radius of 279.53 feet, a curve length of 44.50 feet, a chord bearing and distance of South 59°41'14" West, 44.45 feet, to the **True Point of Beginning**, containing 0.572 acres, more or less.

Subject to all legal easements, restrictions and rights of way, if any, of previous record.

The bearings for this description are based on the Ohio State Plane Coordinate System, South Zone, NAD83 (CORS96). Said bearings originated from a field traverse which was referenced to said coordinate system by GPS observations and observations of selected stations in the Ohio Department of Transportation Virtual Reference Station Network. The north line of Convention Center Drive as shown in Columbus Convention Center Drive Dedication Part 2, of record on Plat Book 109, Page 88 having a bearing of South 55°07'36" West is designated the "Basis of Bearing" for this description.

This description is for land lease purposes only and not prepared to O.R.C or Franklin County Engineer's transfer and conveyance standards.

## EXHIBIT B

### PHASE II PROJECT DESCRIPTION

The Phase II Project will consist of the construction, installation, furnishing and equipping of:

(a) a new tower containing an estimated 463 full-service convention center hotel rooms on the Phase II Project Site,

(b) retrofitting of an estimated five rooms within the 2010 Project, and

(c) convention meeting space, restaurants and support facilities, designed, for self-contained conventions and as meeting space complementary to and used in connection with the operation of the and other convention facilities of the Authority;

all complementary to and operated with the 2010 Project as a single, full-service convention center hotel by an entity selected by the Authority.

The Phase II Project will be designed and constructed consistent with the brand standards for full-service convention hotels maintained by major national hotel companies such as Hilton Hotels Corporation, including all buildings, improvements, structures, facilities, FF&E, exterior signage, common areas, parking, pool and other areas, and all easements, appurtenances, entry and exit rights benefiting the Phase II Project as the Authority may determine.

More detail concerning the present plans for the Phase II Project follow on the next page to this Exhibit.



Columbus, Ohio  
December 13, 2018

**BUILDING SUMMARY**

BUILDING CONSTRUCTION BUDGET (Estimate)	\$0
CONSTRUCTION COST PER SQUARE FOOT	\$0
CONSTRUCTION COST PER KEY	\$0
CONSTRUCTION COST PER BAY	\$0
TOTAL GUESTROOM AREA	266,738 SF 64.7%
TOTAL PUBLIC AREA	135,987 SF 33.2%
TOTAL PUBLIC SUPPORT	49,831 SF 12.2%
TOTAL BUILDING AREA	452,556 SF 100%
TOTAL AREA PER KEY (2.0)	226.3 SF
TOTAL AREA PER KEY (REPURPOSED 1.0)	113.2 SF
TOTAL AREA PER BAY	949.0 SF
TOTAL GUESTROOM AREA PER KEY	562.0 SF
TOTAL GUESTROOM AREA PER BAY	525.0 SF
TOTAL GUESTROOM KEYS (2.0)	413 KEYS
TOTAL GUESTROOM BAYS (2.0)	484 BAYS
NET MEETING SPACE PER KEY (1.0 + 2.0)	75 NSF
MEETING SPACES	0 Spaces

**Notes**

1. Only construction for programmatic elements are included in these calculations.  
2. Other areas such as Ballrooms, Loading Areas, Colonnades, Plaza, Pool Deck and Terrace  
3. All other areas included in any budget estimate.  
4. All services provided to be provided on the program.

**Columbus Hilton Downtown 2.0**  
Columbus, Ohio  
December 13, 2018

**Facilities Program - Executive Summary**

GUESTROOMS & SUITES				
	Proposed in Hilton 2.0	Repurposed in Hilton 1.0	Existing in Hilton 1.0	Columbus Hilton Total
1-Bay Standard King	198 Keys	4 Keys	256 Keys	458 Keys
2-Bay Standard Double-Queen	223 Keys	1 Key	223 Keys	457 Keys
Jr. King Suites	20 Keys	0 Keys	0 Keys	20 Keys
1-Bay Suites	17 Keys	0 Keys	48 Keys	61 Keys
1-Bay Suites	2 Keys	0 Keys	1 Key	3 Keys
2-Bay Suites	0 Keys	0 Keys	1 Key	1 Key
<b>Total Guestrooms</b>	<b>469 Keys</b>	<b>5 Keys</b>	<b>532 Keys</b>	<b>1000 Keys</b>

MEETING FACILITIES				
	Proposed in Hilton 2.0	Repurposed in Hilton 1.0	Existing in Hilton 1.0	Columbus Hilton Total
Grand Ballroom	11,093 SF	0 SF	0 SF	11,093 SF
Jr. Ballroom	16,422 SF	0 SF	12,048 SF	28,470 SF
Multi-Function Room A	0 SF	5,370 SF	2,856 SF	8,226 SF
Multi-Function Room B	5,043 SF	0 SF	2,692 SF	7,735 SF
Multi-Function Room C	5,043 SF	0 SF	0 SF	5,043 SF
Meeting Room A	1,301 SF	0 SF	1,350 SF	2,651 SF
Meeting Room B	4,634 SF	0 SF	1,406 SF	6,040 SF
Meeting Room C	1,653 SF	0 SF	736 SF	2,389 SF
Meeting Room D	967 SF	0 SF	0 SF	967 SF
Conference Room A	871 SF	0 SF	0 SF	871 SF
Conference Room B	837 SF	0 SF	0 SF	837 SF
Conference Room C	1,267 SF	0 SF	0 SF	1,267 SF
Flex Meeting Room A	714 SF	0 SF	0 SF	714 SF
Flex Meeting Room B	2,448 SF	0 SF	0 SF	2,448 SF
Boardroom A	371 SF	0 SF	330 SF	701 SF
Boardroom B	637 SF	0 SF	338 SF	975 SF
<b>Total Meeting Space</b>	<b>47,718 SF</b>	<b>5,370 SF</b>	<b>22,080 SF</b>	<b>75,168 SF</b>

GROSS SQUARE FOOTAGE				
	Proposed in Hilton 2.0	Repurposed in Hilton 1.0	Existing in Hilton 1.0	Columbus Hilton Total
Guestroom Area	233,738 SF	1,360 SF	294,120 SF	529,218 SF
Public Area	203,738 SF	13,824 SF	35,630 SF	253,192 SF
<b>Total Gross Area</b>	<b>437,476 SF</b>	<b>15,224 SF</b>	<b>330,750 SF</b>	<b>823,450 SF</b>

PROJECT NO. 20180206    REVISION NO. 602    DATE 12/13/2018    *Notes*

**FACILITIES PROGRAM - EXECUTIVE SUMMARY**



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COLUMBUS HILTON 2.0  
COLUMBUS, OH

JEFFREY  
BEERS

COOPER CARRY

Meyers + associates  
ARCHITECTS

EXHIBIT C

PHASE II FINANCING PLAN

The Phase II Financing Plan consists of the financing plan presented to representatives of the City and the County on December 6, 2018, and includes the following estimated sources and uses as presented at the December 6, 2018 stakeholders' meeting:

Financing Summary

Plan of Finance

\$000s	2019A \$	2019B \$	Total
<b>Sources</b>			
Par Amount	\$138,075	\$100,000	\$238,075
Premium	1,882	9,668	11,550
CFA Cash Contribution	-	9,765	9,765
Key Money	2,000	2,000	4,000
<b>Total Sources</b>	<b>\$141,957</b>	<b>\$121,433</b>	<b>\$263,390</b>
<b>Additional Sources</b>			
FCCFA Cash Contribution to Phase II CFA Bond Fund	-	-	17,135
<b>Uses</b>			
Project Fund	\$105,000	\$105,000	\$210,000
Capitalized Interest	21,287	15,417	36,703
DS Reserve Fund	13,808	-	13,808
Cost of Issuance	873	650	1,522
Underwriter's Discount	990	367	1,357
<b>Total Uses</b>	<b>\$141,957</b>	<b>\$121,433</b>	<b>\$263,390</b>
<b>Additional Uses</b>			
Phase II CFA Bond Fund Transfer from FCCFA	-	-	17,135

Financing Results	2019A \$	2019B \$	Total
Fixed Maturity	100%	100%	100%
Fixed Maturity	100%	100%	100%
Average Life (Years)	25.0%	25.0%	25.0%
Maximum Annual CS	2.5 million	2.5 million	2.5 million
Average Annual CS	2.5 million	2.5 million	2.5 million
Total Interest Cost	4.00%	4.00%	4.00%
All Outgoing Cash	4.00%	4.00%	4.00%
2018 Single Bonding Fund	100%	100%	100%

Preliminary, subject to change

**EXHIBIT D**

**[Form of County Bond Sizing Certificate]**

The undersigned, [Title of Signing Officer] of the County of Franklin, Ohio, pursuant to authority granted by a resolution adopted by the board of county commissioners of the County on April 16, 2019 and pursuant to the First Supplement to the Cooperative Agreement dated as of January 1, 2010 among the County, the City of Columbus, Ohio and The Franklin County Convention Facilities Authority (the "Authority") dated as of May 1, 2019 (the "First Supplement"), and as the County Representative (as defined in the First Supplement) on the date hereof, hereby makes the following determinations on behalf of the County (capitalized terms used herein and not otherwise defined shall have the meanings assigned in the First Supplement):

A. The issuance of the Senior Lien Phase II Bonds by the Authority in the principal amount of \$ \_\_\_\_\_ is hereby approved and consented to; and

B. The issuance of the Subordinate Lien Phase II Bonds by the Authority in the principal amount of \$ \_\_\_\_\_ is hereby approved and consented to.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
[Title of Signing Officer]  
Franklin County, Ohio

**[Form of City Bond Sizing Certificate]**

The undersigned, [Title of Signing Officer] of the City of Columbus, Ohio, pursuant to authority granted by an ordinance adopted by the city council of the City on April 8, 2019 and pursuant to the First Supplement to the Cooperative Agreement dated as of January 1, 2010 among the City, the County of Franklin Ohio, and The Franklin County Convention Facilities Authority (the "Authority") dated as of May 1, 2019 (the "First Supplement"), and as the City Representative (as defined in the First Supplement) on the date hereof, hereby makes the following determinations on behalf of the City (capitalized terms used herein and not otherwise defined shall have the meanings assigned in the First Supplement):

A. The issuance of the Senior Lien Phase II Bonds by the Authority in the principal amount of \$ \_\_\_\_\_ is hereby approved and consented to; and

B. The issuance of the Subordinate Lien Phase II Bonds by the Authority in the principal amount of \$ \_\_\_\_\_ is hereby approved and consented to.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
[Title of Signing Officer]  
City of Columbus, Ohio

## EXHIBIT A

### 371.02 - Imposition of tax.

(a) For the purpose of providing revenue for the advancement of the cultural development of the community, for promotion and publicizing of the city of Columbus as a desirable location for conventions, trade shows and similar events to encourage the patronage and business of cultural, educational, religious, professional, sports, and other organizations to utilize the city of Columbus and its numerous facilities for such events, to support the production of affordable housing and create home ownership opportunities within the city of Columbus through the Affordable Housing Trust for Columbus and Franklin County, and for the further purpose of providing emergency human service needs to the community, all for the benefit of the citizens of the city of Columbus, an excise tax of three (3) percent is hereby levied on transactions by which lodging by a hotel or transient accommodations, including short-term rentals, is or is to be furnished to transient guests or short-term rental guests, pursuant to former Ohio Revised Code Sec. 5739.02(C)(1) (currently Ohio Revised Code Sec. 5739.08(A)) and furthermore, an additional excise tax of three (3) percent is hereby levied on transactions by which lodging by a hotel or transient accommodations, including short-term rentals, is or is to be furnished to transient guests or short-term rental guests, pursuant to former Ohio Revised Code Sec. 5739.02(C)(2) (currently Ohio Revised Code Sec. 5739.08(B)). Effective January 1, 1989, the excise tax of three (3) percent levied pursuant to former Ohio Revised Code Sec. 5739.02 (C)(1) (currently Ohio Revised Code Sec. 5739.08(A)) above shall be reduced to two and one-tenths (2.1) percent and shall be levied on transactions by which lodging by a hotel or transient accommodations is or is to be furnished to transient guests.

(b) Although the above levies are separate and distinct, for purposes of determining distribution, the combined amounts are hereinafter referred to as the "Hotel-Motel—ShortTerm Rental Excise Taxes".

(c) Except as otherwise provided in this Chapter, all revenues received by the city from the hotel/motel/short-term rental excise taxes each year shall be divided for the use of promoting and publicizing the city of Columbus as a desirable location for conventions, trade shows, and similar events; for use in purchasing cultural services for the enrichment of the community; for support of the production of affordable housing and creation of home ownership opportunities in Columbus; and for emergency human service needs. Of the combined rates of five and onetenths percent (5.1%) the amount of tax allocated for the purpose of promoting the city of Columbus from funds generated by the hotel/motel/short-term rental excise taxes shall be two and thirty-nine-hundredths percent (2.39%) effective January 1, 2014. The maximum amount of said tax to be allocated for the purpose of expanding cultural services for the enrichment of the community shall not exceed a rate of one and sixty-eight-hundredths percent (1.68%) in relation to the five and one-tenths percent (5.1%) combined rate effective January 1, 2014. By December of each year, recipients of funding pursuant to promoting the city and for cultural enrichment shall provide the mayor and city council a performance report of that year's activities. The maximum amount of said tax to be allocated for the purpose of providing emergency human service needs to the community shall not exceed a rate of six-tenths percent (.6%) in relation to the five and one-tenths percent (5.1%) combined rate, effective January 1, 2014, of which up to three hundred thousand dollars (\$300,000.00) annually may be allocated by city council to assist social service agencies in the city with the capital costs of maintaining their facilities. The amount of tax

allocated to support the production of affordable housing and create home ownership opportunities within the city of Columbus through the Affordable Housing Trust for Columbus and Franklin County shall be up to forty-three-hundredths percent (.43%) in relation to the five and one-tenths percent (5.1%) combined rate, effective January 1, 2014.

(d) The payment scheduled for each of the aforementioned allocations in Section 371.02(c) shall be determined by the city auditor, provided that the city shall disperse at least fifty (50) percent of the revenue from the three (3) percent tax levied pursuant to former Ohio Revised Code Sec. 5739.02(C)(2) (currently Ohio Revised Code Sec. 5739.09), to make contributions to convention and visitors bureaus operating within the county, annually. The payment schedule for contributions to convention and visitors bureaus operating within the county shall be determined by the city auditor and shall follow the priorities established below:

(1) The first priority is for said contributions to be paid to the Franklin County Convention Facilities Authority, a duly constituted convention and visitors bureau operating within the county of Franklin, Ohio, to the extent necessary to satisfy the city's obligation under Section 3.06 of the lease agreement dated as of June 1, 1990, as amended, between the Franklin County convention facilities authority, as lessor, and the city and the county of Franklin, Ohio, as lessees.

(2) The second priority is for said contributions to be made pursuant to authorization of council to convention and visitors bureaus operating within the county of Franklin, Ohio, when in the judgment and opinion of the city auditor such contributions are not required to meet the first priority. The city auditor may make contributions on a monthly basis provided no second priority contribution shall be made in a month until such time as a first priority contribution is either satisfied or deemed not required.

(3) Receipts attributed to the full service convention center hotels located on High Street in Columbus, Ohio nearby ~~across from~~ the existing Columbus Convention Center shall be allocated for use as directed under Section 3.4 of the Cooperative Agreement by and between the City, the County of Franklin and the Franklin County Convention Facilities Authority beginning January 1, 2013, as supplemented, for a period of up to 30 years or the life of the bonds for the project, whichever is greater.

(e) Each recipient organization of funds pursuant to the above described allocation shall within one hundred twenty (120) days after the end of their fiscal year provide to the city auditor financial statements of the organization for such fiscal year prepared in accordance with generally accepted accounting principles, with an opinion thereon by a firm of certified public accountants.

(f) The tax imposed herein applies and is collectible at the time the lodging is furnished regardless of the time when the price is paid. The tax does not apply to lodging furnished to the state, or any of its political subdivisions, or any charitable organization for the lodging of transient indigent individuals, when such charitable organization pays the hotel or transient accommodation, including short-term rentals, for such lodging.

(g) For the purpose of the proper administration of this chapter and to prevent evasion of the tax it is presumed that all lodging furnished by hotels or short-term rentals to transient guests and short-term rental guests is subject to the tax until the contrary is established.

(h) To defray the expenses incurred in the collection and administration of the tax, the auditor may retain one-half percent (0.5%) of the collected gross revenues from the city's proportion of the tax on short-term rental guests paid to either the hosting platform or the short-term rental host.

371.18 - Convention Center Hotels. Subject to Section 371.02(d)(1), Hotel-Motel Excise Taxes receipts attributed to the fullservice convention center hotels located on High Street, in Columbus, Ohio nearby ~~across from~~ the existing Columbus Convention Center shall be paid to the Franklin County Convention Facilities Authority for use as directed under Section 3.4 of the Cooperative Agreement by and between the City, the County of Franklin and the Franklin County Convention Facilities Authority governing the acquisition, construction, installation, equipping and financing of such full-service convention center hotel.

# **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 :**

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 President or 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 a provision of Article I, Title 39, is the 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 COMPLETE SPECIFICATIONS ON ANY OF THE FOLLOWING BID PROPOSALS PLEASE VISIT [HTTPS://COLUMBUSVENDORSERVICES.POWERAPPSPORTALS.COM/](https://columbusvendorservices.powerappsportals.com/).**

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/9/2022 11:00:00 AM

RFQ023511 - Police - Training Tables

1.1 Scope: It is the intent of the City of Columbus, Division of Police to obtain formal bids to establish a contract for the purchase of powered training tables to facilitate recruit training to be used at the Columbus Police Academy.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of 93, 60" powered training tables and all associated parts and equipment to have a functioning unit. 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 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Tuesday, November 22, 2022. Responses will be posted on the RFQ on Vendor Services no later than Tuesday, November 29, 2022 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 bid number RFQ023511.



THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/9/2022 12:00:00 PM

RFQ023655 - OLD BEECHWOLD CONNECTOR

The City of Columbus is accepting Bids for the Old Beechwold Connector for which consists of excavation, clearing and grubbing, grading, pollinator beds, tree planting and other such work as may be necessary to complete the contract, in accordance with the scope of services set forth in this Invitation for Bid (IFB). Bids will be received by the City of Columbus, Department of Recreation & Parks, Design & Construction, until December 9, 2022 at 12:00 pm local time. The bid should be emailed to Keith May at [kamay@columbus.gov](mailto:kamay@columbus.gov) with the subject stating, "Old Beechwold Connector – Company Name". All work must be substantially completed by March 31, 2023. Questions regarding the IFB should be submitted to Keith May, City of Columbus, Design & Construction, via email [kamay@columbus.gov](mailto:kamay@columbus.gov) prior to December 6, 2022 at 12:00 pm local time.

BID OPENING DATE - 12/12/2022 12:00:00 PM

RFQ023538 - Police/Fire Pre-employment Physical/Cardiovascular Screening

The City of Columbus Civil Service Commission is soliciting proposals through the Invitation for Bid (IFB) process for qualified companies or organizations to provide medical services for preemployment physicals and/or cardiovascular screening for police officer and firefighter candidates.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/14/2022 10:00:00 AM

RFQ023484 - Columbus Bikeways & Micromobility Plan

1.1 Scope: The City of Columbus, Department of Public Service is receiving proposals until December 14, 2022 at 10:00 A.M. local time, for professional services for the Columbus Bikeways and Micromobility Plan RFP. Proposals are being received electronically by the Department of Public Service, Office of Support Services via Bonfire at <https://columbus.bonfirehub.com/login>. This project will develop a strategic action plan to implement a safe and connected bikeway and micromobility system throughout the city. The resulting plan will serve as an update of the 2008 Bicentennial Bikeways Plan and will advance the objectives of Vision Zero Columbus, the Columbus Climate Action Plan, and the LinkUS Active Transportation Vision. The plan will have a core focus on bicycle facilities, but will also examine opportunities to enhance all modes of micromobility and active transportation, with an emphasis on connections to transit, jobs, trails, and community destinations. Plan elements will include equitable public engagement, policy recommendations, priority network development, facility type recommendations, project constructability/feasibility analysis, and a recommended capital improvement program for priority implementation projects, and other such work as may be necessary to complete the contract, as set forth in this Request for Proposals (RFP). All questions concerning the RFP are to be sent to [capitalprojects@columbus.gov](mailto:capitalprojects@columbus.gov). The last day to submit questions will be specified in the RFP; phone calls will not be accepted. Responses will be posted on Bonfire at <https://columbus.bonfirehub.com/login> as an addendum. A pre-proposal meeting will not be held. Notice of published addenda will be posted on the City's Vendor Services web site and all addenda will be posted on Bonfire at <https://columbus.bonfirehub.com/login>. The selected Consultant shall attend a scope meeting anticipated to be held on/about two weeks after proposals are due. The projected scope date will be specified in the RFP. If the Project Manager is not available, the Consultant may designate an alternate to attend in their place. 1.2 Classification: All proposal documents (Request for Proposal, reference documents, addenda, etc.) will be available for review and download on Bonfire at <https://columbus.bonfirehub.com/login> after the RFP is advertised. Firms must meet the mandatory requirements stated in the RFP for a proposal to be considered for contract award. 1.3 Bonfire: If you do not have an account with Bonfire and you would like to review project information or submit a proposal, you will need to register for an account. Go to <https://columbus.bonfirehub.com/login> in order to sign up. 1.4 City of Columbus MBE/WBE Program: This project is subject to the requirements of the City's MBE/WBE Program. The MBE/WBE goal assigned to this project is 20.0%. Contact the Office of Diversity and Inclusion, Tia Roseboro, Contract Compliance and Certification Programs Manager, at [THRoseboro@Columbus.gov](mailto:THRoseboro@Columbus.gov) with any questions concerning companies eligible to participate in the program. A debriefing session is available to all professional services prime consultants who are unsuccessful in responding to this solicitation for request for proposals. A request for a debriefing session must be submitted via email at [capitalprojects@columbus.gov](mailto:capitalprojects@columbus.gov) within thirty days following the contract award.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/14/2022 2:00:00 PM

RFQ023488 - Private Development Tree Code RFP

The Columbus Recreation and Parks Department is soliciting proposals for professional services to research, gather community input, draft, and present a private tree protection ordinance for the City of Columbus, culminating in the adoption of the ordinance by Columbus City Council. Qualified teams or individuals must be able to deliver a full assessment and recommendation for the City's ordinance, including the application of the ordinance. The result of this project will provide the Director of Recreation and Parks and the Columbus City Council recommended language to immediately implement tree preservation on private property. Deliverables 1. Synthesis report of public input a. For an example, see Columbus UFMP 2020 Public Engagement Report 2. Analysis of the potential canopy impacts of the recommended tree protection ordinance, building a data-driven case for its adoption. 3. Council-ready private tree protection ordinance 4. Final presentation on ordinance to City leadership 3. Project Schedule: Announcement of RFP Thursday, November 17, 2022 Deadline to Submit Questions Monday, December 5, 2022 Addendum Posted Monday, December 12, 2022 RFP Due Thursday, December 15, 2022 by 2:00 pm EST Potential Short List Interviews January 16-20, 2023 (if requested) Consultant Selected January 2023 Commission February 2023 City Council Legislation February 2023 Expected Notice to Proceed March 2023 5.1. Proposals shall be uploaded to the Bonfire website at <https://columbus.bonfirehub.com/portal/?tab=openOpportunities> . 5.2. Proposals will be received by the City until the time specified in Section 3 above. No proposals will be accepted thereafter. 5.3. Direct Proposals to: Bonfire at <https://columbus.bonfirehub.com/portal/?tab=openOpportunities> . No hard copy proposals will be received nor considered. 5.4. Questions: Direct questions via e-mail only to Rosalie Hendon, [RFHendon@columbus.gov](mailto:RFHendon@columbus.gov). No contact is to be made with the City other than with the Project Manager through e-mail with respect to this proposal or its status. The deadline for questions is stipulated in Section 3 above. Answers to questions received will be posted on <https://columbus.bonfirehub.com/portal/?tab=openOpportunities> the City's Vendor Services web site by December 12. 5.5. Direct Proposals to Bonfire at <https://columbus.bonfirehub.com/portal/?tab=openOpportunities> .

BID OPENING DATE - 12/14/2022 3:00:00 PM

RFQ023371 - COMPOST FACILITY ODOR CONTROL IMPROVEMENTS PHASE 1

The City of Columbus (hereinafter "City") is accepting bids for Compost Facility Odor Control Improvements Phase 1, C11, 650375-100002 the work for which consists of replacing the compost blowers, one biofilter fan, two leachate pumps, locker rooms renovations, improvements to the electrical system, minor improvements to the composting process, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, special provisions, and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). 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](http://www.bidexpress.com)). Bids are due 12/14/2022 at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. GOALS (MBE/WBE AND DBE GOALS) Both the City MBE/WBE goal and the U.S. EPA goals are required to be met and the associated forms for both City and U.S. EPA goals must be completed and submitted with the bid. If the U.S. EPA DBE goals or the City MBE/WBE goal cannot be met, the specifications require the demonstration and documentation of a good faith effort using the appropriate forms for both provided in the IFB. Please note that if there is not a City MBE/WBE goal associated with the project the U.S. EPA DBE goals are still required to be met. QUESTIONS CONCERNING BID EXPRESS The City cannot assist with Bid Express issues or questions. For questions or help with Bid Express, contact Bid Express at 888-352-2439 or [support@bidexpress.com](mailto:support@bidexpress.com).

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFQ023376 - LINDEN NEIGHBORHOOD STORMWATER SYSTEM IMPROVEMENTS PHASE 2

The City of Columbus (hereinafter "City") is accepting bids for Linden Neighborhood Stormwater System Improvements Phase 2, C.I.P. No. 610785-100000 the work for which consists of installation and improvements of storm sewer, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, special provisions, and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). 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](http://www.bidexpress.com)). Bids are due December 7, 2022 at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. SPECIFICATIONS Special Provisions, Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). Drawings and technical specifications are contract documents. Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). QUESTIONS Questions pertaining to the drawings and specifications must be submitted in writing only to the City of Columbus Department of Public Utilities, ATTN: William Glenn, via fax at 614-645-0888, or email at [wbglenncolumbus.gov](mailto:wbglenncolumbus.gov) prior to November 29, 2022 at 11:00 pm local time. Any questions regarding the bidding process may be sent electronically to [DPUConstructionBids@columbus.gov](mailto:DPUConstructionBids@columbus.gov). No phone calls will be accepted. The City or its representative will not be bound by any oral interpretations which are not reduced to writing and included in addenda. Any interpretations of questions so raised, which in the opinion of the City or its representative require interpretations, will be issued by addenda and posted on [www.bidexpress.com](http://www.bidexpress.com).

RFQ023452 - SMOKY ROW STREET LIGHTING

The City of Columbus (hereinafter "City") is accepting bids for Smoky Row Street Lighting, C.I.P. No. 670863-100000 the work for which consists of limits on SMOKY ROW RD, from Worthington Woods Blvd to Hard Rd. This project will provide overhead street lighting to the project area, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, special provisions, and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). 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](http://www.bidexpress.com)). Bids are due [12/14/2022] at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. Special Provisions, Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). Drawings and technical specifications are contract documents. [Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). QUESTIONS CONCERNING THE BID DOCUMENTS OR PROJECT Questions pertaining to the drawings and specifications must be submitted in writing only to the City of Columbus, ATTN: Patrick Henderson, via email at [phenderson@columbus.gov](mailto:phenderson@columbus.gov) prior to 12/07/2022@ 3PM local time. Any questions regarding the bidding process may be sent electronically to [DPUConstructionBids@columbus.gov](mailto:DPUConstructionBids@columbus.gov). No phone calls will be accepted. The City or its representative will not be bound by any oral interpretations which are not reduced to writing and included in addenda. Any interpretations of questions so raised, which in the opinion of the City or its representative require interpretations, will be issued by addenda and posted on [www.bidexpress.com](http://www.bidexpress.com). QUESTIONS CONCERNING BID EXPRESS The City cannot assist with Bid Express issues or questions. For questions or help with Bid Express, contact Bid Express at 888-352-2439 or [support@bidexpress.com](mailto:support@bidexpress.com).

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/15/2022 11:00:00 AM

RFQ023405 - Lawn Mowing Services UTC

1.1 Scope: This proposal is to provide the City of Columbus with a Universal Term Contract (UTC) for Lawn Mowing services. The contract will be used by various City agencies for lawn cutting adjacent to sources of public sewer system, distribution facilities, administrative buildings, and remote sites as well as city property near private homes and businesses. The proposed contract will be in effect through February 28, 2026. This contract will commence with the 2023 cutting season (April 1st, 2023). 1.2 Classification: For the purpose of this Contract the City has been divided into Four (4) quadrants Zones and Floodwall. Offerors are required to show experience in providing these types of equipment and services as detailed in these specifications. 1.2.1 Offeror Experience: The Lawn Maintenance services offeror must submit an outline of its experience and work history in these types of services for the past four (4) years. 1.2.2 Offeror References: The Lawn Maintenance services 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 Proximity: All offerors must demonstrate (by means of providing the information requested herein) the ability and means to respond to the specifications within the response times stated. 1.2.4 Bid Structure: Offerors are requested to submit pricing for various locations divided into four (4) geographic quadrants "Zones" and the floodwall (Slope/Hill mower required) with the City. Offerors are requested to provide per location pricing for areas specified and square footage / lineal footage pricing for future additional locations. Offerors may bid on any or all zones and floodwall, but each zone and floodwall bid must be bid in its entirety. 1.2.5 Specification Questions and Site Visits: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Tuesday, November 22, 2022. Responses will be posted on the RFQ on Vendor Services no later than Tuesday, November 29, 2022 at 4:00 pm. Site visits are scheduled for November 16, 2022 and November 17, 2022. The schedule is listed in Section 3.2. 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 bid number RFQ023405.

RFQ023517 - DOP Cable Cart

1.0 SCOPE AND CLASSIFICATION 1.1 Scope: It is the intent of the City of Columbus, Division of Power to obtain formal bids to establish a contract for the purchase of a hydraulic cable reel winder. 1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of hydraulic cable reel winder. 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 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Monday, November 28, 2022. Responses will be posted on the RFQ on Vendor Services no later than Thursday, December 1, 2022 at 11:00 am. 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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/15/2022 1:00:00 PM

RFQ023493 - Pedestrian Safety Improvements -Maple Canyon Sidewalks

1.1 Scope: The City of Columbus, Department of Public Service is receiving bids until December 15, 2022 at 1:00 PM local time, for construction services for the Pedestrian Safety Improvements - Maple Canyon Avenue Sidewalks project. Bids are to be submitted only at [www.bidexpress.com](http://www.bidexpress.com). Hard copies shall not be accepted. This project involves the installation of new sidewalks, curb ramps, lighting, post construction BMP's and detention along the east side of Maple Canyon Avenue from 350' south of Webster Canyon Court to Jewett Drive, and other such work as may be necessary to complete the contract, as set forth in this Invitation For Bid (IFB). All questions concerning this project are to be sent to [capitalprojects@columbus.gov](mailto:capitalprojects@columbus.gov). The last day to submit questions is December 5, 2022; phone calls will not be accepted. Responses will be posted on Bid Express as an addendum. 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 will be posted on [www.bidexpress.com](http://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](http://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. 1.3 Bid Express: If you do not have an account with Bid Express and you would like to review project information or submit a bid, you will need to register for an account. Go to [www.bidexpress.com](http://www.bidexpress.com) in order to sign up. 1.4 City of Columbus MBE/WBE Program: This project is subject to the requirements of the City's MBE/WBE Program. The MBE/WBE goal assigned to this project is 11.0%. The contract will be awarded to the lowest, responsive, responsible, and best bidder.

BID OPENING DATE - 12/16/2022 1:00:00 PM

RFQ023509 - CONSTRUCTION OF REFUSE STATION AT 1550 GEORGESVILLE RD PH 1

1.1 Scope: The City of Columbus, Department of Finance and Management is receiving bids until 1 P.M. local time, December 16, 2022, for construction services for the Construction of Refuse Station at 1550 Georgesville Rd - Phase 1 project. Bids are to be submitted only at [www.bidexpress.com](http://www.bidexpress.com). Hard copies shall not be accepted. The project shall include and open truck storage canopy, a hot load sorting pad, site work including utilities, pavement, landscaping, and storm water management and other work necessary to complete the project. 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](http://www.bidexpress.com). Firms wishing to submit a bid must meet the mandatory requirements stated in the IFB, including being pre-qualified by the City of Columbus Office of Construction Prequalification. A pre-bid meeting will be held at 1550 Georgesville Road, Columbus, Ohio 43228, at 11 A.M. on December 5, 2022. Attendance is strongly encouraged. See the IFB for instructions as to how to submit questions. The last day to submit questions is December 9, 2022 at 12 P.M. Notice of published addenda will be posted on the Bid Express website at [www.bidexpress.com](http://www.bidexpress.com). 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](http://www.bidexpress.com) in order to sign up.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/21/2022 3:00:00 PM

RFQ023451 - BLACKLICK CREEK SANITARY INTERCEPTOR SEWER AIR QUALITY CONTR

The City of Columbus is accepting bids for Blacklick Creek Sanitary Interceptor Sewer Air Quality Control Facility, CIP 650034-100008, the work for which consists of the construction of a fan building, forced air mulch filter beds, SCADA communications, waterline extension/site service, and all 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](http://www.bidexpress.com)). Bids are due December 21st at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. SPECIFICATIONS Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). Drawings and technical specifications are contract documents. QUESTIONS Questions pertaining to the drawings and specifications must be submitted in writing only to the City of Columbus, ATTN: Nick Domenick, P.E. via email at [NJDomenick@columbus.gov](mailto:NJDomenick@columbus.gov) prior to December 14th, 2022 at 5:00 p.m. local time. Any questions regarding the bidding process may be sent electronically to [DPUConstructionBids@columbus.gov](mailto:DPUConstructionBids@columbus.gov). No phone calls will be accepted. The City or its representative will not be bound by any oral interpretations which are not reduced to writing and included in addenda. Any interpretations of questions so raised, which in the opinion of the City or its representative require interpretations, will be issued by addenda and posted on [www.bidexpress.com](http://www.bidexpress.com).

RFQ023462 - ROOF REDIRECTION – BLUEPRINT NORTH LINDEN 1, OAKLAND PARK ME

The City of Columbus (hereinafter "City") is accepting bids for Blacklick Creek Sanitary Interceptor Sewer Air Quality Control Facility, CIP 650034-100008, the work for which consists of the construction of a fan building, forced air mulch filter beds, SCADA communications, waterline extension/site service, and all other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, special provisions, and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). 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](http://www.bidexpress.com)). Bids are due December 21st at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. GOALS (MBE/WBE AND DBE GOALS) Both the City MBE/WBE goal and the U.S. EPA goals are required to be met and the associated forms for both City and U.S. EPA goals must be completed and submitted with the bid. If the U.S. EPA DBE goals or the City MBE/WBE goal cannot be met, the specifications require the demonstration and documentation of a good faith effort using the appropriate forms for both provided in the IFB. Please note that if there is not a City MBE/WBE goal associated with the project the U.S. EPA DBE goals are still required to be met. MBE/WBE Goals A MBE/WBE Contract-specific City subcontract goal [is] required for this service contract. \*\*\* The MBE/WBE Goal for this project is: 15% \*\*\* QUESTIONS CONCERNING THE BID DOCUMENTS OR PROJECT Questions pertaining to the drawings and specifications must be submitted in writing only to the City of Columbus, ATTN: Nick Domenick, P.E. via email at [NJDomenick@columbus.gov](mailto:NJDomenick@columbus.gov) prior to December 14th, 2022 at 5:00 p.m. local time. Any questions regarding the bidding process may be sent electronically to [DPUConstructionBids@columbus.gov](mailto:DPUConstructionBids@columbus.gov). No phone calls will be accepted. The City or its representative will not be bound by any oral interpretations which are not reduced to writing and included in addenda. Any interpretations of questions so raised, which in the opinion of the City or its representative require interpretations, will be issued by addenda and posted on [www.bidexpress.com](http://www.bidexpress.com). QUESTIONS CONCERNING BID EXPRESS The City cannot assist with Bid Express issues or questions. For questions or help with Bid Express, contact Bid Express at 888-352-2439 or [support@bidexpress.com](mailto:support@bidexpress.com).

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFQ023467 - Power Distribution Installation & Restoration

Scope: This proposal is to provide the City of Columbus, Department of Public Utilities, Division of Power with an Indefinite Quantity Agreement Contract for Power Distribution Installation and Restoration Services. This contract will be used to extend or restore the electric transmission, distribution and street lighting systems. The work consists of providing labor, materials and equipment for setting poles, installing equipment, cable, conductors, removal of poles and conductor at various locations within the Columbus Electric system on an as needed basis and other such work as may be necessary to complete the contract, in accordance with the specifications. The proposed contract will be in effect through July 31, 2025, with the option to extend for one additional year. Classification: The successful bidder(s) will provide all labor, supervision of labor, equipment, material and tools as necessary to facilitate a safe, productive and efficient work force appropriate to install or restore and maintain the Columbus Transmission, Distribution and Street Lighting System during the term of this contract. Bidders are required to show experience in providing this type of services as detailed in these specifications. Prevailing Wage: Bidders are required to submit bids using current prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division. For further information, call (614) 644-2239 or visit <http://www.com.ohio.gov/dico/>. Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by December 14, 2022. Responses will be posted on the RFQ on Vendor Services no later than December 16, 2022. Correspondences: During the bidding and evaluation process Offerors are strictly prohibited from communicating with any City employees or officers regarding the solicitation. Any communication from the vendor to the City should be limited to only the contact(s) listed in the RFQ and/or below. A violation of this section on the part of the Offeror may lead to disqualification. All correspondences regarding this bid should be sent via email to [SABurke@columbus.gov](mailto:SABurke@columbus.gov) 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 <https://columbusvendorservices.powerappsportals.com/> and view this bid number.

RFQ023683 - JASONWAY & KNIGHTSBRIDGE STREET LIGHTING IMPROVEMENTS

The City of Columbus (hereinafter "City") is accepting bids for Jasonway & Knightsbridge Street Lighting, C.I.P. No. 670853-100000 the work for which consists of installing street lighting in the Jasonway & Knightsbridge project area, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, special provisions, and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). This IFB contains the following sections: • SECTION I: ADVERTISEMENT FOR BIDS – This section provides a brief overview of the project and bidding process. • SECTION II: BID FORMS – This section contains bid forms B1 through B9 and B14 • SECTION III: SPECIAL PROVISIONS – • SECTION IV: CONTRACT FORMS – The contract section contains forms and instruments that will be used in the event of contract award. Do not complete and submit the contract with your bid. The contract will be completed by the selected bidder after an award determination has been made by the City and the contract is delivered to the selected bidder for execution. The City will not negotiate the terms contained in this contract. • SECTION V: TECHNICAL SPECIFICATIONS – If included, additional technical information pertaining to this project may be provided in this section. • SECTION VI: STANDARD DRAWINGS – If included, this section will provided standard drawings relevant to this project. • SECTION VII: APPENDICES – This section provides information related MBE/WBE Goals. In order for a bid to be considered responsive, the bidder must submit all required information for the project as outlined in the IFB. All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City; will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. 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](http://www.bidexpress.com)). Bids are due December 7, 2022 at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. QUESTIONS CONCERNING THE BID DOCUMENTS OR PROJECT Questions pertaining to the drawings and specifications must be submitted in writing only to the City of Columbus ATTN: Kenneth Rhynehardt via email at [KLRhynehardt@columbus.gov](mailto:KLRhynehardt@columbus.gov) prior to 11/29/2022 @ 3PM local time. Any questions regarding the bidding process may be sent electronically to [DPUCConstructionBids@columbus.gov](mailto:DPUCConstructionBids@columbus.gov). No phone calls will be accepted.



THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/22/2022 11:00:00 AM

RFQ023612 - Powdered Activated Carbon UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 475 tons annually of Powdered Activated Carbon for use as a taste and odor control agent for potable water at two City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026, with an optional one year extension. 1.2 Classification: The successful bidder will provide, deliver and unload approximately four hundred seventy five (475) bulk tons of Powdered Activated Carbon. The supplier will also be required to provide specified safety training sessions. All bidders are required to provide a one pound sample prior to the bid opening in order to be considered responsive. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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 - 12/23/2022 1:00:00 PM

RFQ023537 - IQA CDL Training Services

PURPOSE: To establish an Indefinite Quantity Agreement for COMMERCIAL DRIVER LICENSE TRAINING SERVICE on an as needed basis. The estimated dollar amount to be spent on this agreement is \$35,000.00 annually. This is an estimate of the annual needs of the City under this Agreement and are for bidding purposes only. This estimate is not to be construed as representing an actual order for that amount, or a guarantee that any minimum amount will actually be purchased. Subsequent to the acceptance of an offer, individual written purchase orders may be issued as needed by the City to purchase items listed herein during the term of the agreement. At no time shall the obligation of the City agency exceed the dollar amount of any associated purchase order. The Agreement will be in effect from 12/31/22 through 12/31/2025. Any available funds not obligated by the City by means of a Purchase Order on or prior to that date shall be cancelled after that date. Prices shall be FOB Destination Freight Prepaid & Allowed unless otherwise specified. Specification Questions: Questions regarding this bid including any exceptions and/or suggested changes to the requirements must be posted to this bid RFQ023537 in Vendor Services no later than 3:00 p.m. (local time) on Friday, December 9, 2022. Responses and any necessary addenda will be posted as an addendum to this bid RFQ023050 on the City's Vendor Services website no later than close of business on Wednesday, December 14, 2022. An addendum will only be published if questions are received or changes are made to the specifications.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 12/27/2022 2:00:00 PM

RFQ023673 - Lighting Program 2022 - Phase 2 Solar

The City of Columbus (hereinafter "City") is accepting bids for Solar Lighting 2022 Phase 2, the work for which consists of the installation and procurement of 17 solar light poles at various different park properties and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, plans and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). WHERE & WHEN TO SUBMIT BID Bids will be received by the City of Columbus, Department of Recreation & Parks, at [www.bidexpress.com](http://www.bidexpress.com) until December 27, 2022 at 2:00 P.M. Eastern Time. DRAWINGS AND TECHNICAL SPECIFICATIONS Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). Drawings and technical specifications are contract documents. NOTICE TO PROCEED/CONTRACT COMPLETION The City anticipates issuing a notice to proceed on or about February 2023. All work is to be complete by August 2023 QUESTIONS CONCERNING THE BID DOCUMENTS OR PROJECT Questions pertaining to the drawings, plans, specifications, IFB, and/or other contract documents must be submitted in writing to the Department of Recreation & Parks by email to [mlmurray@columbus.gov](mailto:mlmurray@columbus.gov) through December 20, 2022. No phone calls will be accepted.

RFQ023676 - Playground Imp 2021-2022 Phase 2 Nelson Park CDBG Rebid

The City of Columbus (hereinafter "City") is accepting bids 2021-2022 Playground Improvements Program Phase 2 – Nelson Park CDBG the work for which consists of demolition of existing playground equipment, supply and installation of new playground equipment and safety surfacing, supply and installation of site furnishings and site drainage, related site work, and other such work at Nelson Park as may be necessary to complete the contract, in accordance with the drawings, technical specifications, plans and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). WHERE & WHEN TO SUBMIT BID Bids will be received by the City of Columbus, Department of Recreation & Parks, Design & Construction, at [www.bidexpress.com](http://www.bidexpress.com) until December 27, 2022 at 2:00 P.M. Eastern Time. DRAWINGS AND TECHNICAL SPECIFICATIONS Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). Drawings and technical specifications are contract documents. NOTICE TO PROCEED/CONTRACT COMPLETION The City anticipates issuing a notice to proceed on or about February 2022. All work is to be complete by November 1, 2023. QUESTIONS CONCERNING THE BID DOCUMENTS OR PROJECT Questions pertaining to the drawings, plans, specifications, IFB, and/or other contract documents must be submitted in writing to the Department of Recreation & Parks, by email to [mlmurray@columbus.gov](mailto:mlmurray@columbus.gov) on or before December 16, 2022. No phone calls will be accepted.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFQ023677 - Playground Imp 2021-2022 Phase 3 - Westgate Park

The City of Columbus (hereinafter "City") is accepting bids for 2021-2022 PLAYGROUND IMPROVEMENTS PROGRAM PHASE 3 – WESTGATE PARK, the work for which consists of demolition of existing playground equipment, supply and installation of new playground equipment and safety surfacing, electrical, supply and installation of site furnishing and site drainage, related site work, and other such work at Westgate Park as may be necessary to complete the contract, in accordance with the drawings, technical specifications, plans and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). WHERE & WHEN TO SUBMIT BID Bids will be received by the City of Columbus, Department of Recreation & Parks, Design & Construction, at [www.bidexpress.com](http://www.bidexpress.com) until December 27, 2022 at 2:00 P.M. Eastern Time. DRAWINGS AND TECHNICAL SPECIFICATIONS Drawings and technical specifications are available as separate documents at [www.bidexpress.com](http://www.bidexpress.com). Drawings and technical specifications are contract documents. NOTICE TO PROCEED/CONTRACT COMPLETION The City anticipates issuing a notice to proceed on or about February 2023. All work is to be complete by November 2023. QUESTIONS CONCERNING THE BID DOCUMENTS OR PROJECT Questions pertaining to the drawings, plans, specifications, IFB, and/or other contract documents must be submitted in writing to the Department of Recreation & Parks, by email to Mary Murray [mlmurray@columbus.gov](mailto:mlmurray@columbus.gov) on or before December 20, 2022. No phone calls will be accepted.

BID OPENING DATE - 12/31/2022 1:00:00 PM

RFQ022821 - Snow Plowing 2022

The City of Columbus, Department of Public Service, is seeking companies or individuals to assist with snow plowing of residential roads. Residential roads generally have speed limits of 25 miles-per-hour, carry little to no through movement, have lower traffic volumes, and have a primary purpose of providing access to abutting property. Companies/individuals contracted to provide this service must provide their own equipment. Training and instruction will be provided by the Department of Public Service. Contractors will be called as-needed with no guarantee of being used. The City is considering offering a retainer to pay contracted companies but it may not be possible to offer a retainer. Contracts will NOT be awarded through a bid process. The scope of services and rates will be negotiated. Selected companies/individuals will be independent contractors and sign a standard City contract for services. This advertisement is anticipated to run through 12/31/22, but may end before then if enough contracts are put in place to service the City's needs. We would like to have all contracts in place by the end of October. Interested parties are encouraged to respond as soon as possible. If interested in discussing this opportunity and learning additional details, email Tom Crawford at [tlcrawford@columbus.gov](mailto:tlcrawford@columbus.gov).

BID OPENING DATE - 1/5/2023 11:00:00 AM

RFQ023619 - Hydrofluosilicic Acid UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 920 liquid tons annually of Hydrofluosilicic Acid for use as a fluoridation agent with potable water at three City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026, with an optional one year extension. 1.2 Classification: The successful bidder will provide, deliver and unload bulk quantities of Hydrofluosilicic Acid. The supplier will also be required to provide specified safety training sessions. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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.

RFQ023662 - Zinc Orthophosphate UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 1,080 liquid tons (at 6% Zinc) annually of Zinc Orthophosphate to be used as a corrosion control agent for potable water at three City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026. 1.2 Classification: The successful bidder will provide, deliver and unload bulk quantities of ZnPO<sub>4</sub> at 1:5 Zinc to Phosphate ratio. The supplier will also be required to provide specified safety training sessions. Bidders are required to be authorized dealers or distributors and show experience in providing the chemical(s) as detailed in these specifications. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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.

RFQ023663 - Ferric Chloride UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Sewerage and Drainage with a Universal Term Contract (blanket type) to purchase an estimated 262 tons (anhydrous) annually of liquid ferric chloride for use in the wastewater treatment applications. The proposed contract can potentially be in effect through March 31, 2026 with an additional one year extension option. 1.2 Classification: The successful bidder will provide, deliver, and unload bulk quantities of liquid Ferric Chloride (27% - 42% as FeCl<sub>3</sub>). The supplier will also be required to provide specified safety training sessions. Bidders are required to be authorized dealers or distributors and show experience in providing the chemical(s) as detailed in these specifications. 1.2.1 Bidder Experience: The Liquid Ferric Chloride bidder must submit an outline of its experience and history for the past five years. 1.2.2 Bidder References: The Liquid Ferric Chloride bidder shall have documented proven successful contracts from at least four (4) customers that the bidder supports that are similar in scope, complexity, and cost 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.

RFQ023664 - Potassium Permanganate UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 30 drums and 20 bulk tons annually of Potassium Permanganate for use as an oxidizing agent for potable water at three City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026, with an optional one year extension. 1.2 Classification: The successful bidder will provide, deliver and unload approximately thirty (30) drums and twenty (20) bulk tons of Potassium Permanganate. The supplier will also be required to provide specified safety training sessions. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFQ023682 - Harley-Davidson OEM Parts UTC

1.0 SCOPE AND CLASSIFICATION 1.1 Scope: This proposal is to provide the City of Columbus with a Universal Term Contract to purchase Harley-Davidson OEM Parts to be used by the Division of Fleet Management to repair City motorcycles. The proposed contract will be in effect through May 31, 2025. 1.2 Classification: The successful bidder will provide and deliver Harley-Davidson OEM Parts. Bidders are asked to quote discounts off price list/catalog pricing. Bidders are required to show experience in providing this type of material and/or services 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 materials and/or 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 Specification Questions: Questions regarding this bid must be submitted on the Vendor Services portal by 11:00 am Monday, December 19, 2022. Responses will be posted on the RFQ on Vendor Services no later than Thursday, December 22, 2022 at 11:00 am. 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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 1/6/2023 1:00:00 PM

RFQ023566 - Police Substation - Hilltop Area (Sullivant Ave.)

Police Substation - Hilltop Area (Sullivant Ave.) C.I.P. No. 330070-100000 \*\*\*Please submit proposal and questions to Bonfire Portal (use Google Chrome): <https://columbus.bonfirehub.com/projectDrafts/80388/details> The City of Columbus, Ohio, Department of Finance and Management, is accepting Request for Statement of Qualifications (RFSQ) for an Architect-of-Record for the Police Substation - Hilltop Area (Sullivant Ave.) Project, CIP No. 330070-100000, until January 6, 2023 at 1:00pm local time. Work shall include space planning/programming, design, engineering, and construction contract administration services. The scope of the work shall include design review of the Owner developed space program, review of planning assumptions for future growth and change, complete interior and exterior design, engineering, and construction contract administration services. The design team shall include services related to site plan review and approval, and complete design services for any required improvements in the right-of-way. Design services shall include a focus on integrated, high-performance sustainable design. Complete low voltage systems design, audio/ video, and furniture, fixtures, and equipment (FFE) design and coordination services are also required. The City desires to include typical quality control/ quality assurance services in the scope of the design contract. These services are anticipated to include supplemental geotechnical engineering and soil borings as required, a Phase II Environmental Site Assessment, material testing and inspection, enhanced commissioning, air/ water balance testing, and indoor air quality testing. The selected AR shall attend a scope meeting anticipated to be held after selection. The AR's Project Manager is required to attend. The purpose of the scope meeting is to review and finalize the scope of services, review the contract, and answer any questions about the contract. The Owner will provide a final draft of the Space Program and a written Owner Project Requirements (OPR) document to the selected AR to communicate specific Owner expectations and requirements to the AR prior to development of a scope of services proposal to assist in developing the basis of the service scope. The Space Program and OPR will be used by the Owner team as the basis for the review of all design deliverables. WHERE AND WHEN TO SUBMIT BIDS: Bids will only be received electronically by the City of Columbus, Department of Finance and Management until January 6, 2023 at 1:00pm local time through the Bonfire portal at: <https://columbus.bonfirehub.com/projectDrafts/80388/details> All questions concerning the RFP shall be sent through the Bonfire portal at: <https://columbus.bonfirehub.com/projectDrafts/80388/details> For additional information concerning this bid, including procedures on how to submit a proposal, you must go to the Bonfire portal at: <https://columbus.bonfirehub.com/projectDrafts/80388/details> A pre-submittal meeting will be held via WebEx on December 8, 2022 with invite posted on Bonfire (as well as below). Attendance is strongly encouraged. Join from the meeting link <https://cocmeetings.webex.com/cocmeetings/j.php?MTID=me4190f3ea85e35781eb3b35625166a2b> Join by meeting number Meeting number (access code): 2313 211 3384 Meeting password: bBFGiCbA785 Tap to join from a mobile device (attendees only) +1-650-479-3207,,23132113384## Call-in toll number (US/Canada) Join by phone 1-650-479-3207 Call-in toll number (US/Canada) Global call-in numbers Join from a video system or application Dial 23132113384@cocmeetings.webex.com You can also dial 173.243.2.68 and enter your meeting number. Need help? Go to <https://help.webex.com>

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - 1/11/2023 1:00:00 PM

RFQ023658 - CMaR for New Municipal Court Building

\*\*\*Please submit statement of qualifications and questions through the Bonfire Portal (use Google Chrome) at: <https://columbus.bonfirehub.com/projects/80802/details>. Scope: The City of Columbus, Department of Finance and Management is receiving Statements of Qualifications until 1:00 P.M. local time January 11, 2023, for Construction Manager at Risk (CMaR) for the New Municipal Court Building. Statements of Qualifications shall be submitted to Bonfire Portal at <https://columbus.bonfirehub.com/projects/80802/details>. Hard copies shall not be accepted. There will be no pre-submittal meeting. Project Description: The new Municipal Court Building will be located on the east side of the 300 block of South High Street between Mound St. and Fulton St. The site area is approximately 1.89 acres. The building will contain approximately 345,000 to 378,000 gross square feet of space on an estimated 7 to 10 floors plus a full basement. There will be approximately 26 courtrooms. The building will have secure parking in the lower level for the Municipal Court judges. Additionally, there will be a tunnel constructed under High Street, connecting the new Municipal Court building to the existing Franklin county Government Center. The projected construction cost will range from \$175 MM to \$210 MM depending on the final design. There will be a Community Benefits Agreement (CBA) utilized on this project. This Project has a MBE/WBE participation goal of twenty percent (20%). MBE/WBE prime offerors who have a documented disparity in the 2019 City of Columbus Disparity Study are eligible for the 5% proposal incentive credit. Only MBE's/WBE's certified by the City of Columbus will count toward the goal. The last day to submit questions is January 4, 2023 at 12:00 PM. Responses will be posted on Bonfire Portal as an addendum. Phone calls will not be accepted. For additional information concerning this RFSQ, including procedures on how to submit a proposal, you must go to the Bonfire portal at <https://columbus.bonfirehub.com/projects/80802/details>.

BID OPENING DATE - 1/12/2023 11:00:00 AM

RFQ023671 - Sodium Hypochlorite UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water and Division of Sewerage and Drainage with a Universal Term Contract (blanket type) to purchase approximately one million one hundred seventy thousand (1,170,000) gallons annually of Sodium Hypochlorite for use in wastewater and water treatment applications. The proposed contract will potentially be in effect through March 31, 2026, with an optional one year extension. 1.2 Classification: The successful bidder will provide, deliver and unload bulk quantities of Sodium Hypochlorite (15% available chlorine by weight – trade percent) to the City of Columbus' Southerly, Jackson Pike, and Dublin Road facilities. It is possible that the City will add an additional facility and additional gallons within the term of this contract. The supplier will also be required to provide specified safety training sessions. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFQ023672 - Liquid Chlorine UTC

1.1 Scope: This proposal is to provide the City of Columbus with a Universal Term Contract (blanket type) to purchase approximately 470 tons annually of Liquid Chlorine as a disinfection agent at two City of Columbus Water Plants. The proposed contract can potentially be in effect until March 31, 2026. 1.2 Classification: The successful bidder will provide, deliver and unload bulk quantities of Liquid Chlorine. The supplier will also be required to provide specified safety training sessions. Bidders are required to show experience in providing the chemical as detailed in these specifications. 1.2.1 Bidder Experience: The bidder must submit an outline of its experience and work history in these types of materials and/or warranty service for the past five years. 1.2.2 Bidder References: The bidder 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. 1.4 The City has instructional videos to assist bidders at the portal. Tutorial videos are available to be viewed through You Tube or by clicking the following link: [https://www.youtube.com/channel/UCTIkkGNM7GHIITzoqQVNJIA/videos?shelf\\_id=0&view=0&sort=dd](https://www.youtube.com/channel/UCTIkkGNM7GHIITzoqQVNJIA/videos?shelf_id=0&view=0&sort=dd)

RFQ023675 - Liquid Oxygen UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 5,000 tons annually of Liquid Oxygen to be used as an oxidation agent for potable water at two City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026. 1.2 Classification: The successful bidder will provide and deliver and unload bulk quantities of Liquid Oxygen. The supplier will also be required to provide specified safety training sessions. Bidders are required to be authorized dealers or distributors and show experience in providing the chemical(s) as detailed in these specifications. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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.

RFQ023680 - Soda Ash UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 9,100 tons (when primary agent) annually of Soda Ash as a softening agent for potable water at three City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026, with an optional one year extension. 1.2 Classification: The City will use either Soda Ash or Liquid Caustic Soda as the primary softening agent, depending upon availability and price of each chemical. When not used as the primary softening agent, a far lesser quantity of Soda Ash will be required (approximately 700 tons annually). The successful bidder will provide, deliver and unload bulk quantities of Soda Ash. The supplier will also be required to provide specified safety training sessions. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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.



THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFQ023681 - Liquid Caustic Soda UTC

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with a Universal Term Contract (blanket type) to purchase approximately 3,200 liquid tons (when used as the secondary agent) annually of Liquid Caustic Soda for use as a softening agent for potable water at three City of Columbus Water Plants. The proposed contract will potentially be in effect through March 31, 2026, with an optional one year extension. 1.2 Classification: The City currently uses Soda Ash as the primary softening agent. Depending upon availability and price of each chemical, the potential exists for Liquid Caustic Soda to become the primary softening agent during the term of this contract. Should this occur, a far greater quantity of Liquid Caustic Soda will be required (approximately 17,200 tons annually). The successful bidder will provide, deliver and unload bulk quantities of Liquid Caustic Soda. The supplier will also be required to provide specified safety training sessions. 1.2.1 Bidder Experience: The offeror must submit an outline of its experience and work history in this type of material 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 - 1/25/2023 3:00:00 PM

RFQ023660 - NORTH DISTRICT EAST TANK 2023 PAINTING IMPROVEMENTS

The City of Columbus (hereinafter "City") is accepting bids for the North District East Tank 2023 Painting Improvements project, C.I.P. No. 690477-100018, Contract 2375, the work for which consists of abrasive blasting and recoating of the entire exterior, interior wet and interior dry areas of the 2 million gallon capacity North District East fluted column steel elevated water storage tank, cleaning and over coating of the exterior roof of the 2 million gallon capacity Smoky Row East fluted column steel elevated storage tank, exterior coating work on ground-level ladder access platform of the Westgate West 1 million gallon capacity multi-leg steel elevated water storage tank, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, special provisions, and City of Columbus Construction and Material specifications set forth in this Invitation For Bid (IFB). 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](http://www.bidexpress.com)). Bids are due January 25, 2023 at 3:00 P.M. local time. Bids will be opened electronically and responding bids will immediately be posted to Bid Express as "Apparent Bids." The responding bids will be further reviewed before any contract award is made. No public bid openings will be held pursuant to Columbus City Code Chapter 329.18. PRE-BID CONFERENCE The City will be holding a virtual pre-bid conference. Attendance is strongly recommended. Please use the following links and/or call in number to attend the Pre-Bid Conference: NORTH DISTRICT EAST TANK 2023 PAINTING IMPROVEMENTS PRE-BID CONFERENCE Wednesday, January 11, 2023, 10:00 AM – 11:00 AM (EST) TO JOIN THE MEETING FROM YOUR COMPUTER, TABLET OR SMARTPHONE. <https://cocmeetings.webex.com/cocmeetings/j.php?MTID=mfdd3e499da16b8dccb8671ca413a9c4> YOU CAN ALSO DIAL IN USING YOUR PHONE. United States: +1 (650) 479-3207 MEETING NUMBER (ACCESS CODE): 2304 309 8280 PASSWORD: HYUEXH93DK6 QUESTIONS CONCERNING BID EXPRESS The City cannot assist with Bid Express issues or questions. For questions or help with Bid Express, contact Bid Express at 888-352-2439 or [support@bidexpress.com](mailto:support@bidexpress.com).

# Public Notices

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The link to the Columbus City Health Code pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, [click here \(pdf\)](#).

The Columbus City Code's "Title 7 -- Health Code" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," [click here \(html\)](#).

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

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

**Legislation Number:** PN0001-2022

**Drafting Date:** 1/3/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Land Review Commission 2022 Schedule

**Contact Name:** Mark Lundine

**Contact Telephone Number:** 614-645-1693

**Contact Email Address:** malundine@columbus.gov

The following scheduled Land Review Commission meetings are subject to cancellation. Please contact a staff member to confirm.

111 N. Front St., Hearing Room 204

Columbus, OH 43215

9:00am

January 20

February 17

March 17

April 21

May 19

June 16

July 21

August 18

September 15

October 20

November 17

December 15

Meeting Accommodations: It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

**Legislation Number:** PN0103-2022

**Drafting Date:** 4/13/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Columbus Art Commission 2022 Hearing and Application Schedule

**Contact Name:** Lori Baudro

**Contact Telephone Number:** 614-483-3511 (c) 614.645.6986 (o)

**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 as defined under the

ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline (lsba	Hearing Dates** (lsbaudro@columbus.gov)*
December 15, 2021	January 19, 2022
January 19, 2022	February 16, 2022
February 16, 2022	March 16, 2022
March 16, 2022	April 20, 2022
April 20, 2022	May 18, 2022
May 18, 2022	June 15, 2022
June 15, 2022	July 20, 2022
#####	NO AUGUST HEARING
August 17, 2022	September 21, 2022
September 21, 2022	October 19, 2022
October 19, 2022	November 16, 2022
November 16, 2021	December 21, 2022

Hearings are held in-person at the Coleman Government Center, 111 N. High Street, Columbus, OH 43215 and the start time will be 5:30 PM. Staff should be contacted before an application and materials are submitted electronically. Hard copy submissions are no longer needed.

\* If you have questions call 614.645.6986 (o).

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

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**Legislation Number:** PN0150-2022

**Drafting Date:** 5/19/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** 5/26 Columbus Art Commission Rescheduling

**Contact Name:** Lori Baudro

**Contact Telephone Number:** 614 645 6986

**Contact Email Address:** [lsbaudro@columbus.gov](mailto:lsbaudro@columbus.gov)

The Columbus Art Commission will be holding a rescheduled hearing on Thursday, May 26 starting at 5:30 p.m. The hearing to be held on May 18 was canceled because there wasn't a quorum. The hearing will be held at 111 N. Front Street at the M.B. Coleman Government Center in room 204. The hearing will be streamed to the City of Columbus YouTube station (<https://www.youtube.com/user/cityofcolumbus>).

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**Legislation Number:** PN0188-2022

**Drafting Date:** 6/23/2022

**Current Status:** Clerk's Office for Bulletin

Version: 1

Matter Public Notice  
Type:

**Notice/Advertisement Title:** Rescheduled CAC Hearing  
**Contact Name:** Lori Baudro  
**Contact Telephone Number:** 614-645-6986  
**Contact Email Address:** lsbaudro@columbus.gov

The Columbus Art Commission will be holding a rescheduled hearing on Thursday, June 30 starting at 12:30 p.m. The hearing to be held on June 15 was canceled because of COVID exposure issues. The hearing will be held at 111 N. Front Street at the M.B. Coleman Government Center in room 204. The hearing will be streamed to the City of Columbus YouTube station (<https://www.youtube.com/user/cityofcolumbus>)

Please contact [lsbaudro@columbus.gov](mailto:lsbaudro@columbus.gov) <<mailto:lsbaudro@columbus.gov>> if additional information is needed.

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**Legislation Number:** PN0281-2022

**Drafting Date:** 10/19/2022

**Current Status:** Clerk's Office for Bulletin

Version: 1

Matter Public Notice  
Type:

**Notice/Advertisement Title:** CITY TREASURER CITY OF COLUMBUS, OHIO APPLICATION FOR DEPOSIT OF PUBLIC MONEY  
**Contact Name:** Deborah L. Klie  
**Contact Telephone Number:** 614-645-7737  
**Contact Email Address:** dlklic@columbus.gov

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, building and loan or savings associations or companies located in Franklin County, Ohio duly organized under the laws of the State of Ohio or of the United States, that application for deposit of public money for fiscal year 2023 will be accepted by the Columbus Depository Commission at the Office of the Columbus City Auditor, Secretary of said Commission, until 2:00 p.m., Tuesday, December 13, 2022.

Said application shall determine the eligibility of the applicant to receive active and inactive deposits from the Columbus City Treasurer for the period beginning January 1, 2023 and ending December 31, 2023. Said application shall be in such a form prescribed by the Commission and shall contain such information, as the Commission shall require.

Applications may be obtained from the Office of: Deborah L. Klie, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, telephone 645-7737.

All information and statements contained on said application shall be verified by affidavit.

Address envelope containing application to: Megan N. Kilgore, Secretary, Columbus Depository Commission, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

By the order of the Columbus Depository Commission.

Deborah L. Klie, Chairperson  
Megan N. Kilgore, Secretary

Kathy A. Owens, Member

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**Legislation Number:** PN0283-2022

**Drafting Date:** 10/19/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** South Linden Area Commission to recess in December (no full or zoning meetings)

**Contact Name:** Chair Lois Ferguson, \

**Contact Telephone Number:** 614-357-331

**Contact Email Address:** [lois.ferguson@yahoo.com](mailto:lois.ferguson@yahoo.com) <<mailto:lois.ferguson@yahoo.com>>

The South Linden Area Commission (SLAC) will recess the entire month of December. The December zoning and full commission meetings will not take place. All SLAC meetings will resume in January.

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**Legislation Number:** PN0284-2022

**Drafting Date:** 10/19/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** North Linden Area Commission to recess in December

**Contact Name:** Chair Carol Perkins

**Contact Telephone Number:** 614-267-0044

**Contact Email Address:** [cperkins.nlac@gmail.com](mailto:cperkins.nlac@gmail.com) <<mailto:lois.ferguson@yahoo.com>>

The North Linden Area Commission (NLAC) will recess the entire month of December. The December zoning and full commission meetings will not take place. All NLAC meetings will resume in January.

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**Legislation Number:** PN0285-2022

**Drafting Date:** 10/19/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Northeast Area Commission to recess in December

**Contact Name:** Chair Karen Rogers

**Contact Telephone Number:** 614-581-2013

**Contact Email Address:** [krogersneac1@gmail.com](mailto:krogersneac1@gmail.com) <<mailto:krogersneac1@gmail.com>>

The Northeast Area Commission (NAC) will recess the entire month of December. The December zoning and full commission meetings will not take place. All NAC meetings will resume in January.

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**Legislation Number:** PN0308-2021

**Drafting Date:** 11/16/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Brewery District Commission 2022 Meeting Schedule

**Contact Name:**

**Contact Telephone Number:**

**Contact Email Address:** BDC@columbus.gov

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ (BDC@columbus.gov)* 4:00p.m.	Business Meeting Date** (111 N. Front St. Hearing Rm. 204) 12:00p.m.	Hearing Date** (111 N Front St. Hearing Rm 204) 4:00p.m.
December 10, 2021	December 16, 2021	January 6, 2022
January 7, 2022	January 20, 2022	February 3, 2022
February 4, 2022	February 17, 2022	March 3, 2022
March 11, 2022	March 18, 2022	April 7, 2022
April 8, 2022	April 24, 2022	May 5, 2022
May 6, 2022	May 19, 2022	June 2, 2022
June 10, 2022	June 23, 2022	July 7, 2022
July 8, 2022	July 21, 2022	August 4, 2022
August 5, 2022	August 18, 2022	September 1, 2022
September 9, 2022	September 22, 2022	October 6, 2022
October 7, 2022	October 20, 2022	November 3, 2022
November 4, 2022	November 17, 2022	December 1, 2022
December 9, 2022	December 22, 2022	January 5, 2023

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\* Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning). The Hearing time will change to 4:00 p.m. beginning in July 2020.

^^Date change due to holiday

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0309-2021

**Drafting Date:** 11/16/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Downtown Commission 2022 Meeting Schedule

**Contact Name:** Luis Teba

**Contact Telephone Number:** 614-645-8062

**Contact Email Address:** DC@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail zdjones@columbus.gov at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ (DC@columbus.gov) *	Business Meeting** (111 N. Front St., Rm #204) 8:30am	Regular Meeting** (111 N. Front St. Rm. #204) 8:30am
December 28, 2021	January 11, 2022	January 25, 2022
January 26, 2022	February 8, 2022	February 22, 2022
February 23, 2022	March 8, 2022	March 22, 2022
March 29, 2022	April 12, 2022	April 26, 2022
April 27, 2022	May 10, 2022	May 24, 2022
May 31, 2022	June 14, 2022	June 28, 2022
June 29, 2022	July 12, 2022	July 26, 2022
July 27, 2022	August 9, 2022	August 23, 2022
August 30, 2022	September 13, 2022	September 27, 2022
September 28, 2022	October 11, 2022	October 25, 2021
October 26, 2022	November 2, 2022	November 16, 2022^
November 23, 2022	December 7, 2022	December 21, 2022^

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation. Please contact staff to confirm.

^Date change due to holiday. November 16th and December 21st are on Wednesday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0313-2022

**Drafting Date:** 11/4/2022

**Current Status:** Clerk's Office for Bulletin



Version: 1

Matter Public Notice  
Type:

Notice/Advertisement Title: Depository Commission and Treasury Investment Board Meeting  
Contact Name: Dean Smith  
Contact Telephone Number: 614-645-7197  
Contact Email Address: drsmith@columbus.gov

Date: December 15th, 2022  
Time 2:00-3:00 PM  
Location: 90 West Broad Street, Room 119  
Purpose: To review and approve depositories for 2023

Legislation Number: PN0317-2021

Drafting Date: 11/22/2021

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Public Notice  
Type:

Notice/Advertisement Title: German Village Commission 2022 Meeting Schedule  
Contact Name:  
Contact Telephone Number:  
Contact Email Address: GVC@columbus.gov

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail zdjones@columbus.gov at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ ( <a href="mailto:GVC@columbus.gov">GVC@columbus.gov</a> )*	Business Meeting Date** (111 N. Front St. Hearing Rm. 204)	Hearing Date** (111 N. Front St. Hearing Rm. 204)
4:00p.m.	12:00p.m.	4:00p.m.
December 8, 2021	December 21, 2022	January 5, 2022
January 6, 2022	January 19, 2022	February 2, 2022
February 3, 2022	February 16, 2022	March 2, 2022
March 10, 2022	March 23, 2022	April 6, 2022
April 7, 2022	April 20, 2022	May 4, 2022
May 5, 2022	May 18, 2022	June 1, 2022
June 9, 2022	June 22, 2022	July 6, 2022
July 7, 2022	July 20, 2022	August 3, 2022
August 11, 2022	August 24, 2022	September 7, 2022
September 8, 2022	September 21, 2022	October 5, 2022
October 6, 2022	October 19, 2022	November 2, 2022
November 10, 2022	November 23, 2022	December 7, 2022
December 8, 2022	December 21, 2023	January 4, 2023

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

**Legislation Number:** PN0318-2021

**Drafting Date:** 11/22/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Historic Resource Commission 2022 Meeting Schedule

**Contact Name:**

**Contact Telephone Number:**

**Contact Email Address:** [HRC@columbus.gov](mailto:HRC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ ( <a href="mailto:HRC@columbus.gov">HRC@columbus.gov</a> )* 4:00p.m.	Business Meeting Date** (111 N. Front St. Hearing Rm. 204) 12:00p.m.	Hearing Date** (111 N. Front St. Hearing earing HRm. 204) 4:00p.m.
December 23, 2021^	January 6, 2022	January 20, 2022
January 21, 2022	February 3, 2022	February 17, 2022
February 18, 2022	March 3, 2022	March 17, 2022
March 25, 2022	April 7, 2022	April 21, 2022
April 22, 2022	May 5, 2022	May 19, 2022
May 20, 2022	June 2, 2022	June 16, 2022
June 24, 2022	July 7, 2022	July 21, 2022
July 22, 2022	August 4, 2022	August 18, 2022
August 19, 2022	September 1, 2022	September 15, 2022
September 23, 2022	October 6, 2022	October 20, 2022
October 21, 2022	November 3, 2022	November 17, 2022
November 18, 2022	December 1, 2022	December 15, 2022
December 23, 2022	January 5, 2023	January 19, 2023

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

**Legislation Number:** PN0319-2021

**Drafting Date:** 11/22/2021

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter:** Public Notice

**Type:**

**Notice/Advertisement Title:** Italian Village Commission 2022 Meeting Schedule

**Contact Name:**

**Contact Telephone Number:**

**Contact Email Address:** [IVC@columbus.gov](mailto:IVC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

<b>Application Deadline^^</b> ( <a href="mailto:IVC@columbus.gov">IVC@columbus.gov</a> < <a href="mailto:IVC@columbus.gov">mailto:IVC@columbus.gov</a> >)*	<b>Business Meeting Date**</b> (111 N. Front St. Hearing Rm. 204)	<b>Hearing Date**</b> (111 N. Front St. Hearing Rm. 204)
4:00p.m.	12:00p.m.	<b>4:00p.m.</b>
December 15, 2021	December 28, 2021	January 11, 2022
January 12, 2022	January 25, 2022	February 8, 2022
February 9, 2022	February 22, 2022	March 8, 2022
March 16, 2022	March 29, 2022	April 12, 2022
April 13, 2022	April 26, 2022	May 10, 2022
May 18, 2022	May 31, 2022	June 14, 2022
June 15, 2022	June 28, 2022	July 12, 2022
July 13, 2022	July 26, 2022	August 9, 2022
August 17, 2022	August 30, 2022	September 13, 2022
September 14, 2022	September 27, 2022	October 11, 2022
October 12, 2022	October 25, 2022	November 8, 2022
November 16, 2022	November 29, 2022	December 13, 2022
December 14, 2022	December 27, 2022	January 10, 2023

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0320-2021

**Drafting Date:** 11/22/2021

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** University Impact District Review Board 2022 Meeting Schedule

**Contact Name:**

**Contact Telephone Number:**

**Contact Email Address:** uidrb@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ (uidrb@columbus.gov)*	Business Meeting** (111 N. Front St. Rm. #204) 12:00pm	Regular Meeting** (111 N. Front St. Rm. #204) 4:00pm
December 30, 2021	January 13, 2022	January 27, 2022
January 28, 2022	February 10, 2022	February 24, 2022
February 25, 2022	March 10, 2022	March 24, 2022
March 31, 2022	April 14, 2022	April 28, 2022
April 29, 2022	May 12, 2022	May 26, 2022
May 27, 2022	June 9, 2022	June 23, 2022
June 24, 2022	July 14, 2022	July 28, 2022
July 29, 2022	August 11, 2022	August 25, 2022
August 26, 2022	September 8, 2022	September 22, 2022
September 29, 2022	October 13, 2022	October 27, 2022
October 28, 2022	November 10, 2022	November 21, 2022^
November 23, 2022^	December 8, 2022^	December 19, 2022^

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation. Please contact staff to confirm dates and Room location for Business Meetings. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date and location change due to holiday

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0321-2021

**Drafting Date:** 11/22/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter:** Public Notice

**Type:**

**Notice/Advertisement Title:** Victorian Village Commission 2022 Meeting Schedule

**Contact Name:** Kimberly Barnard-Sheehy

**Contact Telephone Number:**

**Contact Email Address:** VVC@columbus.gov

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^  
(VVC@columbus.gov)\*  
4:00p.m.

Business Meeting Date\*\*  
(111 N. Front St., 2nd Fl. Rm. 204)+  
12:00p.m.

Hearing Date\*\*  
(111 N. Front St., 2nd Fl. Rm.204)+  
4:00p.m.

December 16, 2021  
January 13, 2022  
February 10, 2022  
March 17, 2022  
April 14, 2022  
May 12, 2022  
June 16, 2022  
July 14, 2022  
August 18, 2022  
September 15, 2022  
October 13, 2022  
November 17, 2022  
December 15, 2022

December 29, 2021  
January 26, 2022  
February 23, 2022  
March 30, 2022  
April 27, 2022  
May 25, 2022  
June 29, 2022  
July 27, 2022  
August 31, 2022  
September 28, 2022  
October 26, 2022  
November 30, 2022  
December 28, 2022

January 12, 2022  
February 9, 2022  
March 9, 2022  
April 13, 2022  
May 11, 2022  
June 8, 2022  
July 13, 2022  
August 10, 2022  
September 14, 2022  
October 12, 2022  
November 9, 2022  
December 14, 2022  
January 11, 2023

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning). The Hearing time changed to 4:00 p.m. in July 2021.

^^Date change due to holiday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0322-2021

**Drafting Date:** 11/22/2021

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** East Franklinton Review Board 2022 Meeting Schedule

**Contact Name:**

**Contact Telephone Number:**

**Contact Email Address:** efrb@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ (efrb@columbus.gov)*	Business Meeting** (111 N. Front St., Rm #204) 12:00pm	Regular Meeting** (111 N. Front St. Rm. #204) 3:00pm
December 29, 2021	January 12, 2022	January 26, 2022
January 27, 2022	February 9, 2022	February 23, 2022
February 24, 2022	March 9, 2022	March 23, 2022
March 30, 2022	April 13, 2022	April 27, 2022
April 28, 2022	May 11, 2022	May 25, 2022
May 26, 2022	June 8, 2022	June 22, 2022
June 29, 2022	July 13, 2022	July 27, 2022
July 28, 2022	August 10, 2022	August 24, 2022
August 31, 2022	September 14, 2022	September 28, 2022
September 29, 2022	October 12, 2022	October 26, 2022
October 27, 2022	November 9, 2022	November 29, 2022^
November 30, 2022	December 14, 2022	December 28, 2022

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^^Date change due to holiday. November 29th is on a Tuesday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0326-2021

**Drafting Date:** 11/24/2021

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Columbus Art Commission 2022 Hearing and Application Schedule

**Contact Name:** Lori Baudro

**Contact Telephone Number:** 614-483-3511 (c) 614.645.6986 (o)

**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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

**Application Deadline**

**Hearing Dates\*\***

(lsbaudro@columbus.gov)\*

December 15, 2021	January 19, 2022
January 19, 2022	February 16, 2022
February 16, 2022	March 16, 2022
March 16, 2022	April 20, 2022
April 20, 2022	May 18, 2022
May 18, 2022	June 15, 2022
June 15, 2022	July 20, 2022
#####	NO AUGUST HEARING
August 17, 2022	September 21, 2022
September 21, 2022	October 19, 2022
October 19, 2022	November 16, 2022
November 16, 2021	December 21, 2022

Hearings are held in-person at the Coleman Government Center, 111 N. High Street, Columbus, OH 43215 and the start time will be 4:30 PM. Staff should be contacted before an application and materials are submitted electronically.

\* If you have questions call 614.645.6986 (o) 614-483-3511 (c).

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

**Legislation Number:** PN0328-2021

**Drafting Date:** 11/24/2021

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Rocky Fork-Blacklick Accord 2021 Meeting Schedule

**Contact Name:** Nolan Harshaw

**Contact Telephone Number:** 614.645.1995

**Contact Email Address:** nmharshaw@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ <a href="mailto:planninginfo@columbus.gov">planninginfo@columbus.gov</a> *	Hearing Dates** (New Albany Village Hall)+
December 23, 2021^	January 20, 2022
January 21, 2022	February 17, 2022
February 18, 2022	March 17, 2022
March 25, 2022	April 21, 2022
April 22, 2022	May 19, 2022
May 20, 2022	June 16, 2022
June 24, 2022	July 21, 2022
July 22, 2022	August 18, 2022
August 19, 2022	September 15, 2022
September 23, 2022	October 20, 2022
October 21, 2022	November 17, 2022
November 18, 2022	December 15, 2022
December 23, 2022	January 19, 2023

+ Meeting Location & Time: 99 W. Main St. New Albany, OH 43054 at 4:00 PM.

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0328-2022

**Drafting Date:** 11/15/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**



**Notice/Advertisement Title:** General Rules and Regulations for City Code, Chapter 903

**Contact Name:** Andrew Williams

**Contact Telephone Number:** 614-645-5080

**Contact Email Address:** [ANWilliamsjr@columbus.gov](mailto:ANWilliamsjr@columbus.gov) <<mailto:ANWilliamsjr@columbus.gov>>

**GENERAL RULES AND REGULATIONS  
FOR  
CITY CODE, CHAPTER 903**

**DIVISION OF INFRASTRUCTURE  
MANAGEMENT**

**CITY OF COLUMBUS, OHIO**

**SUBJECT:** EXCAVATION AND OCCUPANCY PERMITS IN THE PUBLIC RIGHT-OF-WAY

**EFFECTIVE DATE:** JANUARY 2, 2023

**RULE:**

All public service agencies, companies, corporations, utility companies, and individuals wishing to dig into, under, open holes, ditches, or trenches in any sidewalk, roadway pavement, or public right-of-way or to occupy the right-of-way of any street, alley, or public way of the City of Columbus for any purpose defined under City Code chapter 903 shall obtain the prior consent of the Director of Public Service and/or their designee. Such consent shall be obtained in writing as set forth in the rules of this regulation.

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## 1. General Provisions:

**1.1 Authority:** Chapter 903 of the Columbus City Code, 1959, requires any person or agency desiring to excavate in or to occupy Public Right-of-Way for any construction related purpose to obtain a permit. Section 903.02 of the Columbus City Code authorizes the Director of Public Service to promulgate reasonable rules and regulations to carry out the provision of this Chapter. The Director of Public Service has designated the Administrator of Infrastructure Management to enforce these rules and regulations. Therefore, permits to excavate or to occupy the right of way for construction related purposes shall be submitted to and approved by the Administrator of Infrastructure Management in accordance with the provisions of these rules and regulations. Permits are non-transferable.

**1.1.1** Per Chapter 121.05 of the Columbus City Charter, these rules and regulations are to become effective immediately as temporary rules and regulations and shall remain in effect for a period of thirty (30) days after being filed with the city clerk.

**1.1.2** Per Chapter 121.05 of the Columbus City Charter, after filing of these rules and regulations with the city clerk to establish them as temporary rules and regulations, these rules and regulations are being published in the City Bulletin prior to the thirty (30) day temporary period expiring and shall remain in effect until amended or repealed.

**1.2 Type of Permits:** There are two categories of permits covered by these rules and regulations: excavation and occupancy.

**1.2.1 Excavation Permits:** This category of permit shall be requested when excavating within the right-of-way of any public street or alley. The work covered by this permit includes excavations in street or alley pavement, sidewalk or driveway, or the non-paved area within the right-of-way for any purpose whatsoever.

**1.2.2 Occupancy Permits:** This category of permit shall be requested when it is necessary to occupy the right-of-way of any public street or alley for a purpose related to construction activity. Examples include working on or in any roadway appurtenance, or work on or in buildings or properties outside the right-of-way.

When a permit is issued for a block party, special event, parade, or other event, items within and outside of the permit area may require additional permits for items to be temporarily constructed within road rights-of-way in support of the event.

**1.3 Restrictions on Issuing Permits:** Permits will not be issued within High Impact Areas when the purpose is vehicle storage on City right-of-way. It is the responsibility of the applicant to store vehicles off-street, or at unreserved long term meters per the City's On-Street Parking out of Service Policy. Occupancy permits are intended for commercial vehicles only. Occupancy permits shall only be issued for the purpose of work within the public right -of-way and activities associated with the adjacent private property by the adjacent property owner or their agent.

**1.3.1 High Impact Areas:** For purposes of this regulation, High Impact Areas are defined below:

- Downtown Business District
- Major Construction Areas
- Arterial Streets (Arterial Streets are those listed on the City of Columbus Thoroughfare Plan)

**1.4 Application, Review and Approval:** Requests for excavation or occupancy permits shall be made

through the Administrator of Infrastructure Management. All requests shall be on forms approved by the Administrator and shall conform to Section 2 of these regulations. No work may begin, or occupancy occur, until a permit has been issued, except as provided within Section 5 of these regulations.

**1.4.1 Excavation Permits:** Requests to dig, open holes, ditches, bore, or trenches in the sidewalk, roadway or right-of-way of any improved or unimproved street, alley, or public way shall be obtained at least 10 working days in advance of proposed excavation. Review times vary based on the complexity of the project and adequate review time must be considered in the applicant's schedule. The permit office can assist any applicant in determining the extent of the review needed and the time required. Complex reviews can take up to twenty (20) days by City Staff (this does not include any time the applicant has the plans in their possession for revisions). Subsequent reviews can take up to ten (10) days each. The permit request shall include plan, details, and specifications as set forth in Sections 2 and 3 of these regulations.

**1.4.2 Occupancy Permits:** Requests to occupy or barricade the right-of-way of any improved or unimproved street, alley, or public way shall be submitted at least three (3) working days in advance. When the permit is for a full street closure, permit request shall be submitted at least ten (10) working days in advance. When a full street closure is for a major planned event, the submittal shall be twenty (20) working days in advance.

**1.4.3 Review of Plans:** Plans shall be routed for review and approval as set forth in the Right of Way Plan Routing Manual. A copy of this publication may be obtained at the Public Service permit desk.

**1.4.4 Issuance:** A permit shall be issued after a permit application has been reviewed and approved as required above, and the applicant has notified the Department of Public Service of a scheduled start date.

**1.5 Length of Permit:** Permits will be issued only for the time necessary to perform the work. Every effort must be made by the permittee to minimize the amount of time of traffic restrictions or meters out of service when no work occurs. The City has the right to remove meter or lane restrictions left in place three (3) days with no work occurring. Permits issued for less than thirty (30) days may be extended once for a short duration, subject to a re-issue fee specified in Section 7.3.

**1.6 Liability:** The issuance of an Excavation or Occupancy Permit does not relieve the agency or agent requesting the permit from liability for any damage that might occur to the roadway, or any public, or personal property while performing work authorized by the permit.

**2. Form of Application or Request for Permit.** Excavation or Occupancy Permit requests shall contain, but not be limited to, the following information:

- Name of applicant or agent making request.
- Address of applicant or agent.
- Contact name and phone number (24-hour emergency number is needed if not the same).
- Location of work - be specific, provide street name and specify limits (house number as applicable); lane requirements, sidewalk, etc.
- Size of trench (width/length/depth).
- How long permit is needed.
- Proposed work hours if applicable; state if a complete closure is desired.
- Purpose of request (Utility placement, working in roadway structure, working on or in a building, etc.), provide address when appropriate.
- When work is to begin and completion date (required to issue permit).
- Traffic control requirements (full closure, number and location of lanes to be closed, etc.), provide adequate maintenance of traffic notes.

- Plans are required by Section 3.
- Parking Meter Numbers, for all meters the applicant would like reserved, or taken out of service for specified duration during the performance of their work (see Section 11).

**3. Permit Plans:** Whenever construction is to be performed within the right-of-way (excluding service line repair), the permit application shall be accompanied by fully approved plans. The plans shall be of suitable size and clarity to show the nature of the work to be performed. Such plans shall show all existing City utilities and topographic features. The City utilities shall be shown on the plans as to horizontal and vertical alignment based upon an actual field inspection and a diligent search of City records for the same. All conflicts with any City facility shall be resolved to the satisfaction of the owner Division. The applicant should refer to the right of way plan routing manual for more information.

**4. Restoration:** Whenever any person or agency has the authority to excavate in any sidewalk, roadway or right-of-way of any improved or unimproved street, alley, or public way the person or agency causing such excavation shall be required to return, in accordance with current City standards, the right-of-way to the same quality condition it was prior to the excavation or restore the same in such a manner and by such time as required by the Director of Public Service and/or their designee.

Restoration of any sidewalk, curb, street pavement, etc. shall occur no later than 14 calendar days after the conclusion of any utility repair or installation activity unless expressly authorized otherwise by the Director of Public Service and/or their designee. Construction activity completed from December through April shall be permanently restored no later than May 31st. After May 31st, non-compliance with this required restoration work shall be considered a violation of this policy. Additional permits shall not be issued to the permittee until the violations are corrected to the satisfaction of the Director of Public Service and/or their designee. In addition, each violation may be dealt with in accordance with Section 903.99 of the Columbus City Code.

Permanent repairs to any roadway cut for the purpose of installing, extending, or repairing any utility wire, conduit, or any other repair shall be made in accordance with Department of Public Service Standard Drawing 1441 A, or other suitable means conforming to current City specifications and approved by the Director of Public Service and/or their designee.

Standard Drawing 1441 A has been developed to provide specifications on long pavement cuts, small pavement repairs, and other minor repair work within the right-of-way. Whenever a pavement cut area exceeds the nominal size of 8 feet in width and 100 feet in length, the plans shall provide the method of pavement replacement in accordance with current City standard specifications and are subject to review and approval by the Director of Public Service and/or their designee.

Per Standard Drawing 1441 A whenever a trench is contained within a travel lane and the trench exceeds 100 feet in length the repair shall include milling the full lane width. Where the excavation trench encroaches into more than one lane of traffic, each lane shall be milled and repaved the entire length of the excavation or street block as directed by the Director of Public Service and/or their designee.

Temporary brick street repairs are to be performed in conformance with Standard Drawing 1441 A, Special Note "F", which allow a temporary material placed until permanent restoration can be completed. Temporary material is not to be used without prior approval from the Department of Public Service. Temporary material is not allowed over a period of fourteen (14) calendar days without prior approval from the Department of Public Service. All street bricks that are excavated shall be salvaged intact. The sawing of existing bricks shall not be permitted. Bricks must be removed whole. Bricks not used in pavement restoration shall be cleaned, stacked on pallets, and delivered to the City's Operation Center, located at 1850 East Twenty-Fifth Avenue. (614) 645-8120. Any bricks that are not delivered shall be charged to the applicant at a rate pre-determined by the Director of Public Service and/or their designee or through forfeiture of deposits.

All trenches within the road right-of-way shall be backfilled and temporary pavement applied or securely plated. Item No. 304 material, CDF (control density fill) and/or millings shall not be permitted to be used as temporary

pavement on major arterial, collector, or high volume roadways. With the approval of the Director of Public Service and/or their designee, the Temporary Traffic Control Coordinator (645-6269) and/or the Permit Supervisor (645-3039), properly compacted Item No. 304 may be used as temporary fill on residential streets and alleys between intersections. Intersections shall have temporary pavement applied for a maximum of 5 working days.

**5. Emergency Repairs:** When any public agency, private utility company, or corporation must excavate within the road right-of-way in order to make emergency repairs necessary for the safety and health of the public, the same shall request a permit no later than the following working day. All permanent repairs shall conform to Section 4 of this policy.

**6. Inspection:** Inspection of work performed under these permits shall be done by personnel of the Department of Public Service. The permittee shall call the telephone number indicated on the permit at least 4 hours before any needed inspection. Any authorized excavation work shall be inspected.

**6.1. Inspections:** call the City of Columbus's Division of Infrastructure Management's Permit Section at (614) 645-7497

**6.2. Backfill:** Call before backfill operation begins. Approval is needed to start backfill. (4 hrs. notice)

**6.3. Sidewalk, driveway or curb:** Form work installation inspection is required before placement of material.

**6.4. Final Inspection:** When all work is complete. Upon a successful final inspection, deposits will be processed and returned to the permit holder.

**7. Inspection Fees and Deposit Costs:** All private companies, corporations, or individuals shall pay, at the time of permit application, a fee as set forth below to cover the administrative costs of issuing the permit(s) and performing the required inspection(s). It is the responsibility of the permit holder to request inspections. Failure to obtain an inspection will result in requiring re-excavation of the location and replacement with approved materials in the presence of proper inspection personnel. In addition, this action may result in the forfeiture of 100% of all deposits, bonds, and fees on account.

**7.1 Street Excavation Deposit:** A street excavation deposit shall be required for all roadway excavations when the pavement is open cut. The deposit shall be a minimum of \$800.00 for an open cut area of three square yards or less. For cuts larger than three square yards the deposit shall be \$250.00 per square yard of pavement to be cut. The street excavation deposit shall be refunded if the repair work is inspected and completed in a manner satisfactory to the Director of Public Service and/or their designee.

**7.2 Additional Deposits:** If, in the opinion of the Director of Public Service and/or their designee, additional inspections are needed due to the use of granular backfill material, or horizontal directional drilling operations, the permittee shall place on deposit sufficient funds necessary to pay for said inspection services in addition to all other deposits and fees associated with the inspection process. Any unused inspection deposits will be refunded once it has been determined that the work has been completed in a satisfactory manner. Sewer TV Inspection Deposit shall be required where Sewer TV inspection is noted by the Division of Sewerage and Drainage on the Permit Plans (see Section 3 for plan requirements). The Sewer TV Inspection deposit fee shall be determined and paid to the Division of Sewerage and Drainage, located at 910 Dublin Road, Attn: Jacque Kelley (614-645-5824).

**7.3 General Permit Fees:** There are general fees associated with the issuance of an Excavation or Occupancy permits.

Fees are as follows:

- Emergency No Parking Signs: \$.75 each
- Application Fee: \$120.00

- Inspection Fee: \$90 per hour
- Reissued Permits: \$60
- Parking Meter Charges: See Section 11
- Shared Mobility Devices: \$90 per unit. See Section 18.
- Small Cell Tower non city poles only: \$300 each unit.

Fee for contractors that failed to obtain a permit (after an inspector or other finds work being done without a permit):

- Application Fee 24-48 hours after notification of emergency repair: \$200.00
- Application Fee after 48 hour notice: \$350.00
- On Demand Fee: \$250.00

**NOTE:** Billing of General Fees for all public and private utility companies will require approval from the Director of Public Service and/or their designee.

Projects of a duration requiring multiple inspections will be billed at the \$90 per hour rate. The need for additional inspection will be determined during the plan review process based on the complexity and duration of the project. When an inspector is required to work beyond their normal scheduled hours or weekends, the permittee shall be required to pay any additional inspection cost at an hourly rate. When a Department employee is required to respond to an emergency situation due to neglect of securing a steel plate or other hazardous situation, it will be the responsibility of the permittee to cover the cost of the employee and any material cost to rectify the situation in a safe manner. These costs shall be paid upon receipt of invoice or deducted from the permittee's deposit. Failure to pay these costs may result in the forfeiture of deposit monies, a moratorium on obtaining future permits, or both.

**8. Traffic Control:** Traffic control devices shall be furnished, erected, maintained, and removed by the permittee in accordance with guidelines published in the manual of "Traffic Control for Construction and Maintenance Operations" current revision. Copies are available at the Ohio Department of Transportation, located at 1980 West Broad Street. In the event of conflicting requirements, any additional maintenance of traffic requirements spelled out in the plans shall take precedence over the above-mentioned manual. Any specific condition attached to the permit by the Temporary Traffic Control Coordinator shall take precedence over both the manual and plan notes.

**NOTE:** Traffic cones are not permitted as traffic control devices for night work within the City.

**9. New Pavement or Re-pavement:** No permit will be granted to any person to make any opening in the new pavement or re-pavement of a street or alley, except for the purpose of repairing leaks in pipes, for a period of three years after the completion of such new pavement or re-pavement. When emergency repairs are necessary, the Director of Public Service and/or their designee shall provide details and specifications on how the permanent pavement repairs are to be made per Standard Drawing 1441.

No permit shall be granted to any person to make any opening in hard surface areas (pavement, sidewalks, curbs, etc.) within right-of-way for Special Improved Streets for a period of five (5) years after construction or substantial construction of such hard surface areas. In addition, within right-of-way of Special Improved Streets, joint use of facilities shall be required so long as there is adequate space available in the existing facilities at reasonable and nondiscriminatory rates. Special Improved streets shall be reviewed and approved by the Director of Public Service and/or their designee upon which hard surface or landscaped improvements have been constructed or proposed to be constructed which are enhanced architecturally, aesthetically and/or structurally compared to standard City specifications for publicly dedicated streets or alleys. The Director of Public Service and/or their designee shall maintain a list of Special Improved Streets together with the beginning and ending dates of the five (5) year period.

**10. Option for Pavement Repairs by City Contract:** A permittee may elect to perform all or part of the repair work required when making a permitted pavement cut. If the permittee is not able to meet the requirements of this regulation and current City standards and specifications governing repairs to utility cuts, the permittee may opt to have all or part of this work performed by the City. The request for the City to perform any and all restorations shall

be given at the time the application is submitted for permit processing. If the work is to be performed by the City, a separate pavement repair fee shall be paid to the City for this work. The amount of this pavement repair fee shall be established by unit prices for the quantity of work to be performed. This money shall be collected at the time the permit is issued, unless billing procedures have been approved by the Director of Public Service and/or their designee. The unit price rates shall be made available in advance for cost estimating purposes. The amount due the City shall be equal to the work planned to be performed.

**11. Parking Meters:** Whenever the work being performed restricts the use of City parking meters, the agency requesting the permit shall be responsible for paying the daily meter charge for each meter involved. The permit application shall include the meter numbers affected. When the activities require the removal of the meter heads, or it is determined by the City that meter heads need to be removed, a meter head removal fee shall also be charged. These fees shall be paid at the time the permit is issued. Parking meter fees charged will be the total daily fee, as if the meter is to be occupied for all enforcement hours.

When an occupancy permit is issued where parking meters have been requested to be bagged, each vehicle using a bagged meter location must have a permit. The original occupancy permit must be visible and in the vehicle using the bagged meter location. All other vehicles within the closure limits will be subject to parking restrictions identical to those of loading zones, which allows 15-minute parking unless actively loading or unloading. Permittee shall comply with the City's On-Street Parking Out of Service Policy.

**12. Steel Roadway Plates:** The City requires that all companies, corporations, or individuals placing steel roadway plates in the right-of-way of any street, alley, or public right-of-way shall notify the Department of Public Service. The contractor's name, employee contact name with a 24-hour emergency telephone number, plate location, number and size of plates, and the approximate number of days planned for placement shall be submitted weekly either by telephone at (614) 645-7497 or via FAX at (614) 645-1876.

The contractor shall also have available sufficient quantity and various sizes of trench plates for their use when needed for protecting and securing trenches opened by the contractor. In the Downtown Business District area, all steel plates shall be a minimum of one inch in thickness. All steel plates shall be secured by using bituminous asphalt material around the perimeter of the plate and shall be a minimum of twenty-four inches wider in width than the actual excavation size, and a minimum of twenty-four inches longer in length than the actual excavation size. Steel plates shall not be left in the roadway for a period to exceed 30 calendar days, unless approved by the Director of Public Service and/or their designee.

NO SPIKES OR PINS ARE PERMITTED TO SECURE A STEEL PLATE.

Steel plates shall have the company name etched, engraved, or welded on each plate placed in road right-of-way, face up for identification and be monitored by the permittee to assure plates are secured and have not moved from their trench. Warning signs (COC - 327 (R/L)) must be placed in such a way that it does not obstruct motorist or pedestrians, identifying a steel plate is located in the roadway per standard drawing 1441. When steel plates are to be placed on roadways with a posted speed limit of 35 M.P.H. or greater, advanced warning signs (COC - 328) must be placed per standard drawing 1441. Failure to secure a roadway steel plate may result in fines and penalties per City Code, Chapter 903.99.

**13. Emergency Phone Number Posting:** The permit holder shall post in a conspicuous place at the job site a sign with a 24-hour emergency phone number. This shall be required whenever any travel portion of a lane or a sidewalk is barricaded.

**14. Dumpster/Containers:** All dumpsters or containers placed within public right-of-way must have an occupancy permit. This regulation does not apply to the trash containers placed by the Refuse Collection Division. Occupancy permits for dumpsters or containers may be issued to the vendor who supplies them or the permittee requesting the use of one. The vendor shall be responsible for providing a dumpster or container in compliance with current City of Columbus regulations. Each dumpster or container shall be equipped with reflectorized hi-intensity barricade tape (minimum 8 inches wide, standard orange and silver). A minimum of two bands each are

required for dumpsters or containers less than four feet in height and three bands for dumpsters and containers over four feet in height. Each band shall be spaced evenly around the perimeter of the dumpster or container. The company's name and a 24-hour telephone number shall be placed on each side so that it is clearly visible. A weatherproof 9"x12" plastic envelope shall be affixed to the dumpster or container to provide a means of posting the permit. The permittee shall be responsible for the placement of two lighted barrels. The requirement of such shall be evaluated at the time of permit application or when a hazard develops.

If a permit is only for a dumpster or container to be placed in the right of way and not part of a larger construction project, it shall be limited to a seven (7) day period unless approved in advance as part of the permit process.

If a dumpster or container is to occupy an actual parking meter space, the fee(s) for that particular meter shall be charged in place. (See Section 11).

**15. Special Duty Police Officers:** When required by the permit, or if required by the City Service or Safety Director, the permittee shall be responsible for hiring and paying for the services of Uniformed Special Duty Police Officers. Police officers shall be required at all times when working within a signalized crosswalk and for controlling traffic in a 2-way 1-lane traffic pattern as determined by the Director. The City of Columbus will determine the number of officers required. An officer may be obtained by calling (614) 645-4795 and obtain the "Guidelines for Supervising Special Duty Police Officers," issued by the Chief of Police.

**16. Penalty:** Whoever violates any provision of this policy shall be deemed guilty of a first degree misdemeanor and fined not exceeding one thousand dollars (\$1,000.00), or imprisoned for not more than six months, or both. Any such violation shall constitute a separate offense on each successive day continued, in accordance with Columbus City Code, Section 903.99.

**17. Right to Decline:** The City of Columbus reserves the right to decline additional permits to a previous permit holder for other projects if a violation exists. No permit shall be issued until the violations are corrected to the satisfaction of the Division of Infrastructure Management Administrator or designee.

The City may limit the approved use of the right-of-way at any time due to unforeseen operational circumstances, but shall make every reasonable effort to alleviate the effects of any such limitation.

**18. Shared Mobility Devices:** Shared Mobility Devices (SMD) means small mobility devices, such as bicycles, scooters, or other similar mobility devices as determined by the Director of Public Service, including electronic versions thereof, that are offered for short term rental to subscribers on a minute, hourly, or daily basis for a fee for short distance travel. The fee shall include, but shall not be limited to, per trip, per time period, or on a subscription basis.

BY ORDER:

JENNIFER GALLAGHER, DIRECTOR  
DEPARTMENT OF PUBLIC SERVICE

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**Legislation Number:** PN0332-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

Notice/Advertisement Title: Council 2023 Operating Budget Hearing Schedule

Contact Name: Tigist Zemene

Contact Telephone Number: 614-724-4649

Contact Email Address: tzemene@columbus.gov



Location:

All hearings will be held in Council Chambers at City Hall, 90 West Broad Street, Columbus, Ohio 43215 unless otherwise indicated

Council 2023 Proposed Operating Budget Hearing Schedule:

Monday, November 28th, 2022 @ 5 pm (BANKSTON)

Hearing of the Economic Development, Small and Minority Business, and Technology Committees

- o To provide testimony during the hearing, email Kevin Jones at [KELJones@columbus.gov](mailto:KELJones@columbus.gov) by noon on the day of the hearing.

Tuesday, November 29th, 2022 @ 12 pm (BROWN)

Hearing of the Finance, Education, and Recreation and Parks Committees

- o To provide testimony during the hearing, email Tigist Zemene at [TZemene@columbus.gov](mailto:TZemene@columbus.gov) by noon on the day of the hearing.

Wednesday, December 7th, 2022 @ 3 pm (REMY)

Hearing of the Public Safety, Environment, and Administration Committees

- o To provide testimony during the hearing email Lucy Frank at [LJFrank@columbus.gov](mailto:LJFrank@columbus.gov) by noon on the day of the hearing.

Wednesday, December 7th, 2022 @ 5 pm (DORANS)

Hearing of the Public Utilities, Workforce Development, and Building and Zoning Policy Committees

- o To provide testimony during the hearing email Andrea McDonald at [ABMcDonald@columbus.gov](mailto:ABMcDonald@columbus.gov) by noon on the day of the hearing.

Thursday, December 8th, 2022 @ 5 pm (FAVOR)

Hearing of the Housing, Health and Human Services, and Criminal Justice and Judiciary Committees

- o To provide testimony during the virtual hearing email Anisa Liban at [AALiban@columbus.gov](mailto:AALiban@columbus.gov) by noon on the day of the hearing.

Tuesday, December 13th, 2022 @ 5 pm (BARROSO DE PADILLA)

Hearing of the Neighborhoods and Immigrant, Refugee and Migrant Affairs, Public Service and Transportation, and Veterans and Senior Affairs Committees

- o To provide testimony during the virtual hearing email Amaris Lemus at [ASLemus@columbus.gov](mailto:ASLemus@columbus.gov) by noon on the day of the hearing.

\*Dates and times subject to change.

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**Legislation Number:** PN0334-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter:** Public Notice

**Type:**

**Notice/Advertisement Title:** Victorian Village Commission 2023 Meeting Schedule

**Contact Name:** Kimberly Barnard-Sheehy

**Contact Telephone Number:**

**Contact Email Address:** [VVC@columbus.gov](mailto:VVC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with

disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ ( <a href="mailto:VVC@columbus.gov">VVC@columbus.gov</a> )* 4:00p.m.	Business Meeting Date** (111 N. Front St., 2nd Fl. Rm. 204)+ 12:00p.m.	Hearing Date** (111 N. Front St., 2nd Fl. Rm.204)+ 4:00p.m.
December 15, 2022	December 28, 2022	January 11, 2023
January 12, 2023	January 25, 2023	February 8, 2023
February 9, 2023	February 22, 2023	March 8, 2023
March 16, 2023	March 29, 2023	April 12, 2023
April 13, 2023	April 26, 2023	May 10, 2023
May 18, 2023	May 31, 2023	June 14, 2023
June 15, 2023	June 28, 2023	July 12, 2023
July 13, 2023	July 26, 2023	August 9, 2023
August 17, 2023	August 30, 2023	September 13, 2023
September 14, 2023	September 27, 2023	October 11, 2023
October 12, 2023	October 25, 2023	November 8, 2023
November 16, 2023	November 29, 2023	December 13, 2023
December 14, 2023	December 27, 2023	January 10, 2024

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning). The Hearing time changed to 4:00 p.m. in July 2021.

^^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0335-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter:** Public Notice

**Type:**

**Notice/Advertisement Title:** University Impact District Review Board 2023 Meeting Schedule

**Contact Email Address:** [UIDRB@columbus.gov](mailto:UIDRB@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days

prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ (uidrb@columbus.gov)*	Business Meeting** (111 N. Front St. Rm. #204) 12:00pm	Regular Meeting** (111 N. Front St. Rm. #204) 4:00pm
December 30, 2022	January 12, 2023	January 26, 2023
January 27, 2023	February 9, 2023	February 23, 2023
February 24, 2023	March 9, 2023	March 23, 2023
March 31, 2023	April 13, 2023	April 27, 2023
April 28, 2023	May 11, 2023	May 25, 2023
May 26, 2023	June 8, 2023	June 22, 2023
June 30, 2023	July 13, 2023	July 27, 2023
July 28, 2023	August 10, 2023	August 24, 2023
September 1, 2023	September 14, 2023	September 28, 2023
September 29, 2023	October 12, 2023	October 26, 2023
October 27, 2023	November 9, 2023	November 20, 2023^
December 1, 2023	December 14, 2023	December 18, 2023^

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation. Please contact staff to confirm dates and Room location for Business Meetings. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^^Date and location change due to holiday

^^NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month’s Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0336-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Rocky Fork-Blacklick Accord 2023 Meeting Schedule

**Contact Name:** Nolan Harshaw

**Contact Telephone Number:** 614.645.1995

**Contact Email Address:** nmharshaw@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 as defined under the ADA, please call the City’s ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^      Hearing Dates\*\*  
([planninginfo@columbus.gov](mailto:planninginfo@columbus.gov))\* <<mailto:planninginfo@columbus.gov>> (New Albany Village Hall)+

December 23, 2022      January 19, 2023  
January 20, 2023      February 16, 2023  
February 17, 2023      March 16, 2023  
March 24, 2023      April 20, 2023  
April 21, 2023      May 18, 2023  
May 19, 2023      June 15, 2023  
June 23, 2023      July 20, 2023  
July 21, 2023      August 17, 2023  
August 25, 2023      September 21, 2023  
September 21, 2023      October 19, 2023  
October 20, 2023      November 16, 2023  
November 16, 2023      December 21, 2023  
December 21, 2023      January 18, 2024

+ Meeting Location & Time: 99 W. Main St. New Albany, OH 43054 at 4:00 PM.

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

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**Legislation Number:** PN0337-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter:** Public Notice

**Type:**

**Notice/Advertisement Title:** Italian Village Commission 2023 Meeting Schedule

**Contact Email Address:** [IVC@columbus.gov](mailto:IVC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an

accommodation.

<b>Application Deadline^^</b> ( <a href="mailto:IVC@columbus.gov">IVC@columbus.gov</a> < <a href="mailto:IVC@columbus.gov">mailto:IVC@columbus.gov</a> >)* (111 N. Front St. Hearing Rm. 204) (111 N. Front St. Hearing Rm. 204) 4:00p.m.	<b>Business Meeting Date**</b> (111 N. Front St. Hearing Rm. 204) 12:00p.m.	<b>Hearing Date**</b>  4:00p.m.
December 14, 2022	December 27, 2022	January 10, 2023
January 18, 2023	January 31, 2023	February 14, 2023
February 15, 2023	February 28, 2023	March 14, 2023
March 15, 2023	March 28, 2023	April 11, 2023
April 12, 2023	April 25, 2023	May 9, 2023
May 17, 2023	May 30, 2023	June 13, 2023
June 14, 2023	June 27, 2023	July 11, 2023
July 12, 2023	July 25, 2023	August 8, 2023
August 16, 2023	August 29, 2023	September 12, 2023
September 13, 2023	September 26, 2023	October 10, 2023
October 18, 2023	October 31, 2023	November 14, 2023
November 15, 2023	November 28, 2023	December 12, 2023
December 13, 2023	December 26, 2023	January 9, 2024

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month’s Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0338-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Historic Resource Commission 2023 Meeting Schedule

**Contact Email Address:** [HRC@columbus.gov](mailto:HRC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City’s ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ ( <a href="mailto:HRC@columbus.gov">HRC@columbus.gov</a> )* 4:00p.m.	Business Meeting Date** (111 N. Front St. Hearing Rm. 204) 12:00p.m.	Hearing Date** (111 N. Front St. Hearing earing HRm. 204) 4:00p.m.
December 23, 2022	January 5, 2023	January 19, 2023
January 20, 2023	February 2, 2023	February 16, 2023
February 17, 2023	March 2, 2023	March 16, 2023
March 24, 2023	April 6, 2023	April 20, 2023
April 21, 2023	May 4, 2023	May 18, 2023
May 19, 2023	June 1, 2023	June 15, 2023
June 23, 2023	July 6, 2023	July 20, 2023
July 21, 2023	August 3, 2023	August 17, 2023
August 25, 2023	September 7, 2023	September 21, 2023
September 22, 2023	October 5, 2023	October 19, 2023
October 20, 2023	November 2, 2023	November 16, 2023
November 17, 2023	December 7, 2023	December 21, 2023
December 22, 2023	January 4, 2024	January 18, 2024

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0339-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter:** Public Notice

**Type:**

**Notice/Advertisement Title:** German Village Commission 2023 Meeting Schedule

**Contact Email Address:** [GVC@columbus.gov](mailto:GVC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ ( <a href="mailto:GVC@columbus.gov">GVC@columbus.gov</a> )* 4:00p.m.	Business Meeting Date** (111 N. Front St. Hearing Rm. 204) 12:00p.m.	Hearing Date** (111 N. Front St. Hearing earing HRm. 204) 4:00p.m.
December 8, 2022	December 21, 2022	January 4, 2023
January 5, 2023	January 18, 2023	February 1, 2023
February 2, 2023	February 15, 2023	March 1, 2023
March 9, 2023	March 22, 2023	April 5, 2023
April 6, 2023	April 19, 2023	May 3, 2023
May 11, 2023	May 24, 2023	June 7, 2023
June 8, 2023	June 21, 2023	July 5, 2023
July 6, 2023	July 19, 2023	August 2, 2023
August 10, 2023	August 23, 2023	September 6, 2023
September 7, 2023	September 20, 2023	October 4, 2023
October 5, 2023	October 18, 2023	November 1, 2023
November 9, 2023	November 22, 2023	December 6, 2023
December 7, 2023	December 20, 2023	January 3, 2024

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning) <<http://www.columbus.gov/planning>>

^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0340-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** East Franklinton Review Board 2023 Meeting Schedule

**Contact Email Address:** [efrb@columbus.gov](mailto:efrb@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ (efrb@columbus.gov)*	Business Meeting** (111 N. Front St., Rm #204) 12:00pm	Regular Meeting** (111 N. Front St. Rm. #204) 3:00pm
December 29, 2022	January 11, 2022	January 25, 2023
January 26, 2023	February 8, 2022	February 22, 2023
February 23, 2023	March 8, 2022	March 22, 2023
March 30, 2023	April 12, 2022	April 26, 2023
April 27, 2023	May 10, 2022	May 24, 2023
June 1, 2023	June 14, 2022	June 28, 2023
June 29, 2023	July 12, 2022	July 26, 2023
July 27, 2023	August 9, 2022	August 23, 2023
August 31, 2023	September 13, 2022	September 27, 2023
September 28, 2023	October 11, 2022	October 25, 2023
November 2, 2023^	November 15, 2022^	November 29, 2023^
November 30, 2023^	December 6, 2022^	December 20, 2023^

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.) The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0341-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Downtown Commission 2023 Meeting Schedule

**Contact Name:** Luis Teba

**Contact Telephone Number:** 614-645-8062

**Contact Email Address:** DC@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline	Business Meeting**	Regular Meeting**
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(DC@columbus.gov) \* (111 N. Front St., Rm #204) (111 N. Front St. Rm. #204)  
 8:30am 8:30am

December 28, 2022	January 10, 2023	January 24, 2023
February 1, 2023	February 14, 2023	February 28, 2023
March 1, 2023	March 14, 2023	March 28, 2023
March 29, 2023	April 11, 2023	April 25, 2023
April 26, 2023	May 9, 2023	May 23, 2023
May 31, 2023	June 13, 2023	June 27, 2023
June 28, 2023	July 11, 2023	July 25, 2023
July 26, 2023	August 8, 2023	August 22, 2023
August 30, 2023	September 12, 2023	September 26, 2023
September 27, 2023	October 10, 2023	October 24, 2023
November 1, 2023	November 14, 2023	November 28, 2023
November 22, 2023	December 5, 2023	December 19, 2023 <sup>^</sup>

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation. Please contact staff to confirm.

<sup>^</sup>Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month’s Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0342-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Columbus Art Commission 2023 Hearing and Application Schedule

**Contact Name:** Lori Baudro

**Contact Telephone Number:** 614.645.6986 (o)

**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 as defined under the ADA, please call the City’s ADA Coordinator at (614) 645-8871 or e-mail zdjones@columbus.gov at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

**Application Deadline**      **Hearing Dates\*\***  
 (lsbaudro@columbus.gov)\*

December 22, 2022	January 18, 2023
January 19, 2023	February 15, 2023
February 16, 2023	March 15, 2023
March 23, 2023	April 19, 2023
April 20, 2023	May 17, 2023
May 25, 2023	June 21, 2023
June 22, 2023	July 19, 2023
July 20, 2023	August 16, 2023
August 24, 2023	September 20, 2023
September 21, 2023	October 18, 2023
October 19, 2023	November 15, 2023
November 23, 2023	December 20, 2023
December 21, 2023	January 17, 2024

Hearings are held in-person in room 204 at the Coleman Government Center, 111 N. High Street, Columbus, OH 43215 and the start time will be **5:30 PM**. Staff should be contacted before an application and materials are submitted electronically. Hard copy submissions are no longer needed.

\* If you have questions call 614.645.6986 (o).

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

**Legislation Number:** PN0343-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Brewery District Commission 2023 Meeting Schedule

**Contact Email Address:** [BDC@columbus.gov](mailto:BDC@columbus.gov)

It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^ ( <a href="mailto:BDC@columbus.gov">BDC@columbus.gov</a> )* 4:00p.m.	Business Meeting Date** (111 N. Front St. Hearing Rm. 204) 12:00p.m.	Hearing Date** (111 N Front St. Hearing Rm 204) 4:00p.m.
December 9, 2022	December 22, 2022	January 5, 2023
January 6, 2023	January 19, 2023	February 2, 2023
February 3, 2023	February 16, 2023	March 2, 2023
March 10, 2023	March 23, 2023	April 6, 2023
April 7, 2023	April 20, 2023	May 4, 2023
May 5, 2023	May 18, 2023	June 1, 2023

June 9, 2023	June 22, 2023	July 6, 2023
July 7, 2023	July 20, 2023	August 3, 2023
August 11, 2023	August 24, 2023	September 7, 2023
September 8, 2023	September 21, 2023	October 5, 2023
October 6, 2023	October 19, 2023	November 2, 2023
November 10, 2023	November 16 <sup>^</sup> , 2023	December 7, 2023
December 8, 2023	December 21, 2023	January 4, 2024

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\* Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning). The Hearing time will change to 4:00 p.m. beginning in July 2020.

<sup>^</sup>Date change due to holiday

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

**Legislation Number:** PN0344-2022

**Drafting Date:** 11/17/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Big Darby Accord Advisory Panel 2023 Schedule

**Contact Email Address:** [planninginfo@columbus.gov](mailto:planninginfo@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline<sup>^^</sup>  
([planninginfo@columbus.gov](mailto:planninginfo@columbus.gov))\*

Hearing Date<sup>\*\*</sup>  
(Franklin County Courthouse)+  
1:30PM

December 12, 2022  
January 16, 2023  
February 13, 2023  
March 13, 2023  
April 10, 2023  
May 15, 2023

January 10, 2023  
February 14, 2023  
March 14, 2023  
April 11, 2023  
May 9, 2023  
June 13, 2023

June 12, 2023  
July 10, 2023  
August 14, 2023  
September 11, 2023  
October 16, 2023  
November 13, 2023

July 11, 2023  
August 8, 2023  
September 12, 2023  
October 10, 2023  
November 14, 2023  
December 12, 2023

+ Meeting location: 373 S. High St., 25th Fl. - Room B

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

NOTE: For application deadlines that fall within the same week as the regular meeting date, a grace period of one (1) week is available for applications heard at the previous month's Hearing. (i.e. An application heard at the June Hearing may be granted the grace period to make any applicable revisions and apply for the July Hearing.)

The grace period does not apply to months with additional weeks whereby the application deadline naturally falls at least one (1) week after the regular meeting.

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**Legislation Number:** PN0345-2021

**Drafting Date:** 12/13/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Big Darby Accord Advisory Panel 2022 Schedule

**Contact Name:** Stephanie Kensler

**Contact Telephone Number:** 614.645.8654

**Contact Email Address:** [planninginfo@columbus.gov](mailto:planninginfo@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 as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

Application Deadline^^  
([planninginfo@columbus.gov](mailto:planninginfo@columbus.gov))\* (Franklin County Courthouse)+

Hearing Date\*\*

1:30PM

December 15, 2021  
January 12, 2022  
February 9, 2022  
March 16, 2022  
April 13, 2022  
May 18, 2022

January 11, 2022  
February 8, 2022  
March 8, 2022  
April 12, 2022  
May 10, 2022  
June 14, 2022

June 15, 2022  
July 13, 2022  
August 17, 2022  
September 14, 2022  
October 12, 2022  
November 16, 2022

July 12, 2022  
August 9, 2022  
September 13, 2022  
October 11, 2022  
November 8, 2022  
December 13, 2022

+ Meeting location: 373 S. High St., 25th Fl. - Room B

\* If you are unable to email, call 614-724-4437 to request alternative delivery options

\*\*Meetings subject to cancellation and locations subject to change. Please contact staff to confirm. Meeting dates, times and locations are also available at [www.columbus.gov/planning](http://www.columbus.gov/planning)

^Date change due to holiday.

^^A grace period of One (1) week is available for applications heard at the *previous* month's Hearing. (i.e. An application heard at the June Hearing may be granted a grace period to apply to the July Hearing.)

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**Legislation Number:** PN0347-2022

**Drafting Date:** 11/22/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** General Rules and Regulations for City Code, Chapter 905

**Contact Name:** Andrew Williams

**Contact Telephone Number:** 614-645-5080

**Contact Email Address:** [ANWilliamsjr@columbus.gov](mailto:ANWilliamsjr@columbus.gov) <<mailto:ANWilliamsjr@columbus.gov>>

**GENERAL RULES AND REGULATIONS  
FOR  
CITY CODE, CHAPTER 905**

**DEPARTMENT OF PUBLIC SERVICE  
DIVISION OF INFRASTRUCTURE MANAGEMENT**

**CITY OF COLUMBUS, OHIO**

**SUBJECT:** SIDEWALK REPAIR GRANT PROGRAM

**EFFECTIVE DATE:** JANUARY 2, 2023

**RULE:**

The abutting private property owner(s) of record shall be responsible for the proper maintenance and repair of all sidewalks, shared-use paths and driveway approaches within the abutting right-of-way for any improved or unimproved street, alley, or other public way within the city, which provides access around, in, or to said private property in accordance with the requirements of Chapter 905 of Columbus City Code and these rules and regulations.

The City may provide grant funds to assist in the payment of these required repairs. The grant money is subject to the availability of funds and the applicant meeting the grant requirements.

**INDEX:**

- 1 General Provisions
  - 1.1 Authority
  - 1.2 Definitions
- 2 Purpose of the Sidewalk Repair Grant Program
  - 2.1 Purpose
- 3 Eligibility Requirements
  - 3.1 Violation Letter
  - 3.2 Other Requirements
- 4 Income Eligibility Requirements
  - 4.1 Residences
  - 4.2 Residence Household Size
  - 4.3 Small Businesses
- 5 Property Eligibility Requirements
  - 5.1 Property Location
  - 5.2 Ownership and Occupancy
  - 5.3 Property Tax Status
  - 5.4 Money Owed to the City of Columbus
- 6 Grant Amount
  - 6.1 Dollar Amount
  - 6.2 Availability of Funds
  - 6.3 Cost of Repairs in Excess of Grant Funds
- 7 Program Requirements
  - 7.1 Items Eligible for Repair
  - 7.2 Contractor Selection
  - 7.3 Payment of Grant Funds
  - 7.4 Property Owner Responsible for Contracting
  - 7.5 Property Tax Assessment
- 8 How to Apply for a Grant
  - 8.1 Where to get the Application
  - 8.2 Returning the Application
- 9 Permit and Fee
  - 9.1 Permit is Required
  - 9.2 Application Fee

**1. General Provisions:**

**1.1 Authority:** These rules and regulations were created under the authority provided within Chapter 905 of Columbus City Code.

**1.2 Definitions:** Terms contained within these rules and regulations shall have the meanings outlined within Section 905.02 of Columbus City Code.

**2. Purpose Of The Sidewalk Repair Grant Program:**

**2.1 Purpose:** To provide grant money to low income residential property owners and Neighborhood Commercial Revitalization (NCR) district small business owners to help them make sidewalk repairs.

**3. Eligibility Requirements:**

**3.1 Violation Letter:** The residential property or business owner must have received a violation letter requiring the owner to repair the sidewalk, and/or shared-use path, and/or driveway approach within the

abutting right-of-way to their property. Alternatively, the property or business owner can self-report their property. If found to be in violation, a violation letter will be issued.

**3.2 Other Requirements:** The residential property or business owner must meet the income eligibility requirements and the property eligibility requirements to be eligible for a grant.

#### **4. Income Eligibility Requirements:**

**4.1 Residences:** Residential households must have a total gross adjusted income of 80% or less of the Area Median Income (AMI) as determined by the United States Department of Housing and Urban Development (HUD), with adjustments for household size.

**4.2 Residence Household Size:** Total residential household income includes the income of people 18 years of age and older living in the home at least 50% of the year.

**4.3 Small Businesses:** Small business owners in Neighborhood Commercial Revitalization districts must meet the income eligibility limits in 49 Code of Federal Regulation part 26.67.

#### **5. Property Eligibility Requirements:**

**5.1 Property Location:** Eligible properties are residential single-family owner-occupied properties located within the City of Columbus corporate limits or small business enterprises located within one of the City's six Neighborhood Commercial Revitalization (NCR) Districts.

**5.2 Ownership and Occupancy:** The applicant must have owned and occupied the property for at least 12 months prior to the time of grant application.

**5.3 Property Tax Status:** Property taxes must be current at the time of application or the owner must be on a verifiable payment plan with the Franklin County Auditor's Office.

**5.4 Money Owed to the City of Columbus:** Property owners must not be delinquent on taxes or other money owed to the City of Columbus.

#### **6. Grant Amount:**

**6.1 Dollar Amount:** Residential properties can receive a maximum of \$2,500.00 or the amount of the required repairs, whichever is less. Eligible small businesses located in a Neighborhood Commercial Revitalization (NCR) can receive a grant amount equal to the entire cost of the repairs.

**6.2 Availability of Funds:** Grants are dependent on the availability of funds.

**6.3 Cost of Repairs in Excess of Grant Funds:** If the grant amount does not cover the entire cost of the repair, the property owner is responsible for the remaining balance.

#### **7. Program Requirements:**

**7.1 Items Eligible for Repair:** Only items specifically stated in the Notice of Violation letter are eligible for repair with this grant money.

**7.2 Contractor Selection:** Repairs can be made by a contractor the property owner selects, by the City's contractor, or by the property owner. If the property owner makes the repairs without using a contractor, the property owner will only be reimbursed the cost of materials.

**7.3 Payment of Grant Funds:** The City will pay the grant amount directly to the contractor unless the contractor verifies they have been paid in full by the property owner. Property owners that make the repairs without using a contractor will only be reimbursed the cost of materials.

**7.4 Property Owner Responsible for Contracting:** If the property owner elects to have the City make the repairs, the City's contractor will be used. If the property owner does not want the City to make the repairs, the property owner will be responsible for contracting with an approved contractor to perform the work, and also for paying the balance of the charges after the grant amount is applied.

**7.5 Property Tax Assessment:** If the property owner wants the balance of the charges to be assessed against property taxes, the repairs must be performed by the City's contractor. The City will pay any remaining balance after the grant amount is applied, and the amount paid by the City will be assessed against property taxes.

## 8. How To Apply For A Grant:

**8.1 Where to get the Application:** Download the application from the Department of Public Service's website or contact 311.

**8.2 Returning the Application:** Mail or deliver the completed application to the Department of Public Service.

## 9. Permit and Fee:

**9.1 Permit Required:** A permit is required for repair work to be performed on a sidewalk, driveway approach, and/or shared use path located within the public right-of-way.

**9.2 Application Fee:** The application fee for the permit is \$165 and includes 1/2 hour of inspection.

BY ORDER:

JENNIFER GALLAGHER, DIRECTOR  
DEPARTMENT OF PUBLIC SERVICE

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**Legislation Number:** PN0348-2022

**Drafting Date:** 11/22/2022

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**Current Status:** Clerk's Office for Bulletin

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**Notice/Advertisement Title:** General Rules and Regulations for City Code, Chapter 906

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**GENERAL RULES AND REGULATIONS  
FOR  
CITY CODE, CHAPTER 906  
DEPARTMENT OF PUBLIC SERVICE  
DIVISION OF INFRASTRUCTURE MANAGEMENT  
CITY OF COLUMBUS, OHIO**



**SUBJECT: NON-COMMERCIAL OCCUPANCY IN THE PUBLIC RIGHT-OF-WAY**

**EFFECTIVE DATE: JANUARY 2, 2023**

**RULE:**

All governmental agencies, companies, corporations, and individuals wishing to occupy any street, sidewalk, alley, or public right-of-way of the City of Columbus for any purpose other than construction activity shall obtain the consent of the Director of the Department of Public Service. Such consent shall be in writing as set forth in the rules of this regulation.

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**1. General Provisions:**

**1.1 Authority:** Chapter 906 of the Columbus City Code requires any person or agency desiring to occupy public right-of-way for any non-commercial purpose to first obtain a permit. Such permits are issued by and through the Department of Public Service, Division of Infrastructure Management Administrator in accordance with the provisions of this regulation.

**2. Type of Permits:** There are two types of permits for occupying the public right-of-way:

**2.1 Street Occupancy Permits:** This type of permit is needed when it is necessary to occupy the right-of-way of any public street or alley.

**2.2 Sidewalk Occupancy Permits:** This type of permit is needed when it is necessary to occupy the right-of-way of any sidewalk. Pedestrian access must be maintained at all times with a minimum of six (6)

feet of clearance at all times.

**3. Parking Meters:** Whenever the event being performed restricts the use of City parking meters, the applicant shall be responsible for obtaining the parking meter numbers to be reserved and paying the total daily meter charge for each of the parking meters reserved. The permit application shall include the parking meter numbers affected. Parking meter fees charged will be the total daily fee, as if the meter is to be occupied for all enforcement hours.

When an occupancy permit is issued where parking meters are to be bagged, each vehicle using a meter must have a permit. The occupancy permit must be visible and displayed on the front dash of each vehicle.

**4. Permits Not Issued For:**

- Vehicle storage on City right-of-way within High Impact Areas (as defined by Section 8)
- Structures over 200 square feet
- Heating and/or cooling devices in the public right-of-way
- Any type of camping or cooking

**5. Application and Review:** Requests for occupancy permits shall be made through the Division of Infrastructure Management Administrator. All requests shall be on forms approved by the Division of Infrastructure Management Administrator and shall conform to Section 2 of these regulations. No occupancy may begin until a permit has been issued.

Requests to occupy the right-of-way of any improved or unimproved street, sidewalk, alley or public way shall be submitted at least five (5) working days prior to an event. When the applicant is requesting a full lane closure, the request shall be submitted at least ten (10) working days in advance.

**6. Review and Approval:** Each permit request shall be reviewed as indicated below and is subject to approval by the Division of Infrastructure Management Administrator.

**6.1 Review:** All occupancy permit applications shall be reviewed by the Division of Infrastructure Management and the Columbus Police Division, Traffic Bureau.

**6.2 Application Approval or Denial; Appeal:** Applications for permits shall be processed in order of receipt by the Division of Infrastructure Management.

The Division shall decide whether to grant or deny a permit or a request for an extension of time within five (5) working days unless, by written notice to the applicant, it extends the period an additional five (5) working days.

If the Division denies an application, it must notify the applicant by email or in writing of the grounds for denial. Denial of an application or extension of time may be appealed in writing to the Director within ten (10) working days of the date of the denial. The Director shall decide any appeal within seven (7) working days of receipt of the appeal and shall notify the applicant of the decision by email or in writing.

The Division may only deny an application for a permit on one or more of the following grounds:

- 1) The applicant or the person on whose behalf the application for permit was made has on prior occasions made material misrepresentations regarding the nature or size of the structure and/or associated use or activity previously permitted or has violated the terms of prior permits issued to or on behalf of the applicant;

- 2) The application for permit (including any required attachments and submissions) is not fully completed and executed;
- 3) The applicant has not tendered the required application fee with the application;
- 4) The application for permit contains a material falsehood or misrepresentation;
- 5) The applicant is legally incompetent to contract or to sue and be sued;
- 6) The applicant or the person on whose behalf the application for permit was made has on prior occasions damaged City property and has not paid in full for such damage, or has other outstanding and unpaid debts to the City;
- 7) A fully executed prior application for permit for the same time and place has been received, and a permit has been or will be granted to a prior applicant authorizing a structure associated with a use or activity which does not reasonably permit multiple occupancy of the place requested in the application;
- 8) Any use or activity by the applicant associated with the proposed structure would conflict with a previously planned use or activity organized and conducted by the City and previously scheduled for the same time and place;
- 9) The proposed structure and/or associated use or activity would present an unreasonable danger to the health or safety of the public or would be otherwise prohibited by law, including but not limited to any applicable requirements of the Americans with Disabilities Act (ADA).

In no event may any application be denied or conditions placed on any permit issued based on the content of any speech or communicative activity associated with the proposed structure or occupancy.

**6.3 Permit Expiration:** Permits shall be issued for the time period necessary to conduct the activity in accordance with these regulations. No permit shall be issued for a period longer than five (5) consecutive days. No permit will be issued back to back or consecutively. An applicant who is issued an initial permit may receive a subsequent permit for the same area one (1) day after the date of expiration of a previous permit, provided the applicant meets all other rules and regulations. Applicants for subsequent permits will be subject to a priority given to a new applicant for the same area. The five day time limit for permits may be extended by the Administrator of the Division of Infrastructure Management upon request of the permit holder and for good cause shown.

**7. Liability:** The issuance of an Occupancy Permit does not relieve the permit holder from liability for any damage that might occur to the Public right-of-way, street, sidewalk, the public, or personal property while engaging in activities authorized by the permit.

**8. High Impact Areas:** For purposes of this regulation, High Impact Areas are defined below:

- Downtown Business District
- Construction Areas
- Arterial Streets (Arterial streets are those listed on the current City of Columbus Thoroughfare Plan).

**9. Form of Application or Request for Permit:** Occupancy Permit requests shall contain, but not be limited to, the following information:

- Name of applicant making request
- Address of applicant
- Contact name and phone number (24-hour emergency number is needed)
- Location of event or activity - street address number if applicable (permits issued per location, not per structure)
- Days needed (3 days maximum)
- Proposed hours for event

- Purpose of request
- Start date
- Traffic control needs
- Parking meter numbers (see Section 3)

**10. Inspection:** Inspection of occupancy shall be completed by personnel of the Division of Infrastructure Management. Any additional inspections required by other city agencies will be determined at the time of processing an application. Upon a successful final inspection, any deposits will be processed and returned to the permit holder.

**11. Fees:** All applicants shall pay a fee as set forth below to cover the administrative costs of issuing the permit and performing an inspection of the site. All fees are to be paid at the time the permit is obtained. These fees are non-refundable.

- Application Fee: \$60.00
- Parking Meter Charges: various, depending on meter
- Emergency No Parking Signs: \$.75 each

**12. Obligations of the Permit Holder:**

**12.1 Traffic Control:** Traffic control devices shall be furnished, erected, maintained, and removed by the permit holder in accordance with guidelines published in the manual of “Traffic Control for Construction and Maintenance Operations” current revision. Copies are available at the Ohio Department of Transportation, located at 1980 West Broad Street. Any specific condition attached to the permit by the Division of Infrastructure Managements Construction Coordinator shall take precedence over the manual.

**12.2 Monitoring of Site:** No structure or personal property used for an event or activity, to include shelter tents, chairs and tables, may remain in the public right-of-way unattended, and in no case may remain in the public right-of-way between the hours of 9:00 p.m. and 8:00 a.m. unless the street is closed under the authority of a block party permit. These hours may be extended by the Administrator of Infrastructure Management upon request of the permit holder and for good cause shown.

**12.3 Maintenance of Site:** It shall be the responsibility of the permit holder to provide all materials and services necessary to maintain the permit area in a clean, safe and sanitary condition. These materials include but are not limited to: trash receptacles, portable restroom facilities, and snow and ice removal with pre-approved materials. The permit holder shall be responsible for any actual costs or damages incurred by the City as a result of the use of the right-of-way, including but not limited to, reimbursement, at the employees' regular hourly rates, for time spent by city employees removing debris or repairing damage resulting from the event.

**12.4 Special Duty Police Officers:** When required by the permit, or if required by the City Service or Safety Director, the permit holder shall be responsible for hiring and paying for the services of Uniformed Special Duty Police Officers. Police officers shall be required at all times when event activities are at or near street intersections. The City of Columbus will determine the number of officers required. The determination as to the need and number of any special duty officers shall be made solely on the basis of traffic control, which basis shall be specified and communicated by email or in writing to the applicant by the City official making the determination. An officer may be obtained by calling (614) 645-4795.

**13. Penalty:** Whoever violates any provision of Chapter 906 of the Columbus City Code shall be deemed guilty of a

first degree misdemeanor and fined not exceeding one thousand dollars (\$1,000.00), or imprisoned for not more than six months, or both. Any such violation shall constitute a separate offense on each successive day continued, in accordance with Columbus City Code, Section 906.99.

The City may limit the approved use of the right-of-way at any time due to unforeseen operational circumstances, but shall make every reasonable effort to alleviate the effects of any such limitation.

BY ORDER:

JENNIFER GALLAGHER, DIRECTOR  
DEPARTMENT OF PUBLIC SERVICE

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**Legislation Number:** PN0349-2022

**Drafting Date:** 11/22/2022

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**Version:** 1

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**Notice/Advertisement Title:** Temporary Commercial Zone Permit Rules and Regulations (Chapter 922)

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**GENERAL RULES AND REGULATIONS  
FOR  
CITY CODE, CHAPTER 922**

**DEPARTMENT OF PUBLIC SERVICE**

**DIVISION OF INFRASTRUCTURE  
MANAGEMENT**

**CITY OF COLUMBUS, OHIO**

**SUBJECT:** TEMPORARY COMMERCIAL ZONE PERMIT RULES AND REGULATIONS

**EFFECTIVE DATE:** JANUARY 2, 2023

**INDEX:**

- 1 Purpose
- 2 Authority
- 3 Definitions
- 4 General Permit Rules
- 5 Limitation on Parking Closures
- 6 Indemnification and Hold Harmless Agreement
- 7 Permit Application Process
- 8 Permit Application
- 9 Permit Fees
- 10 Refunds, Transfers, and Expiration
- 11 Enforcement, Denial, Revocation, Suspension, and Termination

**1. Purpose**

The City of Columbus recognizes that public on-street parking as well as private parking for mobile food vending businesses is limited in many commercial, residential, historic, and mixed-use neighborhoods. In order to preserve the vitality for residents and to balance it with the needs of businesses in areas of limited parking, it is necessary to establish a temporary commercial zone permit for mobile food vending. The purpose of these rules and regulations is to establish requirements and processes for application, review, and issuance of permits for the temporary occupancy of on-street parking by a licensed mobile food vendor while maintaining vehicular traffic access on the street, road, or alley.

**2. Authority:**

**2.1** Pursuant to the authority granted under Chapter 922, Chapter 523, and Chapter 573 of the Columbus City Codes, 1959, the Director of Public Service hereby adopts, establishes, and publishes these rules and regulations to be effective at the earliest time allowed by law.

**2.2** These rules and regulations supersede all previously promulgated rules and regulations for temporary commercial zone permits, and are applicable to public right-of-way, and city-owned and operated public parking facilities.

**3. Definitions:** The following words, terms and phrases, when used in these rules and regulations, shall have the meanings ascribed to them, except when the context clearly indicates a different meaning:

**3.1 Application** means a form created by the Department of Public Service, Division of Infrastructure Management.

**3.2 Commercial zone** means a geographic area that has a combination of public right of way access, vehicular traffic patterns, pedestrian density, and mobility options, such that reasonable access for mobile food vending does not constitute an unreasonable threat to public health and safety.

**3.3 Congestion Zone** means a geographic area that has a combination of public right of way parking limitations, meter restrictions, vehicular traffic patterns, pedestrian density, and mobility issues, such that unrestricted access for mobile food vending constitutes an unreasonable threat to public health and safety.

**3.4 Department** means the City of Columbus Department of Public Service, Division of Infrastructure Management.

**3.5 Director** means the Director of the Department of Public Service, or designee.

**3.6 Mobile food vendor** means every corporation, association, joint stock association, person, firm or partnership, their lessees, directors, receivers, trustees, appointees by

any court whatsoever, or the heirs, executors, administrators, or personal representatives or assignees of any deceased owner, owning, controlling, operating or managing any mobile food vending unit.

**3.7 *Non-commercial zone*** means all areas within the corporate limits of the city of Columbus that have not been designated a "congestion zone" or a "commercial zone." Non-commercial zone includes any public right of way where the city of Columbus requires, at all times, a permit for parking.

**3.8 *Petition*** means a form created by the Department which is developed from an application for a temporary commercial zone, which includes the requested parking area. There shall be an area on each petition for property owners or tenants, or building managers whose property adjoins the side(s) of the public street affected by the permit to sign as being in favor of the requested permit.

**3.9 *Public Right of Way*** means any property owned by the city of Columbus, including but not limited to, any street, road, alley, sidewalk, vacant lot, or other tract of land.

**3.10 *Residential Zone*** means a geographic area that is made up of predominately single-family and/or multi-family housing.

**3.11 *Temporary Commercial Zone*** means the closing of one (1) or more parking locations in the public right of way between one (1) or more intersections, while maintaining vehicular traffic access on the street, road, or alley, for the purpose of conducting commercial activity, including mobile food vending.

**3.12 *Temporary Commercial Zone Permit (hereinafter referred to as "Permit")*** means a permit issued by the Department to an Applicant for the temporary closure and occupancy of one or more on-street parking spaces, but not for temporary closure of the public right-of-way.

#### **4 General Permit Rules**

**4.1** No person shall use any public right of way to establish a temporary commercial zone without first obtaining a temporary commercial zone permit.

**4.2** A permit is required in a residential zone anytime a mobile food vendor operates in the public right of way.

**4.3** A permit is required in a commercial zone anytime a mobile food vendor operates in any parking space that is not the first or last parking space adjacent to an intersection of any street, road or alley.

**4.4** A permit is required in a congestion zone anytime a mobile food vendor operates in any parking space between the hours of 6:00 AM and 3:00 AM that is not a designated mobile food vending parking space or the first or last parking space adjacent to an

intersection of any street, road or alley after 10:00 PM.

**4.5** Each permit is the property of the City of Columbus. Improper use or forgery of a permit may result in the revocation of the current permit and/or non-renewal of any future permit application, as determined by the Department.

**4.6** No permit shall be issued to an Applicant with unpaid City of Columbus parking tickets, or who is delinquent on any taxes or other obligations to the City or County.

**4.7** Each permit issued by the Department shall display the motor vehicle's license number. The permit shall be displayed on the driver's side dashboard of the lower front window of the vehicle. A permit is valid only for the location and dates designated on the permit.

**4.8** Permits are non-transferrable.

## **5 Limitation On Parking Closures**

**5.1** In a residential zone, no temporary commercial zone permit shall be effective for more than three (3) consecutive days without written approval from the Director.

**5.2** In a commercial zone, no temporary commercial zone permit shall be effective for more than three (3) consecutive days without the written approval from the Director.

**5.3** In a congestion zone, no temporary commercial zones permit shall be effective for more than one (1) day without written approval from the Director.

**5.4** In a congestion zone, no more than three (3) total permits shall be issued for the same day without written approval from the Director.

**5.5** No individual or organization shall cause or allow the operation of a mobile food vending unit in the public right-of-way or in any city-owned and operated public parking facilities, as prohibited by Title 5 of Columbus City Codes, 1959, without first obtaining a Mobile Food Vending License and Right of Way Permit.

**5.6** The Department, the Columbus Division of Police and the Columbus Division of Fire may temporarily suspend permit parking if the public right-of-way is needed for an emergency or temporary use, including, but not limited to, the construction, maintenance, or repair of a street or utility or special event.

**5.7** Whenever an Applicant requests a Permit for a metered parking space, the applicant shall be responsible for obtaining the parking meter numbers to be reserved and pay the total daily meter charge for each of the parking meters reserved. The Application shall include the parking meter numbers affected. Parking meter fees charged will be the total daily fee, as if the meter is to be occupied for all enforcement hours.



5.8 When a Permit is issued where parking meters are to be bagged, each vehicle using a meter must have a permit. The temporary commercial zone permit must be visible and displayed on the front dash of each vehicle.

5.9 No permit shall be issued on any street or area that is a no stopping zone.

5.10 At no time shall the permitted vender be allowed to park on a sidewalk or drive over the curb.

## 6 Indemnification And Hold Harmless Agreement

6.1 The applicant shall agree in writing on a form provided by the City to hold the city of Columbus, its employees, agents, servants, boards and commissions harmless from liability arising from the issuance of the temporary commercial zone permit and from the conduct of the participants or customers of the temporary commercial zone.

6.2 The applicant shall agree in writing on a form provided by the City to indemnify the city of Columbus, its employees, agents, servants, boards and commissions against all claims of injury or damage to persons or property caused by the negligent acts of the applicant.

## 7 Permit Application Process

7.1 Applications shall be submitted to the Department at the following address

or by email: ATTN: Permit Manager City of Columbus

Division of Infrastructure Management  
111 N. Front Street Columbus, Ohio  
43215 ColsPermits@columbus.gov  
<mailto:ColsPermits@columbus.gov>

7.2 Requests to occupy the right-of-way of any improved or unimproved street, sidewalk, alley or public way shall be submitted at least five (5) working days prior to an event.

7.3 Applications for permits shall be processed in order of receipt by the Department.

7.4 Applicants requesting a permit in a residential or commercial zone may include multiple dates over a three (3) month period for a specific location per application.

7.5 Applicants requesting a permit in a congestion zone may include up to three (3) dates in a thirty (30) day period for a specific location per application.

7.6 If the parking requested for a Permit is located within the boundaries of a civic association, business association, area commission and/or special improvement district that represents the area proposed for a Permit. The applicant is required to obtain a Certificate of Appropriateness or a letter of support from the appropriate commission or association. The Department shall consider the input from the applicable organization(s) as it reviews the Application.

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7.7 Following the review of the permit application and complete petition, the Director shall take one of the following actions:

- Approve the permit application as submitted; or
- Deny the permit application, with basis for denial; or
- Recommend to the Applicant approval of the petition with changes, with basis for recommendation.

7.8 A Permit shall be issued if the following requirements are met:

- The Application is on the form provided by the Department; and
- The Applicant has met the requirements of the Application and paid the required fees; and
- The Applicant has submitted a petition bearing the signatures of all property owners or business owners whose property is within twenty-five (25) feet of the parking space(s) affected by the permit. A petition with less than the required signatures may be accepted provided the applicant has demonstrated and documented, in person and in writing, a good faith effort to contact the business owners or property owners who did not sign the petition; and
- The Applicant has executed the indemnity agreement; and
- The Applicant has presented proof of a current and valid Mobile Food Vending License and a MFV Right of Way Permit; and
- The Applicant has agreed to otherwise abide by the relevant rules and regulations regarding such mobile food vending activity;
- The Applicant is not delinquent on any taxes or other obligations to the city or county; and
- The Applicant has no unpaid parking citations; and
- In consideration of the input from an applicable civic association, business association, area commission or special improvement district, the Department has made a determination that the public health, safety or welfare will not be negatively impacted upon the granting or renewal of a Permit.

7.9 The decision of the Director shall be final.

**8 Permit Application:** The Application for a Permit shall be on a form provided by the Department, and shall require, at a minimum, the following information:

- Name and mailing address of the Applicant
- Name of vendor(s), if not the Applicant
- Motor vehicle year, make and current year motor vehicle registration
- Mobile Food Vending License Number or decal number
- Contact name and phone number (24-hour emergency number is needed)
- Location of event or activity - street address number if applicable (permits issued per location, not per structure)
- Days requested for permit activity
- Proposed hours for permit activity
- Purpose of request
- Start date
- Traffic control needs
- Parking meter numbers
- Valid government photo ID at the time of purchase.

## **9 Permit Fees**

**9.1** All applicants shall pay a fee as set forth below to cover the administrative costs of issuing the permit and performing an inspection of the site.

**9.2** All fees are to be paid at the time the permit is obtained.

**9.3** The fee for a Permit shall be \$120.00.

**9.4** Parking meter out of service fees will vary, depending on meter duration, location and hours of operation, and shall be imposed as if the meter requested for a Permit is fully occupied for the duration of the Permit. Please contact the Permit Office at (614) 645-7497 for more information.

## **10 Refunds, Transfers, and Expiration**

**10.1** Permit fees shall not be refunded.

**10.2** A Permit is specific to a specific location, and shall not be transferred to another location or vehicle.

## **11 Enforcement, Denial, Revocation, Suspension, and Termination**

**11.1** The Director, the Director of the Department of Public Safety, the Director of the Department of Development, the Health Commissioner, and his/her designees shall have the authority to inspect and enforce the provisions of these Rules and Regulations.

**11.2** The use of a Permit is subject to the enforcement of applicable local and state traffic, parking, general offenses, and right-of-way occupancy codes and regulations. Enforcement of these rules and regulations may include parking citation and/or impoundment, suspension, revocation, termination or denial of a Permit, or in egregious circumstances up to and including criminal prosecution pursuant to Section 922.99 of Columbus City Code.

**11.3** The Department may deny issuing a Permit or revoke or suspend without refund any portion of any fees for a Permit if:

1. The permit holder fails to comply with the requirements of these rules and regulations or other applicable law;
2. The permit holder makes a false statement of material fact on an application for a Permit; or
3. The permit holder misuses, copies or transfers a Permit without written approval from the Department.

BY ORDER

JENNIFER GALLAGHER, DIRECTOR  
DEPARTMENT OF PUBLIC SERVICE

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**Legislation Number:** PN0350-2022

**Drafting Date:** 11/22/2022

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**Notice/Advertisement Title:** General Rules and Regulations for Special Hauling Permits

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**GENERAL RULES AND REGULATIONS  
FOR  
CITY CODE, CHAPTER 2139**

**DEPARTMENT OF PUBLIC SERVICE  
DIVISION OF INFRASTRUCTURE MANAGEMENT  
CITY OF COLUMBUS, OHIO**

**SUBJECT:** SPECIAL HAULING PERMITS (SHP)

**EFFECTIVE DATE:** JANUARY 2, 2023

**Purpose:**

These rules and regulations are necessary to mitigate the deterioration of streets, highways, bridges, utilities and other City-owned structures caused by overweight and oversized vehicles. Sections 5577.01 to 5577.15 of the Ohio Revised Code address the weight and dimension limits for such vehicles. Section 4513.34 of the Ohio Revised Code and Section 2139 of the Columbus City Code authorize the Director of Public Service to issue permits for those loads that exceed the statutory weight and dimension limits contained in the Ohio Revised Code. These limitations and provisions described below are the general requirements placed on the operation of the over dimension and overweight vehicles traveling on roadways and are in addition to specific provisions stated on the Special Hauling Permit (SHP) or its attachments. For reference or detailed information, please refer to the ODOT Special Hauling Permits Operational Guide or contact the City of Columbus Permit Section.

**1. General Permit Requirements:**

- 1.1** No application for a Special Hauling Permit (SHP) shall be approved unless the application is legible and complete.
- 1.2** A copy of the current and valid Special Hauling Permit (SHP) issued by the City of Columbus(COC) shall be in the possession of the driver at all times during the progress of transportation and shall be shown on demand to any law enforcement officer, Ohio State Highway Patrol or to any employee of City of Columbus. The SHP shall be clearly legible and free of any markings, writing, symbol, logo, letterhead, characters or inscriptions that are not part of the SHP as transmitted by COC (an additional tele-facsimile header is allowed).
- 1.3** The permission granted in the SHP restricts the movement of the vehicle(s) or object(s) to the highways specified, between the points designated, and within the time allotted. Permittee shall check the route for abnormal, changed, or unknown/unusual conditions which may exist during any transport. Permits are only lawful on city streets. At the discretion of the local authority provided in the Ohio Revised Code, they are not valid on the interstate system, US routes, and state routes under the authority of the state of Ohio. Permittee shall obtain permission to travel county or township roads or local streets not part of the City of Columbus Roadway System within the city from the proper governmental agencies.
- 1.4** No vehicle(s) or object(s) being transported under a SHP shall be parked on the roadway at any time

except in case of an emergency, in which case permittee shall be responsible for obtaining adequate protection for the traveling public while such vehicle or object is parked. The vehicle(s) shall not be loaded or unloaded while on the roadway.

**1.5** The driver of the permitted vehicle must comply with all laws, rules, regulations or credentials covering the movement of traffic over highways and streets and Commercial Motor Vehicle operations.

**1.6** SHPs will not generally be issued for built-up loads that are divisible into legal loads or loads that have not been loaded to the least over dimension or the least overweight. However, miscellaneous items may, however, be transported on the same vehicle with an over dimensional piece or pieces as long as the miscellaneous items do not add to the over dimension. It is not necessary to identify these miscellaneous items. If, in the event of an extenuating circumstance, an SHP is issued for a divisible load in which two or more pieces add to the over dimension or over weight, such load shall be adequately described

**1.7** An SHP is void at any time that road, weather or traffic conditions make travel unsafe, as determined by the State Highway Patrol or local law enforcement.

**1.8** Movement of mobile homes, manufactured structures, office trailers, and park model recreational vehicles is prohibited when wind velocity exceeds 25 mph on the roadway or 15 mph on bridges.

**1.9** The duration of the SHP shall not extend beyond the expiration date of the insurance policy filed with the Department.

**1.10** The original permit and any attachments as issued must be carried in the cab of the vehicle during movement.

**1.11** The permittee is solely responsible for renewing its permit prior to its expiration date. The City of Columbus shall not issue any notice prior to expiration of said permit. The permittee is also responsible for ensuring that the permit accurately describes the vehicle and load. The permit is null and void if there are any inaccuracies contained in the description of the vehicle or load.

## **2. Type Of**

### **Permits:**

#### **2.1 Single Trip**

2.1.1 Single Trip permits will be issued for a specific origin and destination. This permit may also include a return to the stated point of origin. This type of permit would be appropriate when a load is needed at a job site and is then returned to the point of origin all within the effective dates of the permit. Application must include the specific route proposed.

2.1.2 Single Trip permits will be issued for vehicles that are over 120,000 pounds gross weight and/or over 90 feet in length and/or over 11 feet in width and/or above 13'-6" in height.

2.1.3 Single Trip permits are issued to the specific truck or commercial tractor used for the load or loads. When indicated on the application, various trailers may be used. On overweight configurations, the trailers must be identical as far as number of axles, axle spacing, axle weights, and number of tires on each axle and the sizes of those tires.

2.1.4 Permittee will have 5 consecutive days to move the vehicle.

#### **2.2 Continuing Annual Permits (Less Than 120,000 Lbs. GVW)**

2.2.1 When more than one load needs to be moved, a 365 day continuing permit may be issued to a specific vehicle including an approved load for repeated one-way movement between the same two points over prescribed routes. This permit may also include a return to the stated point of origin. Maximum duration of validity is 365 days.

2.2.2 The permit is issued to the truck or commercial tractor. When indicated on the application, various trailers may be used. On overweight configurations, the trailers must be identical as far as number of axles, axle spacing, axle weights, and number of tires on each axle and the sizes of those tires.

2.2.3 The load, in addition to being under 120,000 lbs. gross weight, must not be greater than 13'-6" in height and not greater than 11 feet in width. If any of these conditions exist, a single trip permit must be obtained per Section 2.1.

### **2.3 Construction Equipment (UNDER 120,000 LBS. GVW)**

2.3.1 This specialized permit is used for the frequent movement of over width construction machinery to and from job sites. To qualify for this permit, the vehicle and load must be legal in accordance with Section 5577.04 through 5577.05 of the Ohio Revised Code. Maximum duration of validity is 365 days.

2.3.2 Loads may consist of small dozers, backhoes, or other similar equipment being transported on straight trucks or on equipment trailers pulled by trucks, or on semi-trailers hauled by commercial tractor. Field office trailers towed on their own undercarriages may also be included. The permit is issued to the truck or commercial tractor. When indicated on the application, various trailers may be used.

2.3.3 Be alert for overhead obstructions and be aware that posted limits, including those on pavements and bridges, must be obeyed.

2.3.4 The load, in addition to being under 120,000 lbs. gross weight, must not be greater than 13'-6" in height and not greater than 11 feet in width. If any of these conditions exist, a single trip permit must be obtained per Section 2.1.

2.3.5 Revisions may be issued upon request at no charge whenever construction impedes movement along the assigned route. Request may be made by calling the Permit Office at 614-645-7497.

**3. Fees:** The fees for government projects may be waived at the discretion of the Director of Public Service.

3.1 OVERSIZE LOAD (1 TIME MOVE)

§ \$100.00

3.2 OVERSIDE LOAD (ANNUAL)

§ 80,000 to 90,000 lbs. GVW = \$500.00

§ 90,001 to 105,000 lbs. GVW = \$1,150.00

§ 105,001 to 120,000 lbs. GVW = \$1,700.00

### **4. VEHICLE OPERATING LIMITATIONS:**

4.1 No vehicle(s) or object(s) being transported under an SHP shall travel in convoy with any other oversize /overweight vehicle or vehicle and load. Convoying is defined as operating within 500' of any other permitted vehicle that is traveling in front and in the same direction as said vehicle.

4.1.1 Every vehicle operating under an SHP when traveling on freeways, expressways, multi-lane undivided highways, shall remain in the extreme right-hand lane of said roadway except as necessary to maintain continuous through movement, to make left turns or exits or to pass other vehicles.

4.1.2 Any load with an overall height in excess of 14 feet 6 inches shall be required to coordinate the move with the owners of all overhead signs, signals, utilities, etc., which may obstruct safe, clear movement.

4.1.3 Reductions in legal weight posted on roadways or bridges must be obeyed. Contact the Permit Office immediately if your route includes legal load reductions.

4.1.4 Due to bridge load limit restrictions, no SHP is permitted for the following roadways within the City of Columbus:

- § Arcadia Ave east of Indianola
- § Calumet St.
- § Country Club Rd.
- § Lehman Rd. east of Gender Rd.

**5. Days/Hours of Travel Restrictions**

- 5.1 Overweight vehicle/loads that are not over dimensional, traveling under the authority of an SHP, will not be restricted as to travel hours or days so long as the overweight vehicle/load can move without obstructing the normal flow of the traffic.
- 5.2 With the exception of permitted legal dimensioned overweight vehicle/loads noted above, vehicle/loads traveling under the authority of a SHP shall be prohibited from movement on the following days / weekends: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.
- 5.3 Movement of all vehicles/loads in excess of twelve feet in width shall be prohibited within the city limits of Columbus between the hours of 6:30 a.m. and 9:00 a.m. and 4:30 p.m. and 6:00 p.m. Monday through Friday.
- 5.4 Movement of all vehicles/loads in excess of twelve feet in width shall be permitted during daylight hours only (daylight hours are defined as one-half hour prior to sunrise to one-half hour after sunset).

**6. Warning Flags, Lighting, And Signs:**

- 6.1 All warning flags, lights, and signs shall be displayed as described in the OPERATIONAL REQUIREMENTS section of the ODOT SHP OPERATIONAL GUIDE and per the Ohio Revised Code, section 5577.

**7. Private Escort Vehicles:**

- 7.1 Private Escort vehicles, when required by an SHP to accompany an over dimensional or overweight vehicle or vehicle/load, shall be required to display a warning sign, yellow with black letters, reading "OVERSIZE LOAD". The sign shall be 5 feet long by 12 inches high with 8 inch high letters and shall be in good repair. Escort vehicles shall also be required to maintain radio communication with the operator of the permitted vehicle and shall also be required to be equipped with a roof mounted amber flashing or rotating light(s). Driver of the escort vehicle is to act as a flagger when needed.
- 7.2 The Driver of an escort vehicle shall not serve as an operator of other vehicles or equipment while escorting a vehicle/load operating under an SHP. Unless otherwise specified on the SHP, Public Safety /Law Enforcement Vehicles shall not be considered to be Private Escorts.
- 7.3 One rear escort vehicle shall be required for the transportation of any vehicle/load with a permitted length in excess of 90 feet. Columbus Police escort required when excess of 100 feet.
- 7.4 One lead (rear on multiple lane highways) escort vehicle shall be required for the transportation of any vehicle/load with a permitted width in excess of 11 feet. Columbus Police escort required when excess of 13 feet.
- 7.5 One lead escort vehicle equipped with a height sensing device shall be required for the transportation of any vehicle/load with a permitted height in excess of 14 feet. Columbus Police escort required when excess of 15 feet.
- 7.6 One lead and one rear escort shall be required on any vehicle/load with a permitted width in excess of 11

feet and on any vehicle/load with a permitted height in excess of 14 feet.

7.7 If more than one of the conditions set forth in numbers 2 through 4 above are met, ( for example, a load with a permitted width exceeding 11 feet and a permitted length exceeding 90 feet ) two escorts (one lead and one rear) shall be required. Depending on size of load and route, more than one Columbus Police Officer maybe required.

7.8 Front and rear escort vehicles, when required, shall maintain a safe operating distance consistent with existing traffic conditions between the vehicle/load being escorted and the escort vehicle.

7.9 Escort vehicles shall be a single unit vehicle with unobstructed vision from the front and rear. Escort Vehicles when accompanying a vehicle/load operating under an SHP shall not tow a trailer or another vehicle, or haul equipment which extends beyond the dimensions of the escort vehicle.

## 8. Penalties for Violation:

8.1 Failure to comply with the requirements herein shall render the SHP null and void and the operator of the vehicle will be subject to enforcement action, as provided in Sections 2139.02 through 2139.05 of the Columbus City Code.

8.2 An SHP should not be voided when a vehicle exceeds a granted axle weight by 2000 lbs or less, provided that the vehicle does not exceed the gross vehicle weight granted by the SHP. The permittee shall be responsible for bringing the vehicle into compliance with the SHP prior to substantial movement upon being ordered so by law enforcement officials pursuant to a traffic stop. If the load cannot be brought into compliance, the load may not move until a revised SHP is obtained from the Department of Public Service. Should the vehicle be moved prior to the vehicle being brought into compliance or prior to a revised SHP being obtained, the SHP shall be rendered null and void and the operator will be subject to enforcement action as provided in Sections 2139.02 to 2139.05 of the Columbus City Code.

8.3 Moving violations for offenses that are relevant to the safe movement of a Commercial Motor Vehicle (for example, Speed, Reckless Operation, DUI, Improper Lane Change, etc.) shall render the SHP null and void, and the operator subject to additional enforcement action as provided in Title 21 of the Columbus City Code.

BY ORDER:

JENNIFER GALLAGHER, DIRECTOR  
DEPARTMENT OF PUBLIC SERVICE

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**Legislation Number:** PN0351-2021

**Drafting Date:** 12/16/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Board of Industrial Relations

**Contact Name:** William Gaines

**Contact Telephone Number:** 614-645-5436

**Contact Email Address:** wgaines@columbus.gov

The Board of Industrial Relations holds regular meetings on the third Monday of each month at 1:30pm in Room #205, 111 N. Front St., Columbus, OH 43215. Due to observed holidays, the January meeting will be held on January 24, 2022 at



1:30pm. The February meeting will be held on February 28, 2022 at 1:30pm.

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**Legislation Number:** PN0356-2022

**Drafting Date:** 11/28/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Near East Area Commission: December 2022 Zoning Committee Meeting Date Change

**Contact Name:** Kate Curry-Da-Souza, Chair

**Contact Telephone Number:** 614-403-2225

**Contact Email Address:** kcurrydasouza@gmail.com

To allow Commissioners, Neighbors, and Developers to enjoy their holidays on the last week of December, the Zoning Committee meeting will be moved ahead to Tuesday, December 20. The Near East Area Commission, December Zoning Committee Meeting will be held Tuesday, December 20 at 6:30 PM at The Near East Area Pride Center, 1393 East Broad Street.

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**Legislation Number:** PN0357-2021

**Drafting Date:** 12/23/2021

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Civil Service Commission Public Notice**

**Notice/Advertisement Title:**

Civil Service Commission Public Notice

**Contact Name:**

Wendy Brinnon

**Contact Telephone Number:**

(614) 645-7531

**Contact Email Address:**

wbrinnon@columbus.gov

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](http://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.

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**Legislation Number:** PN0358-2022

**Drafting Date:** 11/29/2022

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

Notice/Advertisement Title: Property Maintenance Appeals Board -DECEMBER 12, 2022

Contact Name: Toni Gillum

Contact Telephone Number: (614) 645-5884

Contact Email Address: [tmgillum@columbus.gov](mailto:tmgillum@columbus.gov) <<mailto:tmgillum@columbus.gov>>

**PROPERTY MAINTENANCE APPEALS BOARD AGENDA**  
**Monday, December 12, 2022 @ 1:00**  
**141 N. Front Street-Parking Garage-First Floor Conference Room**

**1. Case Number PMA-488**

**Appellant:** Khyle Macarthy  
**Address:** 2948 Heatherleaf Way  
**Inspector:** Jose Shipe  
**Accela#:** 22440-06430

**2. Case Number PMA-489 VARIANCE REQUEST TO CCC 4525.13-FENCES**

**Appellant:** Bryce Pennington, Operations Site Lead  
**Address:** 3183 S. High St.  
**Inspector:** N/A  
**Order#:** N/A

**3. Case Number PMA-490**

**Appellant:** Ben Collier  
**Address:** 1312 E. Broad St.  
**Inspector:** Ginger Voll  
**Order#:** 21450-02071

**\*Appeal letter received after 15 days\***

11/30/21-Notice sent USPS and posted at violation address

12/09/21-CEO McCandlish spoke to appellant (Ben with ME Realty), by phone, then also by email, numerous times throughout the subsequent months.

11/07/22-Appeal received via email

**NOTE TO SECURITY:**

**Board Members:**

Pamela Palmer    Katie McCann  
Joyce Bruce    Tiffanie Harris    Scott Wolf

**NOTE:** 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 due to a disability as defined 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 to request an accommodation

**Legislation Number:** PN0361-2022

**Drafting Date:** 11/30/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** Civilian Police Review Board Meeting

**Contact Name:** Bethany Dickess

**Contact Telephone Number:** 614-645-9633

**Contact Email Address:** BADickess@columbus.gov

The Civilian Police Review Board will convene its 16th meeting on Tuesday, December 6, 2022. The meeting is open to anyone who would like to attend, though public testimony will not be received by the Board.

Date: December 6, 2022

Time: 2:00-5:00PM

Location: 111 N Front St. Columbus, OH 43215

Michael B Coleman Government Building, 2nd Floor Hearing Room

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**Legislation Number:** PN0362-2022

**Drafting Date:** 11/30/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** West Scioto Area Commission December Meeting Location Change

**Contact Name:** Kristen McKinley

**Contact Email Address:** mckinleywsac@gmail.com

The December 15th meeting of the West Scioto Area Commission will be held at First Community Church South, 1320 Cambridge Boulevard, Columbus, OH 43212, at 7 PM.

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**Legislation Number:** PN0363-2022

**Drafting Date:** 12/1/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter** Public Notice

**Type:**

**Notice/Advertisement Title:** City Council Zoning Agenda for December 12, 2022

**Contact Name:** Charmaine Chambers

**Contact Telephone Number:** (614) 645-6553

**Contact Email Address:** cdchambers@columbus.gov

**REGULAR MEETING NO.60 OF CITY COUNCIL (ZONING), DECEMBER 12, 2022 AT 6:30 P.M. IN COUNCIL CHAMBERS.**

**ROLL CALL**

## READING AND DISPOSAL OF THE JOURNAL

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

#### ZONING: DORANS, CHR. BANKSTON BARROSO DE PADILLA BROWN FAVOR REMY HARDIN

#### REZONINGS/AMENDMENTS

**3260-2022** To rezone 1709 FRANK RD. (43223), being 10.68± acres located at the southeast corner of Frank Road and Gantz Road, From: L-M, Limited Manufacturing District, To: M-2, Manufacturing District (Rezoning #Z20-080).

**3343-2022** To rezone 42 W. JENKINS AVE. (43207), being 1.61± acres located at the northwest corner of West Jenkins Avenue and South Wall Street, From: M, Manufacturing District, To: AR-2, Apartment Residential District (Rezoning #Z22-060).

**3414-2022** To rezone 3670 TRABUE RD. (43204), being 4.3± acres located at the northeast corner of Trabue Road and Mapleway Drive, From: C-4 Commercial District and L-C-5, Limited Commercial District, To: AR-2, Apartment Residential District (Rezoning #Z22-022).

**3421-2022** To rezone 475 HARMON AVE. (43223), being 3.05± acres located at the southeast corner of Harmon Avenue and South Souder Avenue, From: L-M, Limited Manufacturing District, To: CPD, Commercial Planned Development District (Rezoning #Z22-064).

**3455-2022** To rezone 4001 BRICE RD. (43110), being 249.212± acres located at the southwest and southeast corners of Shannon Road and Brice Road, From: R, Rural District, To: PUD-6, Planned Unit Development District (Rezoning #Z21-100).

#### VARIANCES

**3262-2022** To grant a Variance from the provisions of Section 3367.15(A)(D), M-2 manufacturing district special provisions; of the Columbus City Codes; for the property located at 1709 FRANK RD. (43223), to permit reduced development standards for a food manufacturing plant in the M-2, Manufacturing District (Council Variance #CV22-107).

**3335-2022** To grant a Variance from the provisions of Sections 3356.03, C-4 permitted uses; 3312.21(D), Parking lot screening; and 3312.49(C), Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 3013-3021 N. HIGH ST. (43202), to permit a mixed-use development with reduced development standards in the C-4, Commercial District (Council Variance #CV21-062).

**3344-2022** To grant a Variance from the provisions of Sections 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; and 3333.16, Fronting, of the Columbus City Codes; for the property located at 42 W. JENKINS AVE. (43207), to permit reduced development standards for an apartment building in the AR-2, Apartment Residential District (Council Variance #CV22-081).

**3352-2022** To grant a Variance from the provisions of Section 3332.02, R-rural district, of the Columbus City Codes; for the property located at 4955 SUNBURY RD. (43230), to permit craft classroom, workshop, and accessory retail space in the R, Rural District (Council Variance #CV22-071).

**3410-2022** To grant a Variance from the provisions of Sections 3332.039, R-4 residential district; 3312.49, Minimum numbers of parking spaces required; 3325.801, Maximum Lot Coverage; 3325.805, Maximum Floor Area Ratio (FAR); 3332.05(A)(4), Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting; 3332.26(C) (3), Minimum side yard permitted; and 3332.27, Rear yard; of the Columbus City Codes; for the property located at 47 CLARK PL. (43201), to permit a two-unit dwelling and a rear single-unit dwelling (carriage house) on one lot with reduced development standards in the R-4, Residential District (Council Variance #CV22-067).

**3412-2022** To grant a Variance from the provisions of Sections 3332.037, R-2F Residential District; 3312.49, Minimum numbers of parking spaces required; 3332.05(A)(4), Area district lot width requirements; 3332.14, R-2F area district

requirements; 3332.19, Fronting; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, of the Columbus City Codes; for the property located a 1374 S. 5TH ST. (43203), to permit a single-unit dwelling and a rear single-unit (carriage house) on the same lot with reduced development standards in the R-2F, Residential District (Council Variance #CV22-074).

**3417-2022** To grant a Variance from the provisions of Sections 3312.21(A)(2)&(D) (1), Landscaping and screening; 3312.27, Parking setback line; 3312.29, Parking space; 3312.49 Minimum numbers of parking spaces required; 3321.05(B)(2), Vision clearance; 3333.18, Building lines; and 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 3670 TRABUE RD. (43204), to permit reduced development standards for a multi-unit residential development in the AR-2, Apartment Residential District (Council Variance #CV22-029).

## ADJOURNMENT

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**Legislation Number:** PN0365-2022

**Drafting Date:** 12/7/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** LIVINGSTON AVENUE AREA COMMISSION (LAVA-C) - Meeting Cancellation

**Contact Name:** Michael Herman, LAVA-C Governance Committee

**Contact Telephone Number:** (614) - 580 - 8365

**Contact Email Address:** [mpjherman@gmail.com](mailto:mpjherman@gmail.com)

The Livingston Avenue Area Commission will not be holding their scheduled Public Meeting on December 20, 2022. Please join us for our next scheduled meeting on Tuesday, January 17, 2023.

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**Legislation Number:** PN0366-2022

**Drafting Date:** 12/7/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Greater South East Area Commission Meeting Date Changed

**Contact Name:** Lynne LaCour

**Contact Telephone Number:** 614-724-0100

**Contact Email Address:** [Ldlacour@columbus.gov](mailto:Ldlacour@columbus.gov)

The Greater South East Area Commission is moving its December 27th meeting to Tuesday, December 13th at 6:30 PM..

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**Legislation Number:** PN0367-2022

**Drafting Date:** 12/7/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Mideast Area Commission Zoning Committee Meeting Information

**Contact Name:** Lynne LaCour

**Contact Telephone Number:** 614-724-0100

**Contact Email Address:** [ldlacour@columbus.gov](mailto:ldlacour@columbus.gov)

The Mideast Area Commission Zoning Committee is holding its meeting on Tuesday, December 13th at 6PM at Christ United Methodist Church, 1480 Zettler Road. They will be hearing BZA22-154 for 3791 Soldier Street.

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**Legislation Number:** PN0368-2022

**Drafting Date:** 12/7/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Vacancy Appointment Hearing

**Contact Name:** Zak Davidson

**Contact Telephone Number:** 614-645-5291

**Contact Email Address:** [ZGDavidson@Columbus.gov](mailto:ZGDavidson@Columbus.gov)

As required by City Charter and Code, Columbus City Council will be holding a public hearing on Tuesday, January 3rd, 2023 at 5pm to hear comment from the public regarding the applicants being considered for the vacancy created by the departure of Council President Pro Tempore Elizabeth Brown. The hearing will be held at City Hall, 90 W Broad Street, Columbus, OH 43215.

Members of the public who wish to provide testimony, either in-person or digitally via WebEx, should email [ZGDavidson@Columbus.gov](mailto:ZGDavidson@Columbus.gov) with the subject line "Speaking at Vacancy Public Hearing" by noon on January 3rd. Written testimony may also be emailed to [ZGDavidson@columbus.gov](mailto:ZGDavidson@columbus.gov).

Public speakers will be called in the order of receipt and will be given three minutes to address Council. Remarks should be limited to the subject of finalists being considered to fill the vacancy on Council. Standard rules for speaking before Columbus City Council apply. At the conclusion of the hearing, Council will enter into executive session to discuss candidates and public testimony.

Meeting Accommodations: It is the policy of the City of Columbus that all City-sponsored public meetings and events are accessible to people with disabilities. If you need assistance in participating in this meeting or event due to a disability as defined under the ADA, please call the City's ADA Coordinator at (614) 645-8871 or e-mail [zdjones@columbus.gov](mailto:zdjones@columbus.gov) at least three (3) business days prior to the scheduled meeting or event to request an accommodation.

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**Legislation Number:** PN0370-2022

**Drafting Date:** 12/7/2022

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** City of Columbus December 20, 2022 Board of Zoning Adjustment Meeting

**Contact Name:** Jamie Freise

**Contact Telephone Number:** 614-645-6350

**Contact Email Address:** [jffreise@columbus.gov](mailto:jffreise@columbus.gov)

## AGENDA

### BOARD OF ZONING ADJUSTMENT

**CITY OF COLUMBUS, OHIO  
DECEMBER 20TH, 2022**

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map.

The City BOARD OF ZONING ADJUSTMENT will hold a public hearing on the following zoning applications on **TUESDAY, DECEMBER 20TH, 2022 at 4:30 p.m.** at the **MICHAEL B. COLEMAN GOVERNMENT CENTER** at 111 North Front Street, Columbus, OH 43215 in the 2ND FLOOR HEARING ROOM. You can also monitor the hearing through the City of Columbus YouTube channel at the following link: <http://www.youtube.com/cityofcolumbus>

With the return to in-person meetings, we want to assure attendees that all safety precautions per the CDC will be followed. The hearing room will be cleaned after each meeting, attendees should feel comfortable wearing a mask if they choose. Free masks will be available for any participant. Spectator chairs and board members' chairs have been set up with social distancing in mind. We ask that chairs and tables not be moved to ensure a safe meeting environment for all who attend.

**SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING.** It is the rule of the Commission to withdraw an application when a representative is not present.

**SIGN LANGUAGE INTERPRETER:** A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Department of Building & Zoning Services is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 614-645-6373 or TDD 614-645-3293

Further information may be obtained by visiting the City of Columbus Zoning Office website at <https://www.columbus.gov/bzs/primary/Zoning/> or by calling the Department of Building and Zoning Services, Public Hearings Section at 614-645-4522.

**01.Application No.:BZA22-086**

**Location:**6065 E. LIVINGSTON AVE. (43232), located at the southeast corner of E. Livingston Avenue and Fountainview Court (010-001346; Far East Area Commission).

**Existing Zoning:**C-4, Commercial District

**Request:**Variance(s) to Section(s):  
3389.12, Portable Building.

To grant a Special Permit for a Portable Building

**Proposal:**To allow a Portable Building, used as a food truck, to remain on-site over night.

**Applicant(s):**Aile Aroutiounian 6065 E Livingston Avenue Columbus, Ohio 43232

**Attorney/Agent:**Jeanne Cabral, Architect 2939 Bexley Park Road Columbus, Ohio 43209

**Property Owner(s):**AG Auto LLC 6065 E Livingston Avenue Columbus, Ohio 43232

**Planner:**Adam Trimmer, 614-645-1469; ADTrimmer@Columbus.gov

**02.Application No.:BZA22-104**

**Location:**1249 W. 3rd AVE. (43212), located at the southeast corner of West 3rd Avenue and Northwest Boulevard (010-062945; 5th by Northwest Area Commission).

**Existing Zoning:**C-4, Commercial District

**Request:**Variance(s) to Section(s):  
3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of parking spaces from 45 to 21.

3321.01(C), Dumpster area.

To not provide a dumpster approach apron.

3372.604(A), Setback requirements.

To increase the building setback from 10 feet at the corner of Third Avenue/Northwest Blvd. to 25 feet.

3372.604(B), Setback requirements.

To reduce the minimum parking setback from 5 feet to 0 feet.

3372.605(B), Building design standards.

To reduce width of a principal building along a primary building frontage (both Third Avenue and Northwest Boulevard) from 60% to 35%.

3372.607(C), Landscaping and screening.

To allow a dumpster to be located to the side rather than behind a principal building.

**Proposal:**To construct a mixed-use office and retail building.

**Applicant(s):**H & G, LLC 75 East Gay Street Columbus, Ohio 43215

**Attorney/Agent:**Laura MacGregor Comek, Esq. 17 South High Street Columbus, Ohio 43215

**Property Owner(s):**Donald and Anna Compton, TR 1100 Urlin Avenue Grandview Heights, Ohio 43212

**Planner:**Jamie Freise, 614-645-6350; [JFFreise@Columbus.gov](mailto:JFFreise@Columbus.gov)

### 03.Application No.:BZA22-109

**Location:**753 MALVERN AVE. (43219), located at the southwest corner of Malvern Avenue and Willamont Avenue (010-008801; North Central Area Commission).

**Existing Zoning:**R-4, Residential District

**Request:**Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required

To reduce the required number of parking spaces from 2 to 0.

3332.28, Side or rear yard obstruction.

To allow a deck in the required side yard.

**Proposal:**To legitimize the conversion of garage to living space and the addition of a deck in a required yard.

**Applicant(s):**Felicia Manns 753 Malvern Avenue Columbus, Ohio 43219

**Attorney/Agent:**None

**Property Owner(s):**Kervin Edwards 4501 Smokey Place Columbus, Ohio 43230

**Planner:**Jamie Freise, 614-645-6350; [JFFreise@Columbus.gov](mailto:JFFreise@Columbus.gov) <<mailto:JFFreise@Columbus.gov>>

### 04.Application No.:BZA22-131

**Location:**1295 CITY PARK AVE. (43222), located on the west side of City Park Avenue, approximately 160' north of East Moler Street (010-010231 & 010-250521; Columbus Southside Area Commission).

**Existing Zoning:**R-2F, Residential District

**Request:**Variance(s) to Section(s):

3312.13(A), Driveway.

To reduce the minimum driveway width from 10 feet to 6 feet for the southern lot.

3312.25, Maneuvering.

To reduce the maneuvering area from 20 feet to 17 feet for the southern lot.

3332.05 (A)(4), Area district lot width requirements.

To reduce the required lot width from 50 feet to 34 feet (northern lot) and 43 feet (southern lot).

3332.14, R-2F area district requirements.

To reduce the required lot area from 6,000 square feet to 3,468 square feet (northern lot) and 5,547 square feet (southern lot).

3332.21 (F), Building Lines.

To reduce the front setback line from 25 feet to 20 feet for the southern lot.

**Proposal:**A lot split resulting in the construction of a new single-unit dwelling.

**Applicant(s):**Supra Investments LLC c/o Andrew Wappner PO Box 732 Worthington, Ohio 43085

**Attorney/Agent:**None

**Property Owner(s):**Supra Investments LLC c/o Sean Knoppe PO Box 732 Worthington, Ohio 43085

**Planner:**Steven Smedley, 614-645-6130; [SFSmedley@Columbus.gov](mailto:SFSmedley@Columbus.gov) <<mailto:SFSmedley@Columbus.gov>>

### 05.Application No.:BZA22-134

**Location:**700 S. 3rd ST. (43206), located on the east side of South 3rd Street, approximately 120 feet north of East Frankfort Street (010-066894; German Village Commission).

**Existing Zoning:**R-2F, Residential District

**Request:**Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the number of additional parking spaces from 88 to 0.



**Proposal:**To construct an addition to an elementary school.

**Applicant(s):**Catholic Diocese of Columbus, c/o Kevin Lee 197 E. Gay Street Columbus, Ohio 43215

**Attorney/Agent:**William Cody, P.E. 161 North 4th Street Columbus, Ohio 43215

**Property Owner(s):**Applicant

**Planner:**Jamie Freise, 614-645-6350; [JFFreise@Columbus.gov](mailto:JFFreise@Columbus.gov) <<mailto:JFFreise@Columbus.gov>>

**06.Application No.:BZA22-137**

**Location:**1765 DYER RD. (43123), located on the southwest corner of Dyer Road and Lazar Road (570-193885; Southwest Area Commission).

**Existing Zoning:**R, Rural District

**Request:**Variance(s) to Section(s):

3332.07, LRR Area District requirements.

To reduce the required lot area from 1 acre to 0.741 acres (Tract 1) and to 0.787 acres (Tract 2).

**Proposal:**To split an existing 1.86 acre lot into 2 lots for development.

**Applicant(s):**Huyen Ninh 6097 Lambright Street Westerville, Ohio 43081

**Attorney/Agent:** Shaun Ford 6097 Lambright Street Westerville, Ohio 43081

**Property Owner(s):**Applicant

**Planner:**Steven Smedley, 614-645-6130; [SFSmedley@Columbus.gov](mailto:SFSmedley@Columbus.gov) <<mailto:SFSmedley@Columbus.gov>>

**07.Application No.:BZA22-140**

**Location:**898-900 SUNBURY RD. (43219), located at the southwest corner of Sunbury Road and Ridgeway Avenue (010-050376; North Central Area Commission).

**Existing Zoning:**C4, Commercial District

**Request:**Variance(s) to Section(s):

3312.49, Parking spaces.

To reduce the required number of parking spaces from 39 to 9.

3312.21(B)(1), Landscaping and screening.

To allow pavement for parking and maneuvering within the parking setback.

3312.25, Maneuvering.

To allow maneuvering between the parking setback line and right-of-way line.

3312.27(4), Parking setback line.

To reduce the parking setback line from 10 feet to 8.5 feet.

3356.11(A), C-4 district setback lines.

To reduce the building setback along Sunbury Road and Ridgeway Avenue from 30 feet and 25 feet, respectively, to 0 feet.

**Proposal:**A change of use from retail to an eating and drinking establishment.

**Applicant(s):**Ray A. Jones 900 Sunbury Road Columbus, Ohio 43219

**Attorney/Agent:** Melva C. Williams-Argaw, Architect 166 Mayfair Boulevard Columbus, Ohio 43213

**Property Owner(s):**Applicant

**Planner:**Dane Kirk, 614-645-7973; [DEKirk@Columbus.gov](mailto:DEKirk@Columbus.gov) <<mailto:DEKirk@Columbus.gov>>

**08.Application No.:BZA22-143**

**Location:**4960 COMSTOCK DR. (43232), located on the north side of Comstock Drive, approximately 575 feet west of the intersection of Comstock Drive and Lisbon Drive (010-132917; Greater South East Area Commission).

**Existing Zoning:**SR, Residential District

**Request:**Variance(s) to Section(s):

3312.27, Parking setback line.

To reduce the parking setback line from 25 feet to 18 feet.

**Proposal:** To convert an existing attached garage to ADA accessible living space.

**Applicant(s):**Barbara Vermilyea 4960 Comstock Drive Columbus, Ohio 43232

**Attorney/Agent:**None

**Property Owner(s):**Applicant

**Planner:**Dane Kirk, 614-645-7973; [DEKirk@Columbus.gov](mailto:DEKirk@Columbus.gov) <<mailto:DEKirk@Columbus.gov>>

**09.Application No.:BZA22-144**

**Location:**772 E. MOUND ST. (43205), located on the north side of East Mound Street, approximately 40 feet east of South Monroe Ave: Near East Area Commission).

**Existing Zoning:**R-2F, Residential District

**Request:**Variance(s) to Section(s):

3332.26(E), Minimum side yard permitted.

To reduce the minimum side yard from 3 feet to 0.6 inches.

**Proposal:**To construct a detached garage.

**Applicant(s):**Tim Lott/Lux Christi Investments 8370 Hickory Ave. Galena, Ohio 43021

**Attorney/Agent:**None

**Property Owner(s):**Applicant

**Planner:**Dane Kirk, 614-645-7973; [DEKirk@Columbus.gov](mailto:DEKirk@Columbus.gov) <<mailto:DEKirk@Columbus.gov>>

#### 10.Application No.:BZA22-145

**Location:**255 E. INNIS AVE. (43207), located on the south side of East Innis Avenue, approximately 50 feet from South 8th Street (010-034862; Columbus South Side Area Commission).

**Existing Zoning:**R-3, Residential District

**Request:**Variance(s) to Section(s):

3332.26(B)(1), Minimum side yard permitted.

To reduce the minimum required side yard from 3 feet to 1.8 feet.

**Proposal:**To split an existing .28 acre lot into two.

**Applicant(s):**Supra Investments LLC c/o Andrew Wappner PO Box 732 Worthington, Ohio 43085

**Attorney/Agent:**None

**Property Owner(s):**Applicant

**Planner:**Dane Kirk, 614-645-7973; [DEKirk@Columbus.gov](mailto:DEKirk@Columbus.gov)

#### 11.Application No.:BZA22-146

**Location:**3645-3665 N. HIGH ST. (43214), located on the west side of North High Street between Winthrop Road and Northmoor Place (010-058704; Clintonville Area Commission).

**Existing Zoning:**C-4, Commercial District

**Request:**Variance(s) to Section(s):

3312.49 (C), Minimum numbers of parking spaces required.

To reduce the required number of parking spaces from 61 to 40.

**Proposal:**To change the existing use of a tenant space from retail to an eating and drinking establishment and to install a front patio.

**Applicant(s):**Dominic Orfitelli 7101 Elizabeth Drive McLean, Virginia 22101

**Attorney/Agent:**Underhill and Hodge LLC c/o David Hodge, Atty. 8000 Walton Parkway, Suite 260 New Albany, Ohio 43054

**Property Owner(s):**Clintonville Commons LLC 7101 Elizabeth Drive McLean, Virginia 22101

**Planner:**Steven Smedley, 614-645-6130; [SFSmedley@Columbus.gov](mailto:SFSmedley@Columbus.gov) <<mailto:SFSmedley@Columbus.gov>>

#### 12.Application No.:BZA22-147

**Location:**3400 N. HIGH ST. (43202), located at the southeast corner of North High Street and East North Broadway (010-021499; Clintonville Area Commission).

**Existing Zoning:**C-4, Commercial District

**Request:**Variance(s) to Section(s):

3372.605 (D), Building design standards.

To reduce the amount of clear/non-tinted window glass in the area between the height of two feet and ten feet above the nearest sidewalk or shared-use path grade from 60 percent to 33 percent along the East North Broadway façade and to 44 percent along the North High Street facade.

**Proposal:**Minor exterior renovations to an existing first floor tenant space and the addition of a patio.

**Applicant(s):**Timothy Kaskewsky 159 East Livingston Avenue Columbus, Ohio 43215

**Attorney/Agent:**Applicant

**Property Owner(s):**North Broadway High Professional Building LLC 3400 North High Street, Suite 400 Columbus, Ohio 43202

**Planner:** Steven Smedley, 614-645-6130; [SFSmedley@Columbus.gov](mailto:SFSmedley@Columbus.gov) <<mailto:SFSmedley@Columbus.gov>>

**13. Application No.: BZA22-150**

**Location:** 1739 W. 3RD AVE. (43212), located at the southeast corner of West 3rd Avenue and Westwood Avenue (010-063277; Fifth by Northwest Area Commission).

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the required number of parking spaces from 28 to 17.

3312.27 (4), Parking setback line.

To reduce the parking setback line from 10 feet to 0 feet.

3312.21, Landscaping and screening.

To not provide additional parking lot landscaping and screening.

**Proposal:** To demolish an existing storage structure to allow for the construction of a single-story addition to the existing structure.

**Applicant(s):** Columbus Italian Club 1739 West 3rd Avenue Columbus, Ohio 43212

**Attorney/Agent:** Darren Spensiero, Architect 232 North 3rd Street, Suite 300 Columbus, Ohio 43215

**Property Owner(s):** Applicant

**Planner:** Steven Smedley, 614-645-6130; [SFSmedley@Columbus.gov](mailto:SFSmedley@Columbus.gov) <<mailto:SFSmedley@Columbus.gov>>

**14. Application No.: BZA22-151**

**Location:** 1288-1332 BETHEL RD. (43220), located on the north side of Bethel Road, approximately 710 feet east of Godown Road (010-150490 & 010-150489; Northwest Civic Association).

**Existing Zoning:** C-4, Commercial District

**Request:** Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the required number of parking spaces from 62 to 49.

3312.27 (4), Parking setback line.

To reduce the parking setback line from 10 feet to 4 feet.

3321.05, Vision clearance.

To reduce the clear vision triangle from 10' x 10' to 4' x 4'.

**Proposal:** To re-stripe the existing parking lot to include 2 ADA parking space.

**Applicant(s):** Raquel Kwong 585 Front Street, Suite 200 Columbus, Ohio 43215

**Attorney/Agent:** Steven Fox, Architect 8415 Pulsar Place Columbus, Ohio 43240

**Property Owner(s):** Shem Property, LLC 5011 Stratford Pine Lane Dublin, Ohio 43016

**Planner:** Steven Smedley, 614-645-6130; [SFSmedley@Columbus.gov](mailto:SFSmedley@Columbus.gov) <<mailto:SFSmedley@Columbus.gov>>

**15. Application No.: BZA22-152**

**Location:** 1547 SAFFORD AVE (43223), located on the south side of Safford Avenue, approximately 120 feet west of Porter Street (010-053271; Greater Hilltop Area Commission).

**Existing Zoning:** R-4, Residential District

**Request:** Variance(s) to Section(s):

3332.05 (A)(4), Area district lot width requirements.

To reduce the minimum lot width of the western lot from 50 feet to 39 feet.

3332.15, R-4 area district requirements.

To reduce the minimum lot area of the western lot from 5,000 square feet to 4,563 square feet.

3332.26, Minimum side yard permitted.

To reduce the minimum side yard on the western lot from 3 feet to 1 foot.

3332.28, Side or rear yard obstruction.

To allow two off street parking spaces to be located in the side yard.

**Proposal:** To split a parcel and construct a single unit dwelling.

**Applicant(s):** 220 Parcels LLC c/o Andrew Wappner PO Box 732 Worthington Ohio, 43085

**Attorney/Agent:** None

**Property Owner(s):** 220 Parcels LLC c/o Sean Knoppe PO Box 732 Worthington Ohio, 43085

**Planner:**Adam Trimmer, (614) 645 1469; [ADTrimmer@Columbus.gov](mailto:ADTrimmer@Columbus.gov) <mailto:ADTrimmer@Columbus.gov>

**16.Application No.:BZA22-153**

**Location:** 1220 COURTLAND AVE. (43201), located at the northeast corner of Courtland Avenue and East 5th Avenue (010-049712; University Area Commission).

**Existing Zoning:** C-3, Commercial District

**Request:**Variance(s) to Section(s):

3312.49, Minimum number of parking spaces required.

To reduce the number of additional parking spaces required from 8 to 0.

**Proposal:**Expansion of an eating and drinking establishment.

**Applicant(s):**Middle West Spirits 1230 Courtland Avenue Columbus, Ohio 43201

**Attorney/Agent:**None

**Property Owner(s):**Fifth Real Estate, LLC 22 East Gay Street Ste. 800 Columbus, Ohio 43215

**Planner:**Jamie Freise, 614-645-6350; [JFFreise@Columbus.gov](mailto:JFFreise@Columbus.gov)

**17.Application No.:BZA22-061**

**Location:**928 SIEBERT ST. (43206), located on the north side of Siebert Street approximately 140 feet east of Ohio Avenue (010-034761; Columbus Southside Area Commission).

**Existing Zoning:**R4, Residential District

**Request:**Variance(s) to Section(s):

3332.15, R-4 Area District Requirements.

To reduce the minimum lot area from 5,000 square feet to 4200 square feet.

3332.26, Minimum side yard requirements.

To reduce the minimum required side yard from 5 feet to 3.5 feet.

3332.27, Rear yard.

To reduce the minimum rear yard area from the required 25% to 14%.

3332.21, Building lines.

To reduce the building setback from 10 feet to 5 feet 8 inches.

3332.18 (D), Basis of computing area.

To increase the total lot coverage of a dwelling from 50% to 61.3%

3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of parking spaces from 2 to 1.

**Proposal:**To construct a single-unit dwelling.

**Applicant(s):**Al Khatib Hussein 1290 E Cooke RD, Columbus, OH 43206 Columbus, Ohio 43206

**Attorney/Agent:**None

**Property Owner(s):**Applicant

**Planner:**Adam Trimmer, 614-645-1469; [ADTrimmer@Columbus.gov](mailto:ADTrimmer@Columbus.gov) <mailto:ADTrimmer@Columbus.gov>

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Notice/Advertisement Title: City of Columbus November 15, 2022 Graphics Commission Meeting

Contact Name: Jamie Freise

Contact Telephone Number: 614-645-6350

Contact Email Address: [jffreise@columbus.gov](mailto:jffreise@columbus.gov) <mailto:jffreise@columbus.gov>

**AGENDA**

**GRAPHICS COMMISSION**

**CITY OF COLUMBUS, OHIO**

**DECEMBER 20, 2022**

The City Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15 of the City Codes.

The City Graphics Commission will hold a public hearing on the following zoning applications on **TUESDAY, DECEMBER 20, 2022 at 4:15 p.m.** at the **MICHAEL B. COLEMAN GOVERNMENT CENTER** at 111 North Front Street, Columbus, OH 43215 in the 2ND FLOOR HEARING ROOM. You can also monitor the hearing through the City of Columbus YouTube channel at the following link: <http://www.youtube.com/cityofcolumbus>

**SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING.** It is the rule of the Commission to withdraw an application when a representative is not present.

**SIGN LANGUAGE INTERPRETER:** A Sign Language Interpreter, to “Sign” this meeting, will be made available for anyone with a need for this service, provided the Department of Building & Zoning Services is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 614-645-6373 or TDD 614-645-3293

Further information may be obtained by visiting the City of Columbus Zoning Office website at <https://www.columbus.gov/bzs/zoning/Graphics-Commission/> or by calling the Department of Building and Zoning Services, Council Activities Section at 614-645-4522

**01.Application No.:GC22-040**

**Location:**5930 BRITTON PARKWAY. (43016), located at the southeast corner of Britton Parkway and Tuttle Crossing Boulevard (010-231224; No neighborhood group).

**Existing Zoning:**L-C-4, Commerical District

**Request:**Variance(s) to Section(s):3378.01 (D), General provisions. To legitimize and expand an existing non confirming off-premises ground sign.

**osal: Proposal:** To add an additional tenant panel to an existing non confirming off premises ground sign.

**Applicant(s):**Tuttle Crossing LLC, C/O Brent Myers 250 Civic Center Drive, Suite 500 Columbus, Ohio 43215

**Property Owner(s):**DUBHIO LLC, c/o Marci Shapiro 222 Grand Avenue Englewood, NJ 07631

**Attorney/Agent:** Brent Myers, Agent 250 Civic Center Drive, Suite 500 Columbus, Ohio 43215

**Planner:**Adam Trimmer, (614) 645-1469; [ADTrimmer@Columbus.gov](mailto:ADTrimmer@Columbus.gov) <<mailto:ADTrimmer@Columbus.gov>>

**02.Application No.:GC22-041**

**Location:**1077-1081 N. HIGH ST. (43215), located at the northwest corner of North High Street and West Third Avenue (010-041396; Victorian Village Commission).

**Existing Zoning:**C-4, Commercial District

**Request:**Variance(s) to Section(s):

3375.15(B), Banner standards.

To increase the display period of a banner from 30 continuous calendar days to 365 days.

3375.15(C), Banner standards.

To increase the allowable graphic area of a banner from 16 square feet to 160 square feet.

**Proposal:**To install a 160 square foot banner for 365 days.

**Applicant(s):**Oakwood Management Company c/o Shaunacy Webster 6950-A Americana Parkway Reynoldsburg, Ohio

**Property Owner(s):**Applicant

**Attorney/Agent:**Michael Shannon, Atty. 8000 Walton Parkway, Suite 260 New Albany, Ohio

**Planner:**Dane Kirk, (614) 645-7973; [DEKirk@Columbus.gov](mailto:DEKirk@Columbus.gov) <<mailto:DEKirk@Columbus.gov>>

**03.Application No.:GC22-042**

**Location:**6400 PRESERVE CROSSING BLVD. W. (43215), located on the northeast corner of Preserve Crossing Boulevard West and Preserve Crossing Boulevard South (010-282735; Northland Community Council).

**Existing Zoning:**PUD-8, Planned Unit Development District

**Request:**Variance(s) to Section(s):

3376.09(A), Permanent signs for other uses in residential districts.

To increase the number of permanent identification wall signs directed to the same street from 1 to 3.

3376.09(A)(4), Permanent signs for other uses in residential districts.

To increase the maximum height of a wall sign from 12 feet to 14 feet for all three signs.

**Proposal:**To install three wall signs.

**Applicant(s):**Lifestyle Communities c/o Amber Long 230 West Street, Suite 200 Columbus, Ohio 43215.

**Property Owner(s):**Preserve Crossing Master Association 230 West Street, Suite 200 Columbus, Ohio 43215

**Attorney/Agent:**Eric Zartman, Atty 8000 Walton Parkway, Suite 260 New Albany, Ohio 43054.

**Planner:**Adam Trimmer, 614-645-1469; ADTrimmer@Columbus.gov

**04.Application No.:GC22-043**

**Location:**~~2633 Mock Road~~ (43219), located on the south side of Mock Road approximately 750 feet west of Harbor Road (010-167529, 010-166715; North Central Area Commission).

**Existing Zoning:**R, Rural District

**Request:**Variance(s) to Section(s):

3376.09 (A)(1), Permanent signs for other uses in residential districts.

To allow automatic changeable copy in a residential district.

3376.09 (A)(2), Permanent signs for other uses in residential

To reduce the setback for a ground sign from 15 feet to 5 feet.

3376.09 (A)(3), Permanent signs for other uses in residential districts.

To reduce the setback of a an illuminated ground sign from a residentially zoned district from 50 feet to 0 feet.

3376.09 (A)(4), Permanent signs for other uses in residential districts

To increase the allowable graphic area form 24 square feet to 43 square feet and to increase the maximum height of a ground sign from 6 feet to 12 feet and to increase the maximum hight of a ground sign with less than 300 feet of lot frontage from 6 feet to 12 feet.

**Proposal:**To raze an existing ground sign and construct a 12 X 8-foot permanent ground sign with automatic changeable copy.

**Applicant(s):**Mt. Gervzim Missionary Baptist Church 2633 Mock Road Columbus, Ohio 43219

**Property Owner(s):**Mt. Gervzim Missionary Baptist Church 2633 Mock Road Columbus, Ohio 43219

**Attorney/Agent:**Laura Macgregor Comek, Atty 17 S. High Street Columbus, Ohio 43215

**Planner:**Adam Trimmer, 614-645-1469; ADTrimmer@Columbus.gov

**Legislation Number:** PN0372-2022

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**Notice/Advertisement Title:** Special Meeting of Clintonville Area Commission

**Contact Name:** Beth Fairman Kinney, Neighborhood Liaison

**Contact Telephone Number:** 614-724-1900

**Contact Email Address:** bfinney@columbus.gov

Please note that Clintonville Area Commission (CAC) will be holding a public Special Meeting for the purpose of discussing the 2023 organization of the CAC and our committees.

The meeting will be held Tuesday, December 13 at 7:15 PM at CML Whetstone meeting room, 3909 N High Street, immediately following the hygiene kit assembly benefiting CRC. All are welcome to join us at 6:30 to help with the hygiene kit assembly.

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