

# **Columbus City Bulletin**



**Bulletin #48**  
**November 26, 2011**

# Proceedings of City Council

Saturday November 26, 2011



## SIGNING OF LEGISLATION

(Legislation was signed by Council President Andrew J. Ginther on the night of the Council meeting, *Monday, November 21, 2011*; by Mayor, Michael B. Coleman on *Tuesday, November 15, 2011*; and attested by the City Clerk, prior to Bulletin publishing.)

### **The City Bulletin Official Publication of the City of Columbus**

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

# Council Journal (minutes)



# City of Columbus

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

## Minutes - Final Columbus City Council

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

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Monday, November 21, 2011

5:00 PM

City Council Chambers, Rm 231

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### REGULAR MEETING NO. 52 OF COLUMBUS CITY COUNCIL, NOVEMBER 21, 2011 at 5:00 P.M. IN COUNCIL CHAMBERS.

#### ROLL CALL

**Absent** 1 - Zachary Klein

**Present** 6 - Hearcel Craig A. Troy Miller Michelle Mills Eileen Paley Priscilla Tyson  
Andrew Ginther

#### READING AND DISPOSAL OF THE JOURNAL

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

**Absent:** 1 - Zachary Klein

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

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

1      **C0040-2011**      THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF, WEDNESDAY, NOVEMBER 15, 2011:

New Type: D2  
To: Hossains Enterprises Inc  
427 E Main St Rear  
Columbus OH 43215  
Permit #39933200010

New Type: D5  
To: Large Bar 2159 LLC  
1714-16 N High St  
Columbus OH 43201  
Permit #50286620005

New Type: D5

To: 2171 E Dublin Granville Inc  
 DBA The Breeze Café  
 2171 E Dublin Granville Rd & Patio  
 Columbus OH 43229  
 Permit #9116784

New Type: C1, C2  
 To: Dolgen Midwest LLC  
 DBA Dollar General Store 10722  
 3350 Cleveland Ave  
 Columbus OH 43224  
 Permit #22348151135

New Type: D5  
 To: Marilyndsey Corp  
 DBA Butys Bar & Grill & Patio  
 2110 Lockbourne Rd  
 Columbus OH 43207  
 Permit #5845100

New Type: D1  
 To: Chipotle Mexican Grill of Colorado LLC  
 DBA Chipotle  
 1851 Morse Rd  
 Columbus OH 43229  
 Permit #14374150870

Advertise: 11/26/11  
 Return: 12/6/11

**Read and Filed**

## RESOLUTIONS OF EXPRESSION

### CRAIG

- 2      **0320X-2011**      To Honor and Recognize November as National Health Food Month and The Ohio State University for its leadership in promoting healthy lifestyle choices and preventive health care.

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

**Absent:** 1 - Zachary Klein

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

### MILLS

- 3      **0323X-2011**      To request Congress to Reform the Clean Water Act Sewer Overflow Policy to Achieve Sustainable Long-Term Goals.

*FROM THE FLOOR*

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

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

**Absent:** 1 - Zachary Klein

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

**PALEY**

**3 0311X-2011** To honor the Columbus Metropolitan Library for its being awarded the 2011 National Medal for Community Service.

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

**Absent:** 1 - Zachary Klein

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

**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 Safety and Judiciary Committee: Ordinance # 1904-2011**

**Public Utilities Committee: Ordinance # 1796-2011 and 1866-2011**

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

**A MOTION WAS MADE BY PRESIDENT PRO TEM CRAIG, SECONDED BY COUNCILMEMBER TYSON TO WAIVE THE READING OF THE TITLES OF FIRST READING LEGISLATION. THE MOTION CARRIED THE FOLLOWING VOTE: AFFIRMATIVE: 6 NEGATIVE: 0**

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

**FR-1 1955-2011** To authorize the Director of Finance and Management to execute an amendment to the current Lease Agreement to extend the term of the lease for office/warehouse space located at 2028 Williams Road, and authorizes the expenditure of \$108,793.04 from the Special Income Tax Fund.

**Read for the First Time**

- FR-2 1974-2011** To authorize the transfer of funds to grants and projects and to authorize the reimbursement of such transfers on the receipt of such monies from the originating grantor or lender and to declare an emergency. (\$5,000,000)

**Read for the First Time**

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

- FR-3 1953-2011** To authorize the Director of the Department of Development to enter into a Guaranteed Maximum Reimbursement Agreement pursuant to Section 186 of the Columbus City Charter with the Lincoln Theatre Association for \$250,000 for unforeseen additional work necessary to the construction of theatre renovations; and to authorize the expenditure of \$250,000.00 from the Northland and Other Acquisitions Fund. (\$250,000.00)

**Read for the First Time**

- FR-4 1976-2011** To amend Ordinance 1200-2011 to authorize the Director of Development and other appropriate Directors of the City to enter into all future agreements necessary to implement the American Addition Neighborhood Economic Development Agreement.

**Read for the First Time**

- FR-5 2020-2011** To adopt the Darby Town Center Master Plan as a guide for development, redevelopment, and the planning of future public improvements.

**Read for the First Time**

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

- FR-6 1880-2011** To authorize the Director of Finance and Management to establish purchase orders with Toter, Incorporated for the purchase of mechanized collection containers and container parts for the Division of Refuse Collection per the terms and conditions of an existing citywide contract; to authorize the expenditure of \$498,390.00 or so much thereof as may be needed from the Refuse Collection G.O. Bonds Fund.(\$498,390.00)

**Read for the First Time**

- FR-7 1894-2011** To authorize the Director of Finance and Management to establish a purchase order with Rotonics Manufacturing, Inc. for the purchase of mechanized collection containers and container parts for the Division of Refuse Collection per the terms and conditions of an existing citywide contract; to authorize the expenditure of \$1,208,676.00 or so much thereof as may be needed from the Refuse Collection G.O. Bonds Fund. (\$1,208,676.00)

**Read for the First Time**

- FR-8 1945-2011** To authorize the Director of Public Service to write off, as uncollectible, an unpaid property damage account due the City of Columbus, Department of Public Service, Division of Planning and Operations, in the amount of Forty-nine Thousand One Hundred Forty-Seven Dollars and Ninety-Eight Cents. (\$49,147.98)

**Read for the First Time****PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER**

- FR-9 1737-2011** To authorize the Director of Public Utilities to establish an encumbrance for a subscription to the AWWA Research Foundation program, in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$80,621.00 from Water Systems Operating Fund. (\$80,621.00)

**Read for the First Time**

- FR-10 1760-2011** To authorize the Director of Public Utilities to execute a construction contract with Jess Howard Electric Company for the Fisher Road Booster Station Drainage and Emergency Power Generator Improvements Project; for the Division of Power and Water; to authorize a transfer and expenditure of \$968,177.43 within the Water Works Enlargement Voted Bonds Fund; and to amend the 2011 Capital Improvements Budget. (\$968,177.43)

**Read for the First Time**

- FR-11 1771-2011** To authorize the Director of Finance and Management to establish a purchase order with Jordan Power Equipment Company Inc. for the purchase of an Industrial Sweeper Scrubber for the Division of Power and Water, to authorize the expenditure of \$44,247.00 from the Water Operating Fund, and to waive the competitive bidding requirements of the Columbus City Codes. (\$44,247.00)

**Read for the First Time**

- FR-12 1843-2011** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with American Structurepoint, Inc.; for the Saddle Run Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$76,997.52 within the Storm Build America Bonds Fund; to amend the 2011 Capital Improvements Budget and to authorize the expenditure of \$176,997.52 within the Storm Build America Bonds Fund. (\$176,997.52)

**Read for the First Time**

- FR-13 1863-2011** To authorize the Director of Finance and Management to establish a Blanket Purchase Order, for Process Control Computer Maintenance, from an established Universal Term Contract with Telvent USA Corporation for the Division of Power and Water; and to authorize the expenditure of \$53,000.00 from Water Systems Operating Fund. (\$53,000.00)

**Read for the First Time**

- FR-14 1865-2011** To authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with DLZ Ohio, Inc. for the South Wellfield Expansion - Raw Water Line Project; for the Division of Power and Water; to authorize the transfer and expenditure of \$129,076.33 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2011 Capital Improvements Budget. (\$129,076.33)

**Read for the First Time**

- FR-15 1874-2011** To authorize the Director of Finance and Management to establish Blanket Purchase



Orders for Mainline Valves, Various Parts and Fittings from established Universal Term Contracts with Ferguson Enterprises, Inc. and HD Supply Waterworks LTD for the Division of Power and Water, to authorize the expenditure of \$125,000.00 from Water Systems Operating Fund. (\$125,000.00)

**Read for the First Time**

**FR-16 1876-2011** To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Heating Oil from an established State of Ohio Cooperative Purchase Contract with Great Lakes Petroleum Company for the Division of Sewerage and Drainage, and to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund. (\$25,000.00)

**Read for the First Time**

**FR-17 1877-2011** To authorize the Director of Public Utilities to enter into an agreement with ADS LLC for flow meter wireless fees in accordance with Sole Source provisions of the Columbus City Code for the Division of Sewerage and Drainage, and to authorize the expenditure of \$31,500.00 from the Sewerage System Operating Fund. (\$31,500.00).

**Read for the First Time**

**FR-18 1878-2011** To authorize the Director of Finance and Management to establish a Blanket Purchase Order for Andritz Aqua-Screen Parts from a pending Universal Term Contract with Andritz Separation Inc., for the Division of Sewerage and Drainage; and to authorize the expenditure of \$180,000.00 from the Sewerage System Operating Fund. (\$180,000.00)

**Read for the First Time**

**FR-19 1879-2011** To authorize the Director of Public Utilities to pay for software license fees, with Inflection Point Solutions, LLC for the Pretreatment Information Management System (PIMS) in accordance with the sole source provisions of the Columbus City Codes, and to authorize the expenditure of \$24,000.00 from the Sewerage System Operating Fund. (\$24,000.00)

**Read for the First Time**

**FR-20 1887-2011** To authorize the Director of Finance and Management to establish a contract with Air Force One, Inc. for the purchase of Pump Station Exhaust Fan Replacement for the Division of Power and Water, and to authorize the expenditure of \$60,300.00 from the Water System Operating Fund. (\$60,300.00)

**Read for the First Time**

**FR-21 1910-2011** To authorize the Director of Public Utilities to execute a contract modification for the professional services agreement with Braun & Steidl Architects, Inc. for the Fairwood Facility Improvements project; to authorize expenditure of \$386,000.00 in funds from the Sanitary Sewer General Obligation Fund for the Division of Sewerage and Drainage. (\$386,000.00).

**Read for the First Time**

**RULES & REFERENCE: GINTHER, CHR. KLEIN PALEY MILLS**

**FR-22 1931-2011** To supplement the Columbus City Codes, 1959, by the enactment of new Section

3111.19, to create the Far East Area Commission and to establish the Far East Area Commission in response to the petition filed by the Task Force.

**Read for the First Time**

- FR-23 2006-2011** To amend various sections of Chapter 1163 of the Columbus City Codes, 1959, that addresses Tenant Direct Billing agreements for the Power Section within the Department of Public Utilities, Division of Power and Water; and to repeal the existing sections being amended.

**Read for the First Time**

**CA CONSENT ACTIONS**

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

- CA-1 1817-2011** To authorize the Finance and Management Director to enter into a service agreement with Lease Harbor LLC for the provision of hosted software services, support, and related services for the administration of the City's real property and lease portfolios in accordance with sole source provisions of the Columbus City Codes; and to authorize the expenditure of \$23,000.00 from the Department of Finance and Management General Fund (\$23,000.00).

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

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

- CA-2 1888-2011** To authorize the Director of Finance and Management to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits for Columbus Public Health in accordance with sole source provisions; to authorize the expenditure of \$30,000.00 from the Health Department Grants Fund; and to declare an emergency. (\$30,000.00)

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

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

- CA-3 1954-2011** To authorize the Director of the Department of Development to enter into an agreement with the Morse Road Special Improvement District of Columbus Inc.; to authorize the expenditure of \$25,000.00 from the General Fund; and to declare an emergency. (\$25,000.00)

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

- CA-4 1985-2011** To dissolve the Enterprise Zone Agreement between the City of Columbus and 274 First AGA, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

- CA-5 1986-2011** To dissolve the Enterprise Zone Agreement between the City of Columbus and 3MX Partners, LLC; to direct the Director of the Department of Development to notify as

necessary the local and state tax authorities; and to declare an emergency.

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

**CA-6 1987-2011** To authorize the Director of the Department of Development to amend the Community Reinvestment Area Agreement with Schmidt Development LLC; and to declare an emergency.

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

**CA-7 1988-2011** To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Simpson Strong-Tie Co.; and to declare an emergency.

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

**CA-8 1989-2011** To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with American Signature, Inc. & JAL Realty Co.; and to declare an emergency.

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

**CA-9 1990-2011** To dissolve the Enterprise Zone Agreement between the City of Columbus and WB Sports of Columbus, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

**CA-10 1991-2011** To dissolve the Enterprise Zone Agreement between the City of Columbus and Amamata LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

**CA-11 1992-2011** To dissolve the Enterprise Zone Agreement with Columbus PaperBox; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

**CA-12 1993-2011** To authorize the Director of the Department of Development to dissolve the Job Creation Tax Credit and Jobs Growth Incentive Agreements between the City of Columbus and Nexergy, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

**CA-13 1994-2011** To authorize the Director of Development to dissolve the Jobs Growth Incentive Agreement with JD Equipment, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

**CA-14 1997-2011** To authorize assessments for weed and solid waste removal on properties in violation of weed and solid waste regulations as set forth in the Columbus City Code; and to declare an emergency.

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

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

- CA-15 0306X-2011** To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Department of Natural Resources Division of Watercraft for the Navigational Aids Grant Program; and to declare an emergency.

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

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

- CA-16 1855-2011** To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology for the Department of Public Utilities, to establish a purchase order from a Universal Term Contract (UTC) with Pomeroy IT Solutions for the acquisition of hardware equipment associated with the Metronet Wireless LAN project; to authorize the expenditure of \$30,044.00 from the Department of Technology, Internal Service Fund; and to declare an emergency. (\$30,044.00)

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

- CA-17 1946-2011** To authorize and direct the City Auditor to establish an Auditor's Certificate on behalf of the Civil Service Commission for the purpose of administering the uniformed examinations of the Department of Public Safety, and to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency (\$30,000.00).

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

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

- CA-18 1559-2011** To authorize and direct the City Auditor to transfer \$39,496.44 within the computer fund budget; to authorize the Municipal Court Clerk to enter into contract with Neopost USA, Inc. for the provision of mail services for the Municipal Court Clerk's Office; to authorize an expenditure of \$39,496.44 from the Municipal Court Clerk's computer fund; and to declare an emergency. (\$39,496.44)

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

- CA-19 1746-2011** To authorize and direct the Finance and Management Director to issue a purchase order for the Division of Fire for turnout gear from an existing Universal Term Contract with Morning Pride Manufacturing, Inc., to authorize the expenditure of \$105,000.00 from the General Fund; and to declare an emergency. (\$105,000.00)

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

- CA-20 1889-2011** To authorize and direct the Municipal Court Clerk to modify and extend the contract with Official Payments Corporation for the provision of electronic credit card payment service; and to declare an emergency. (\$0)

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

- CA-21 1890-2011** To authorize the Municipal Court Clerk to exercise the second of two contract renewals with NashWest, LLC for software support services for the Municipal Court Clerk's case management system; to authorize the expenditure of \$30,000.00 from

the Municipal Court Clerk computer fund; and to declare an emergency. (\$30,000.00)

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

- CA-22 1896-2011** To authorize and direct the Public Safety Director to modify and increase the contract with CareWorks USA Ltd. for prisoner medical claim services and access to Preferred Provider Networks for the Division of Police; to authorize the expenditure of \$70,000.00 from the General Fund; and to declare an emergency. (\$70,000.00)

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

- CA-23 1897-2011** To authorize and direct the Finance and Management Director to issue a purchase order on behalf of the Division of Police for telephone services from an existing Universal Term Contract with AT&T, to authorize the expenditure of \$71,500.00 from the General Fund; and to declare an emergency. (\$71,500.00)

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

- CA-25 1908-2011** To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Temporary Traffic Control & Safety Devices with Paul Peterson Company, Lightle Enterprises of Ohio, LLC, Safety Service Products, Inc., and Marketing Displays, Inc.; to authorize the expenditure of four (4) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00).

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

- CA-26 1942-2011** To authorize and direct the Director of Finance and Management to execute those documents necessary to enter into contracts for the acquisition of equipment and training for the Division of Fire Bomb Squad, in accordance with sole source procurement with ITT Corporation and Sierra Nevada Corporation utilizing Homeland Security Grant funds; and to declare an emergency. (\$0.00)

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

- CA-27 1949-2011** To authorize and direct the Executive Director of the Civil Service Commission to modify and increase the contract with The Ohio State University for the administration of pre-employment physicals and cardiovascular stress testing of public safety recruits, and to authorize the expenditure of \$20,000 from the General Fund; and to declare an emergency (\$20,000.00).

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

- CA-28 0312X-2011** To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Public Service, Division of Engineering and Construction, "Arena West" Roadway Improvement-Neil- Avenue project, and to declare an emergency.

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

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

- CA-29 1823-2011** To authorize the expenditure of \$41,892.60 to provide for inspection services from the Department of Public Service, Division of Design and Construction for the Department of Public Utilities and Department of Recreation and Parks from the Storm BAB's (Build America Bonds) Fund, Storm Super BAB's (Build America

Bonds) Fund and Storm Sewer Bonds Fund for the Division of Sewerage and Drainage - Stormwater; from the Sanitary Sewer Build America Bond Fund (B.A.B.'s) for the Division of Sewerage and Drainage - Sanitary; from the Water Build America Bonds (B.A.B.) and Water Works Enlargement Voted Bonds Funds for the Division of Power and Water - Water; from the Electric BAB's (Build America Bonds) Fund for the Division of Power and Water - Power; from The Recreation and Parks G.O. Bonds Fund for the Department of Recreation and Parks; and to declare an emergency.

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

- CA-30 1926-2011** To authorize the transfer of \$113,675.19 and \$159,000.00, totaling \$272,675.19, from the Street Construction Maintenance and Repair Fund to the General Government Grant Fund as the required city match for Paving the Way grants received from MORPC for continued operation of the Paving the Way program within the Division of Planning and Operations, Department of Public Service; to appropriate these funds within the General Government Grant Fund; to authorize the Director of Public Service to expend \$113,675.19 and \$159,000.00, respectively, from the General Government Grant Fund, and to declare an emergency. (\$272,675.19)

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

- CA-31 1929-2011** To authorize the Director of Public Service to modify the contract for computerized traffic signal system support to extend for one year the existing agreement with Computran Systems Engineering, L.L.C. for software maintenance for the Division of Planning and Operations downtown signal system processor per the sole-source provisions of the Columbus City Codes, 1959; to authorize the expenditure of \$25,081.23 or so much thereof as may be needed for this purpose from the Street Construction Maintenance and Repair Fund, and to declare an emergency. (\$25,081.23)

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

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

- CA-32 1738-2011** To authorize the Director of Finance and Management to enter into a contract with Electrocomm Columbus Corp for the purchase and installation of one Motorola Communication System, for the Division of Sewerage and Drainage, and to authorize the expenditure of \$66,497.23 from the Sewerage System Operating Fund. (\$66,497.23)

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

- CA-33 1744-2011** To authorize the Director of Public Utilities to enter into an engineering agreement with R.W. Armstrong & Associates, Inc. in connection with the Fenway Court Pump Station Improvements project and to authorize the expenditure of \$98,991.41 in funds from the Sanitary Sewer General Obligation Fund for the Division of Sewerage and Drainage. (\$98,991.41)

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

- CA-35 1824-2011** To authorize the Director of Public Utilities to enter into a professional engineering agreement with Arcadis US, Inc. for the Comprehensive Water Audit Project; and to authorize an expenditure up to \$347,592.11 within the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$347,592.11)

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

- CA-36 1861-2011** To authorize the Director of Public Utilities to enter into a one year lease agreement for the Division of Sewerage and Drainage for the lease of City-owned land, just south of the Southerly Wastewater Treatment Plant on U.S. Route 23, for agricultural purposes with Jeff Writsel. (\$0)

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

- CA-38 1916-2011** To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Franklin County Engineer's Office, pursuant to the Columbus City Charter, for the construction of street lighting improvements associated with the Livingston Avenue over Big Walnut Creek project; to authorize the transfer and expenditure of \$30,000.00 from the Build America Bonds Fund; to amend the 2011 Capital Improvements Budget; and to declare an emergency. (\$30,000.00)

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

## Approval of the Consent Agenda

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

**Absent:** 1 - Zachary Klein

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

## FROM THE FLOOR:

### DEVELOPMENT: KLEIN, CHR. MILLER TYSON GINTHER

- 2019-2011** To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-012) of 208.316± Acres in Hamilton Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

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

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

- SR-1 1885-2011** To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Mid-Ohio Air Conditioning Corporation for the replacement of chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street; to authorize the expenditure of \$20,750.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$20,750.00)

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

**Absent:** 1 - Zachary Klein

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

**SR-2 2037-2011** To comply with Ohio Administrative Rule 742-7-14, Recognition of Pick-up of Contributions, for uniformed Division of Fire employees; and to declare an emergency.

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

**Absent:** 1 - Zachary Klein

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

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

**2019-2011** To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-012) of 208.316± Acres in Hamilton Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

*FROM THE FLOOR*

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

**Absent:** 1 - Zachary Klein

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

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

**SR-3 1786-2011** To authorize and direct the City Auditor to transfer cash and appropriation of funds totaling \$699,593.00 from the General Fund Finance and Management Citywide Account to the Finance Technology Account (to pay for general fund agencies technology bills); to also authorize a budget appropriation increase of \$699,593 to the Department of Technology Internal Service Fund 2011 budget to have sufficient appropriation authority to cover the purchase of computer equipment for general fund agencies; to authorize the Director of Finance and Management to establish three (3) blanket purchase orders, for the Department of Technology, on behalf of general and other fund agencies, for the purchase of replacement desktop computers, printers, and computer related products and equipment from pre-established universal term contracts with Brown Enterprise Solutions LLC., Smart Solutions, Inc. and Cannon IV Inc; to authorize the expenditure of \$1,065,913.21 from the Department of Technology, Internal Services Fund; and to declare an emergency. (\$1,065,913.21)

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

**Absent:** 1 - Zachary Klein

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



- SR-4 2049-2011** To authorize and direct the City Auditor to appropriate, transfer and expend \$20,136.00 within the General Permanent Improvement Fund, to authorize the Director of the Department of Finance and Management to establish purchase orders with Software House International (SHI) to provide funding for various technology components related to Council's eCouncil initiative, to amend the 2011 Capital Improvement Budget, to authorize the total expenditure of \$20,136.00 from the General Permanent Improvement Fund, and to declare an emergency (\$20,136.00).

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

**Absent:** 1 - Zachary Klein

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

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

- 6 1938-2011** To amend the 2011 Capital Improvement Budget; to authorize transfers between projects within the Safety Capital Improvement Funds; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Co. for the renovation of the Columbus Police Property Room; to authorize the expenditure of \$11,386,200.00 from the Safety Capital Improvement Funds; and to declare an emergency. (\$11,386,200.00)

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

**Absent:** 1 - Zachary Klein

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

- 1904-2011** To authorize and direct the Director of Public Safety to pay prisoner medical bills to Grant/Riverside Methodist Hospitals and to St. Ann's Hospital for the Division of Police, to authorize the expenditure of \$132,445.03 from the General Fund; and to declare an emergency. (\$132,445.03)

*TABLED UNTIL 12/5/2011*

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

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - A. Troy Miller

**Affirmative:** 5 - Hearcel Craig, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**FROM THE FLOOR:****PALEY**

13      0323X-2011      To request Congress to Reform the Clean Water Act Sewer Overflow Policy to Achieve Sustainable Long-Term Goals.

7      1930-2011      To authorize the Finance and Management Director to enter a contract for the option to purchase Andritz Aqua Screen Parts UTC with Andritz Separation, Inc.; to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; to waive formal competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$1.00).

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

**Absent:** 1 - Zachary Klein

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

8      1932-2011      To authorize the Finance and Management Director to enter a contract for the option to purchase Andritz D5LL Centrifuge Parts & Services UTC with Andritz Separation, Inc.; to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; to waive formal competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$1.00).

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

**Absent:** 1 - Zachary Klein

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

CA-34 1796-2011      To authorize the Director of Public Utilities to pay Joint Use of Poles Rental Fees to Columbus Southern Power dba American Electric Power in accordance with the terms of an existing agreement and to modify said agreement, in accordance with the sole source provisions of Columbus City Code, to authorize the expenditure not exceeding \$229,488.00 from the Electricity Operating Fund, and to declare an emergency. (\$229,488.00)

**A motion was made by Paley, seconded by Craig, to Amended to 30 day. The motion carried by the following vote:**

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - Michelle Mills

**Affirmative:** 5 - Hearcel Craig, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - Michelle Mills

**Affirmative:** 5 - Hearcel Craig, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - Michelle Mills

**Affirmative:** 5 - Hearcel Craig, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**1866-2011** To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to enter into agreement with Oracle America, Inc. to provide computer programming software maintenance and technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration; in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$1,709.01 from the Department of Technology Internal Service Fund. ; and to declare an emergency. (\$1,709.01)

**A motion was made by Paley, seconded by Craig, that this Ordinance be Amended to 30 day. The motion carried by the following vote:**

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - Michelle Mills

**Affirmative:** 5 - Hearcel Craig, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - Michelle Mills

**Affirmative:** 5 - Hearcel Craig, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**Absent:** 1 - Zachary Klein

**Abstained:** 1 - Michelle Mills

**Affirmative:** 5 - Hearcel Craig, A. Troy Miller, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

**9 1864-2011** To amend Sections 2551.06 and 2551.08 of the Columbus City Codes, 1959, by providing the Division of Police with enforcement powers to require truckers carrying hazardous materials to travel the Interstate 270 outerbelt and to clarify the list of prohibited routes and the western boundary of the downtown area for the purpose of hazardous material transportation.

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

**Absent:** 1 - Zachary Klein

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

- 10      1882-2011**      To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2012, and to repeal the existing Sections being amended.

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

**Absent:** 1 - Zachary Klein

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

- 11      1883-2011**      To amend Section 1149 1149.08 of the Columbus City Codes, 1959, effective January 1, 2012, to decrease Stormwater fees, and to repeal the existing Section being amended.

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

**Absent:** 1 - Zachary Klein

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

**A motion was made by Paley, seconded by Craig, to Approved as Amended. The  
motion carried by the following vote:**

**Absent:** 1 - Zachary Klein

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

- 12      1884-2011**      To amend Chapter 1105 of the Columbus City Codes, 1959, to enact new water rates for the year beginning January 1, 2012, and to repeal the existing Sections being amended.

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

**Absent:** 1 - Zachary Klein

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

## **ADJOURNMENT**

*ADJOURNED AT 6:06 PM*

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

**Absent:** 1 - Zachary Klein

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

**THERE WILL BE NO CITY COUNCIL MEETING ON MONDAY, NOVEMBER 28, 2011. THE NEXT REGULAR MEETING WILL BE DECEMBER 5, 2011.**

# Ordinances and Resolutions

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

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

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**Legislation Number:** 0306X-2011

**Drafting Date:** 10/31/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

This ordinance will authorize the Director of Recreation and Parks to submit a grant application to the Ohio Department of Natural Resources Division of Watercraft for the Navigational Aids Grant Program.

The Navigational Aids Grant Program supplies buoys and signs at no charge to mark Ohio's waterways. The buoys and signs are provided at no expense to the Columbus Recreation and Parks Department. Anchors, fastenings and maintenance items will be the responsibility of the Division of Watershed Management.

If the grant is awarded to the City of Columbus, the placement and maintenance of the navigational aids provided by the grant will be performed by Watershed Management as described in the application.

Emergency action is requested to ensure the grant application can be submitted by the deadline.

**Fiscal Impact:** N/A

To authorize and direct the Director of Recreation and Parks to submit a grant application to the Ohio Department of Natural Resources Division of Watercraft for the Navigational Aids Grant Program; and to declare an emergency.

**WHEREAS**, the Ohio Department of Natural Resources/Division of Watercraft is accepting applications for a Navigational Aids Program grant; and

**WHEREAS**, the Recreation and Parks Department wishes to apply for said grant for buoys and signs to mark waterways; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to submit said grant application for the preservation of public health, peace, property and safety; **NOW, THEREFORE**

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

**SECTION 1.** That the Director of Recreation and Parks be and he is hereby authorized and directed to submit a grant application to the Ohio Department of Natural Resources Division of Watercraft for the Navigational Aids Grant.

**SECTION 2.** That this ordinance authorizes an application only and is not a commitment to expend City funds.

**SECTION 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the

same.

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**Legislation Number:** 0311X-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To honor the Columbus Metropolitan Library for its being awarded the 2011 National Medal for Community Service.

**WHEREAS**, the Columbus Metropolitan Library was recently awarded the 2011 National Medal for Community Service from the Institute of Museum and Library Services (IMLS); and

**WHEREAS**, this award is considered the nation's highest honor for museums and libraries; and

**WHEREAS**, the Columbus Metropolitan Library was specifically recognized and honored for its Homework Help Centers, Ready to Read Corps and Job Help Centers; and

**WHEREAS**, this award follows numerous past honors including the 2010 Library of the Year Award; the #1 Hennen ranking in 1999, 2005 and 2008 and *Library Journal's* Five-Star rating in 2009 and 2010; and

**WHEREAS**, the Columbus Metropolitan Library is the only library in the nation to receive all four of the above-mentioned honors; now, therefore

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

That this Council honors the Columbus Metropolitan Library in its being awarded the 2011 Institute of Museum and Library Services National Medal for Community Service.

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**Legislation Number:** 0312X-2011

**Drafting Date:** 11/8/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

**Background:**

The following is a resolution to declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Public Service, Division Engineering and Construction, "Arena West" Roadway Improvement-Neil- Avenue project.

**Fiscal Impact:**

N/A

**Emergency Justification:**

Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay, thus facilitating the commencement of construction necessary to the project.



To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Public Service, Division of Engineering and Construction, "Arena West" Roadway Improvement-Neil- Avenue project, and to declare an emergency.

WHEREAS, the City of Columbus is engaged in the "Arena West" Roadway Improvement-Neil-Avenue project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service, Division Engineering and Construction, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following described real estate necessary for the "Arena West" Roadway Improvement-Neil- Avenue project, Project # 440104-100009, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

PARCEL 2-T  
NEIL ARENA WEST (2701 Dr. E)  
0.008 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Section 9, Township 5, Range 22 of the Refugee Lands, being across Lot 1 as shown on the plat entitled "Baker & Brodbelt Subdivision" of record in Plat Book 1, Page 271 conveyed as part of the 0.229 acre tract to NWD Arena District MM. LLC of record in Instrument Number 200203290079900, and described as follows:

Beginning, for reference, at the southeasterly corner of said Lot 1, also being the intersection of the northerly right-of-way line of Brodbelt Lane (Plat Book 1, Page 271) with the westerly right-of-way line of Neil Avenue (formerly Dennison Avenue);

thence North 03° 23' 48" East, with the easterly line of said Lot 1 and said westerly right-of-way line, a distance of 29.37 feet, to the True Point of Beginning;

thence across said Lot 1, the following courses:

North 86° 37' 44" West, a distance of 12.59 feet, to a point;

North 03° 24' 28" East, a distance of 12.75 feet, to a point;

North 85° 59' 46" West, a distance of 7.51 feet, to a point; and

North 03° 23' 48" East, a distance of 9.63 feet, to the northerly line of said Lot 1 and an angle point in said westerly right-of-way line;

thence South 86° 16' 59" East, with said northerly line and said westerly right-of-way line, a distance of 20.10 feet, to a corner thereof;

thence South 03° 23' 48" West, with said easterly line and said westerly right-of-way line, a distance of 22.35 feet, to the True Point of Beginning, containing 0.008 acre, more or less, from Auditor's Parcel Number 010-028184.

All references are to the records of the Recorder's Office, Franklin County, Ohio.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Edward J. Miller, Professional Surveyor No. 8250, EJM:sg September 16, 2011

PARCEL 4-T  
NEIL ARENA WEST (2701 Dr. E)  
0.003 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Section 9, Township 5, Range 22 of the Refugee Lands, being across the tract of land conveyed to CSX Transportation, Inc. of record in Official Record 13283G13, and described as follows:

Beginning at the northeasterly corner of said CSX Transportation tract and the southeasterly corner of the tract conveyed to New York Central Lines, LLC of record in Instrument Number 200212180325201, also being in the westerly right-of-way line of Neil Avenue (formerly Dennison Avenue);

thence with the easterly line of said CSX Transportation tract and said westerly right-of-way line, the following courses:

South 03° 34' 59" West, a distance of 11.73 feet, to a point; and

South 03° 23' 48" West, a distance of 2.85 feet, to a point;

thence across said CSX Transportation tract, the following courses:

North 87° 09' 14" West, a distance of 7.89 feet, to a point; and

North 03° 23' 49" East, a distance of 14.54 feet, to the northerly line of said CSX Transportation tract;

thence South 87° 24' 40" East, with said northerly line, a distance of 7.92 feet, to the Point of Beginning, containing 0.003 acre, more or less, from Auditor's Parcel Number 010-057573.

All references are to the records of the Recorder's Office, Franklin County, Ohio.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Edward J. Miller, Professional Surveyor No. 8250, EJM:sg September 16, 2011

PARCEL 5-WD  
NEIL ARENA WEST (2701 Dr. E)  
0.029 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Section 9, Township 5, Range 22 of the Refugee Lands, being a part of the tract of land conveyed to New York Central Lines, LLC of record in Instrument Number 200212180325201, now known as CSX Transportation Inc., successor by merger, Instrument Number 200507210144733 and Instrument Number 200507210144738 (more fully defined by Instrument Number 200711080194030) and part of Lots 1, 2, 3, 4, and 5 as shown on "J.R. Hughes Subdivision" of

record in Plat Book 1, Page 299 and part of land shown on "Brecount, Smith and Conover's Northwest Addition" of record in Plat Book 1, Page 250, and described as follows:

Beginning at an iron pin set at a northeasterly corner of said New York Central Lines tract, the intersection of the existing westerly right-of-way line of Neil Avenue (formerly Dennison Avenue) with the southerly right-of-way line of Goodale Connector as shown on the right-of-way plans for FRA-670-1.25 (B-2 & B-3) on file at the Ohio Department of Transportation, District 6, Delaware, Ohio, also known as Vine Street, and in the westerly line of the 11,175.4 square foot tract conveyed to the City of Columbus of record in Deed Book 967, Page 579;

thence with the easterly line of said New York Central Lines tract, said existing westerly right-of-way line, and the westerly line of said 11,175.4 square foot tract, the following courses:

South 03° 23' 48" West, a distance of 87.79 feet, to an iron pin set; and

South 03° 34' 39" West, a distance of 116.03 feet, to an iron pin set;

thence across said New York Central Lines tract, the following courses:

North 86° 29' 52" West, a distance of 1.43 feet, to an iron pin set;

North 03° 30' 08" East, a distance of 72.08 feet, to an iron pin set;

North 02° 13' 01" West, a distance of 118.38 feet, to an iron pin set; and

North 22° 03' 15" West, a distance of 20.85 feet, to an iron pin set in the northerly line of said New York Central Lines tract and said southerly right-of-way line;

thence South 74° 08' 33" East, with said northerly line and said southerly right-of-way line, a distance of 22.75 feet, to the Point of Beginning, containing 0.029 acre, more or less, from Auditor's Parcel Number 010-180602.

Iron pins set, where indicated, are iron rebar, five eighths (5/8) inch diameter, thirty (30) inches long with a plastic plug placed on the top bearing the initials EMHT INC.

All references are to the records of the Recorder's Office, Franklin County, Ohio, unless otherwise noted.

This description was prepared from existing records and actual field surveys performed by EMH&T, Inc.

The bearings shown hereon are based on the same meridian as the north right-of-way line of Nationwide Boulevard, having a bearing of North 82° 18' 16" East, per Ohio State Plane Coordinate System, South Zone (NAD83) 1986 Adjustment.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Edward J. Miller, Professional Surveyor No. 8250

PARCEL 5-T  
NEIL ARENA WEST (2701 Dr. E)  
0.044 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Half Section 9, Township 5, Range 22 of the Refugee Lands, being across the tract of land conveyed to New York Central Lines, LLC of record in Instrument Number 200212180325201 and across Lots 1, 2, 3, 4, and 5 as shown on "J.R. Hughes Subdivision" of record in Plat Book 1, Page 299 and across land shown on "Brecount, Smith and Conover's Northwest Addition" of record in Plat Book 1, Page 250, and described as follows:

Beginning, for reference, at an iron pin set at a northeasterly corner of said New York Central Lines tract, the intersection of the existing westerly right-of-way line of Neil Avenue (formerly Dennison Avenue) with the southerly right-of-way line of Goodale Connector as shown on the right-of-way plans for FRA-670-1.25 (B-2 & B-3) on file at the Ohio Department of Transportation, District 6, Delaware, Ohio, also known as Vine Street;

thence North 74° 08' 33" West, with the northerly line of said New York Central Lines tract and said southerly right-of-way line, a distance of 22.75 feet, to an iron pin set;

thence South 22° 03' 15" East, across said New York Central Lines tract with the proposed westerly right-of-way line of Neil Avenue, a distance of 6.12 feet, to the True Point of Beginning;

thence continuing across said New York Central Lines tract with the proposed westerly right-of-way line of Neil Avenue, the following courses:

South 22° 03' 15" East, a distance of 14.73 feet, to an iron pin set;

South 02° 13' 01" East, a distance of 118.38 feet, to an iron pin set;

South 03° 30' 08" West, a distance of 72.08 feet, to an iron pin set;

South 86° 29' 52" East, a distance of 1.43 feet, to an iron pin set in the easterly line of said New York Central Lines tract and said existing westerly right-of-way line;

thence South 03° 34' 59" West, with said easterly line and said existing westerly right-of-way line, a distance of 128.61 feet, to the southeasterly corner of said New York Central Lines tract;

thence North 87° 24' 40" West, with the southerly line of said New York Central Lines tract, a distance of 7.92 feet, to a point;

thence across said New York Central Lines tract, the following courses:

North 03° 23' 49" East, a distance of 31.07 feet, to a point;

North 04° 33' 47" East, a distance of 93.68 feet, to a point;

North 03° 30' 08" East, a distance of 75.82 feet, to a point;

North 02° 13' 01" West, a distance of 131.99 feet, to the True Point of Beginning, containing 0.044 acre, more or less, from Auditor's Parcel Number 010-180602.

Iron pins set, where indicated, are iron rebar, five eighths (5/8) inch diameter, thirty (30) inches long with a plastic plug placed on the top bearing the initials EMHT INC.

All references are to the records of the Recorder's Office, Franklin County, Ohio, unless otherwise noted.

The bearings shown hereon are based on the same meridian as the north right-of-way line of Nationwide Boulevard, having a bearing of North 82° 18' 16" East, per Ohio State Plane Coordinate System, South Zone (NAD83) 1986 Adjustment.

EVANS, MECHWART, HAMBLETON & TILTON, INC.  
Edward J. Miller, Professional Surveyor No. 8250, EJM:sg September 16, 2011

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part

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

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**Legislation Number:** 0320X-2011

**Drafting Date:** 11/18/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To Honor and Recognize November as National Health Food Month and The Ohio State University for its leadership in promoting healthy lifestyle choices and preventive health care.

**WHEREAS**, National Health Food Month recognizes ALL healthcare partners for their work in championing healthy eating to promote wellness and the prevention of cardiovascular disease, cancer, diabetes, and many more diseases and illnesses; and

**WHEREAS**, it has been shown that practicing preventive health care can lead to earlier diagnosis and treatment of potential illnesses before they become more severe; including healthy eating, a balanced diet low in sodium, exercise and a wide-range of additional activities; and

**WHEREAS**, The Ohio State University Medical Center is one of the founding members of the P4 Medicine Institute, the country's only non-profit research organization dedicated to accelerating the emergence and adoption of health care that is predictive, preventive, personalized and participatory (P4 Medicine) and its impact on our society; and

**WHEREAS**, The Ohio State University has an exemplary nutrition component in their wellness program, which helps faculty and staff learn about and make healthy lifestyle choices and become more knowledgeable about their health, leading to a healthier workforce; and

**WHEREAS**, The Ohio State University has taken a leadership role in our city, our state and the nation in promoting healthy lifestyle choices and preventive health care; now, therefore

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

That this Council does hereby honor and recognize November as National Health Food Month and The Ohio State University for its leadership in promoting healthy lifestyle choices and preventive health care.

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**Legislation Number:** 0323X-2011

**Drafting Date:** 11/21/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

To request Congress to Reform the Clean Water Act Sewer Overflow Policy to Achieve Sustainable Long-Term Goals.

**WHEREAS**, the City of Columbus is committed to providing customers superior and dependable drinking water and sewer services that fully meet all regulations and set an industry standard for excellence; and

**WHEREAS**, the City of Columbus has established a Long-Term Control Plan (LTCP) to comply with two consent decrees with the Environmental Protection Agency (EPA) based on Clean Water Act requirements; and

**WHEREAS**, approximately 772 other cities in the United States will be required to establish legally-binding

Long-Term Control Plans (LTCPs) to comply with the Federal Clean Water Act regulations involving Combined Sewer Overflows and Sanitary Sewer Overflow (CSOs/SSOs) over the current and next decade; and

**WHEREAS**, these LTCPs will involve the establishment of new infrastructure to reduce the discharge of untreated sewerage and/or untreated storm water into local receiving waters; and the new infrastructure options available for this purpose involve major capital investments and recurring increases in user charges for the construction of new treatment facilities or additional treatment capacity at existing facilities, new sewer lines to convey wet weather overflows to the new treatment facilities, underground storage facilities, additional monitoring, reporting and compliance costs, additional operations and maintenance costs to municipalities; and

**WHEREAS**, the U.S. EPA is reluctant to exercise the flexibility it adopted in the U.S. EPA CSO Control Policy and U.S. EPA CSO-Guidance for Financial Capability Assessment and Schedule Development concerning affordability, compliance schedules, volume and frequency of annual overflows necessary to comply with the Clean Water Act water-quality standards, and inclusion of green infrastructure as part of the city's LTCP; and

**WHEREAS**, the capital cost - estimated at \$2.5 billion in 2005 - the City of Columbus must bear to comply with the CSO policy is among the single most costly public works projects in its history; and

**WHEREAS**, the environmental benefits associated with the U.S. EPA's interpretation of requirements under the CSO Central Policy often do not balance with local economic goals and create a cost-disincentive for commerce and industry; thus, adversely impacting jobs, local income and the local tax revenue and income of taxpayers to support the investments required to finance the LTCP; and

**WHEREAS**, the U.S. Conference of Mayors unanimously adopted Resolution 43, which urges, in part, that Congress amend the Clean Water Act to create a true federal-local partnership whereby the federal government provides at least fifty percent of the cost of compliance with all regulations established under the Act; now, therefore

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

That we join the U.S. Conference of Mayors in requesting Congress to "Reform the Clean Water Act Sewer Overflow Policy to Achieve Sustainable Long-Term Goals".

**BE IT FURTHER RESOLVED**, that the City Clerk be and hereby is authorized and directed to provide a copy of this resolution to the Honorable David J. Berger, Mayor of the City of Lima, 50 Town Square, Lima, OH 45801-4900.

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**Legislation Number:** 1559-2011

**Drafting Date:** 9/16/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes and directs the City Auditor to transfer \$39,496.44 within the 2011 computer fund budget; authorizes the Franklin County Municipal Court Clerk (hereinafter "Municipal Court Clerk"), to enter into the third year of the contract with Neopost USA, Inc.

Ordinance 1646-2009 authorized Municipal Court Clerk to enter into the first year of a three year contract, with renewal options for three consecutive years with Neopost USA, Inc. The contract is for the provision of

mail operational hardware and software support services (hereinafter "mail services") for Municipal Court Clerk's Office.

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

**Bid Information:**

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

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

Contract Compliance Number: 94-2388882

Expiration Date: 3/03/2013

**Contract:**

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

2nd Year - Ordinance: 1593-2010- \$39,496.44 ; EL011121

3rd Year - Ordinance: 1559-2011- \$39,496.44

**Emergency:** Emergency legislation is requested for the continuity of the mail services for the Municipal Court Clerk's Office.

**Fiscal Impact:** Funds totaling \$39,496.44 are available with the Municipal Court Clerk 2011 computer fund budget.

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

**WHEREAS,** it is necessary to transfer funds within Municipal Court Clerk computer fund to provide sufficient funding for the provision of mail services for Municipal Court Clerk's Office; and

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

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

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

**Section 1.** That the City Auditor be and is hereby authorized and directed to transfer \$39,496.44 within the computer fund budget as follows:

Transfer From:

Fund 227 | Subfund 002 | Department 26-01 | OCA 260208 | Object Level One 01 | Object Level Three 1101 |

Transfer To:

Fund 227 | Subfund 002 | Department 26-01 | OCA 260208 | Object Level One 03 | Object Level Three 3369 |

**Section 2.** That the Municipal Court Clerk is authorized and directed to enter into the third year of the contract with Neopost USA, Inc. for the provision of mail services for the Municipal Court Clerk's Office.

**Section 3.** That the expenditure of \$39,496.44 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk computer fund, department 2601, fund 227, oca 260208, object level one 03, object level three - 3369.

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

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**Legislation Number:** 1738-2011

**Drafting Date:** 10/11/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Finance and Management to enter into a contract with Electrocomm Columbus Corp for the purchase and installation of one (1) Motorola Communication System. The equipment will be used at the Southerly Wastewater Treatment Plant for supplying paging, voice and emergency communication throughout the plant.

The Purchasing Office opened formal bids on August 4, 2011; one hundred and fifty-seven (157) vendors (147 MAJ, 9 MBE, 1 FBE) were solicited and three (3) bids (3 MAJ) were received. The bid number is SA004037. The bid tabulation is attached.

The lowest, responsive and responsible bid was submitted by Electrocomm Columbus Corp in the amount of \$66,497.23.

**SUPPLIER:** Electrocomm Columbus Corp (31-1614266) Expires July 26, 2012. They do not have MBE/FBE status.

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



Certified Search.

**FISCAL IMPACT:** \$66,497.23 is needed and budgeted for this purchase.

\$0.00 was spent in 2010

\$0.00 was spent in 2009

To authorize the Director of Finance and Management to enter into a contract with Electrocomm Columbus Corp for the purchase and installation of one Motorola Communication System, for the Division of Sewerage and Drainage, and to authorize the expenditure of \$66,497.23 from the Sewerage System Operating Fund. (\$66,497.23)

**WHEREAS**, the Purchasing Office opened formal bids for the purchase and installation of one (1) Motorola Communication System on August 4, 2011, for bid number SA004037, and

**WHEREAS**, Electrocomm Columbus Corp was the lowest, responsive and responsible bidder and their bid is acceptable, and

**WHEREAS**, the equipment will be used at the Southerly Wastewater Treatment Plant for supplying paging, voice and emergency communication throughout the plant, and

**WHEREAS**, it is in the best interest of the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage to authorize the Director of Finance and Management to enter into contract with Electrocomm Columbus Corp for the purchase and installation of one (1) Motorola Communication System in accordance with the terms, conditions and specifications of the contract on file with the Purchasing Office; now, therefore

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized to enter into contract with Electrocomm Columbus Corp, as the lowest, responsive and responsible bidder, for the purchase and installation of one (1) Motorola Communication System for the Division of Sewerage and Drainage, in accordance with the terms, conditions and specifications of the contract on file with the Purchasing Office.

**SECTION 2.** That the expenditure of \$66,497.23 or so much thereof as may be needed be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA: 604793

Object Level 1: 06

Object Level 6: 6644

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

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Legislation Number: 1744-2011

Drafting Date: 10/11/2011

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. **BACKGROUND:**

**A. Need.** This legislation authorizes the Director of Public Utilities to enter into an engineering agreement with R.W. Armstrong & Associates, Inc. in connection with the Fenway Court Pump Station Improvements and to authorize the expenditure of \$98,991.41 in funds from the Sanitary Sewer General Obligation Fund for the Division of Sewerage and Drainage.

The City desires to upgrade or replace the overhead electrical service, upgrade or replace the existing pumps, valves and interior piping, replace the outdoor electrical control panels, relocate the SCADA panel, provide a day tank for fuel storage, and provide automatic standby generator service thru utilization of a previously installed standby power unit which is in storage at SMOC. An enclosure (built on site, precast, etc.) of some type (suited to a residential area) is required for the generator and all electrical control panels or components.

**B. Procurement Information:** The Division advertised for RFSQ and RFP on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage opened and reviewed the responding proposals on February 11, 2011 from the following companies:

	<u>Name</u>	<u>C.C. No.</u>	<u>City/State</u>	<u>Status</u>
Dynotec	31-1319961	Columbus	MBE	
Floyd Browne	34-1579860	Columbus	MAJ	
ME Companies	31-1442777	Columbus	MAJ	
MS Companies	34-6546916	Columbus	MAJ	
Ribway	31-1406579	Columbus	MBE	
	R.W. Armstrong	35-1062227	Columbus	MAJ

These RFP's were reviewed and ranked and after careful consideration, the committee recommended that R.W. Armstrong & Associates, Inc. be selected to provide the engineering services for the Fenway Court Pump Station Improvements project.

The Engineer's construction cost estimate was: \$50,000.00

**C. Contract Compliance No.:** 35-1062227 | Expires: 07/27/2013 | MAJ

**D. Emergency Designation:** Emergency designation is not requested at this time.

2. **FISCAL IMPACT:**

**A. Fiscal Impact:** This ordinance authorizes the Director of Public Utilities to expend \$98,991.41

from the Sanitary Sewer General Obligation Bond Fund, Fund 664. There is sufficient authority in the 2011 Capital Improvements Budget for this expenditure.

To authorize the Director of Public Utilities to enter into an engineering agreement with R.W. Armstrong & Associates, Inc. in connection with the Fenway Court Pump Station Improvements project and to authorize the expenditure of \$98,991.41 in funds from the Sanitary Sewer General Obligation Fund for the Division of Sewerage and Drainage. (\$98,991.41)

**WHEREAS**, six (6) Request for Proposals (RFP's) were submitted for the Fenway Court Pump Station Improvements project and the responding proposals were opened and reviewed on February 11, 2011 in the offices of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into an engineering agreement with R.W. Armstrong & Associates, Inc. in connection with the Fenway Court Pump Station Improvements project for professional engineering services; and

**WHEREAS**, it is necessary to authorize the expenditure of the proceeds in the amount of \$98,991.41 from the Sanitary Sewer General Obligation Fund, Fund 664; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into an engineering agreement with R.W. Armstrong & Associates, Inc. in connection with the Fenway Court Pump Station Improvements project for professional engineering services, for the preservation of the public health, peace, property, safety, and welfare; **Now, Therefore:**

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

**Section 1.** That the Director of Public Utilities be, and hereby is, authorized to enter into an engineering agreement with R.W. Armstrong & Associates, Inc., 471 East Broad Street, Suite 2010, Columbus, Ohio 43215, in connection with the Fenway Court Pump Station Improvements project for professional engineering services in accordance with the terms and conditions as shown on the agreement on file in the office of the Division of Sewerage and Drainage.

**Section 2.** That the Director of Public Utilities be and hereby is authorized to expend a total of \$98,991.41 from the Sewerage and Drainage Sanitary Sewer General Obligation Fund, Fund 664 from the Fenway Court Pump Station Improvements project | Fund 664 | Div. 60-05 | 650747-100000 | 650747 | Object Level Three 6676.

**Section 3.** That said engineering company, R.W. Armstrong & Associates, shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**Section 4.** That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

**Section 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

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

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**Legislation Number:** 1746-2011

**Drafting Date:** 10/12/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to issue a purchase order for turnout gear for the Division of Fire from the existing Universal Term Contract established by the Purchasing Office with Morning Pride Manufacturing, LLC. This purchase includes replacement sets of gear for current Fire Division personnel and also for fire recruits who will start training in 2011.

**Bid Information:** A Universal Term Contract exists for these purchases; FL004632 expires 3/31/13.

**Contract Compliance:** 311608763 - exp. 6/10/13

**Emergency Designation:** Emergency action is requested as funds are needed immediately to purchase said fire gear for firefighters and for recruits who start training in 2011.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$105,000.00 from the Fire Division's 2011 General Fund operating budget for the purchase of turnout gear. The Division of Fire budgeted \$460,000.00 for turnout gear, boots, gloves, and helmets for existing sworn personnel and \$331,360.00 in uniforms/turnout gear for two recruit classes. Year to date \$693,491.68 has been encumbered and/or spent for turnout gear, boots, gloves, and helmet purchases. The Fire Division expended \$489,505.00 in 2010 and \$275,418.00 in 2009 for turnout gear and related items. This legislation is contingent upon the passage of ordinance 1615-2011 that transfers funds from Fire's Transfer line item for these purchases.

To authorize and direct the Finance and Management Director to issue a purchase order for the Division of Fire for turnout gear from an existing Universal Term Contract with Morning Pride Manufacturing, Inc., to authorize the expenditure of \$105,000.00 from the General Fund; and to declare an emergency. (\$105,000.00)

**WHEREAS,** there is a need to purchase turnout gear for the Division of Fire; and

**WHEREAS,** a Universal Term Contract established by the Purchasing Office exists for these purchases; 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 purchase turnout gear for use by Firefighters for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order for the purchase of turnout gear for the Division of Fire in accordance with the existing Universal Term Contract established with Morning Pride Manufacturing LLC by the Purchasing Office for such purpose.

**SECTION 2.** That the expenditure of \$105,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three Code 2222, OCA Code 301531.

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

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**Legislation Number:** 1786-2011

**Drafting Date:** 10/14/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:**

This legislation authorizes the transfer of cash and appropriation of funds totaling \$699,593.00 from the General Fund Finance and Management Citywide Account to the Finance Technology Account (to pay for general fund agencies technology bills). This legislation also authorizes an increase of \$699,593 to the Department of Technology (47-01) Internal Service Fund 2011 budget appropriation to have sufficient appropriation authority to cover the purchase of computer equipment for general fund agencies, as identified in the attached schedule. **\*See attachment: 2011 Finance and Management General Fund Cash and Appropriation Transfers Ord. # 1786-2011 and \*See attachment: 2011 Department of Technology (47-01) Appropriation via Ord. # 1786-2011**

This legislation also authorizes the Director of Finance and Management to establish three (3) blanket purchase orders, for the Department of Technology, on behalf of general fund and other fund agencies, for the purchase of replacement desktop computers, printers, and computer related products and equipment. These purchases will be made from pre-established universal term contracts (UTC's), FL004953 with Brown Enterprise Solutions LLC., expiration date April 30, 2014, FL004954 with Smart Solutions, Inc., expiration date April 30, 2014 and FL004980 with Cannon IV Inc., expiration date April 30, 2015. This purchase will expend \$1,065,913.21 for the purchase of replacement desktop computers, printers, and computer related products and equipment as identified:

1. Brown Enterprise Solutions, LLC (FL004953), in the amount of \$414,772.44 for the purchase of Dell desktop computing equipment.
2. Smart Solutions, Inc. (FL004954), in the amount of \$631,959.75 for the purchase of Hewlett Packard desktop computing equipment.
3. Cannon IV Inc. (FL004980), in the amount of \$19,181.02 for the purchase of Hewlett Packard printer equipment.

**\*See attachment: Ord. # 1786-2011 DOT Expenditure Detail Sheet**

The desktop computers, printers, and computer related products and equipment being replaced are outdated

and/or obsolete. The computer equipment being replaced is used for the operation of applications that are vital to the daily operations of the City of Columbus. Replacement of these computers are crucial for continued efficiency, so that the City of Columbus can access applications critical to daily operations.

**FISCAL IMPACT:**

The passage of this ordinance will allow the transfer of \$699,593.00 cash funds and budget appropriation for the general fund agencies to be transferred from the General Fund Finance and Management Citywide Account to the Finance Technology Account (to pay for general fund agencies bills) and increase the 2011 budget appropriation to the Department of Technology (47-01), Internal Services Fund, on behalf of general fund agencies to purchase computer equipment, in the amount of \$699,593.00. The funding for the other fund agencies needed for this ordinance are available and will come from the Department of Technology, Internal Services Fund in the amount of \$366,322.54. Funds and appropriation will be available in the amount of \$1,065,913.21 within the 2011 Department of Technology, Internal Services fund budget with the passage of this ordinance to make computer purchases for both general fund and other fund agencies.

**EMERGENCY DESIGNATION:**

Emergency designation/action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible and to immediately facilitate these purchases, as the computer equipment being purchased is crucial to city operations for continual support without interruption critical to daily operations.

**CONTRACT COMPLIANCE:**

Vendor: Brown Enterprise Solutions LLC 6/28/2013	CC#: 90 - 0353698	Expiration Date:
Vendor: Smart Solutions, Inc. 1/28/2013	CC#: 34 - 1403269	Expiration Date:
Vendor: Cannon IV Inc. 6/3/2013	CC#: 35 - 1347167	Expiration Date:

To authorize and direct the City Auditor to transfer cash and appropriation of funds totaling \$699,593.00 from the General Fund Finance and Management Citywide Account to the Finance Technology Account (to pay for general fund agencies technology bills); to also authorize a budget appropriation increase of \$699,593 to the Department of Technology Internal Service Fund 2011 budget to have sufficient appropriation authority to cover the purchase of computer equipment for general fund agencies; to authorize the Director of Finance and Management to establish three (3) blanket purchase orders, for the Department of Technology, on behalf of general and other fund agencies, for the purchase of replacement desktop computers, printers, and computer related products and equipment from pre-established universal term contracts with Brown Enterprise Solutions LLC., Smart Solutions, Inc. and Cannon IV Inc; to authorize the expenditure of \$1,065,913.21 from the Department of Technology, Internal Services Fund; and to declare an emergency. (\$1,065,913.21)

**WHEREAS**, this legislation authorizes the transfer of cash and appropriation of funds totaling \$699,593.00 from the General Fund Finance and Management Citywide Account to the Finance Technology Account (to pay for general fund agencies technology bills). This transfer will allow the Department of Technology to have sufficient appropriation authority to cover the purchase of computer equipment for general fund agencies; and

**WHEREAS**, this legislation also authorizes an increase of \$699,593 to the Department of Technology (47-01) Internal Service Fund 2011 budget appropriation to have sufficient appropriation authority to cover the

purchase of computer equipment for general fund agencies, as identified in the attached schedules; and

**WHEREAS**, this legislation also authorizes the Director of Finance and Management to establish three (3) blanket purchase orders with Brown Enterprise Solutions LLC, Smart Solutions, Inc., and Cannon IV Inc., for the Department of Technology, on behalf of general and other fund agencies, for the purchase of replacement desktop computers, printers, and computer related products and equipment; and

**WHEREAS**, the desktop computers, printers, and computer related products and equipment used by various agencies within the City of Columbus are obsolete and no longer meet the City's current minimal specifications/standards and are in need of replacement; the replacement of these desktop computers and computer related products and equipment will mitigate computer related performance problems and will ensure that the City of Columbus can continue to operate at peak efficiency; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that there is an immediate need to transfer cash and appropriation from the General Fund Finance and Management Citywide Account to the Finance Technology Account; to authorize the increase of appropriation authority to the Department of Technology; and to authorize the Director of Finance and Management to establish three (3) blanket purchase orders, for the Department of Technology, on behalf of general and other fund agencies, for the purchase of replacement desktop computers, printers, and computer related products and equipment, from pre-established universal term contracts (UTC'S) with the following vendors: Brown Enterprise Solutions LLC. (FL004953), Smart Solutions, Inc. (FL004954) and Cannon IV Inc. (FL004980), 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 is authorized to establish three (3) blanket purchase orders, for the Department of Technology, on behalf of general and other fund agencies, for the purchase of replacement desktop computers, printers, and computer related products and equipment, from three (3) pre-established universal term contracts (UTC'S), with Brown Enterprise Solutions LLC. (FL004953), Smart Solutions, Inc. (FL004954), expiration date April 30, 2014 and with Cannon IV Inc. (FL004980), expiration date April 30, 2015. The total dollar amount associated with this ordinance for the purchase of computer equipment, on behalf of general and other fund agencies is \$1,065,913.21.

**SECTION 2.** To authorize and direct the City Auditor to transfer cash and appropriation within the General fund, Fund 010, in the amount of \$699,593.00 as follows:

**\*See attachment: 2011 Finance and Management General Fund Cash and Appropriation Transfers Ord. # 1786-2011**

**SECTION 3.** To authorize a \$699,593.00 appropriation increase to the Department of Technology (47-01) 2011 Budget, Internal Services Fund (514) or so much thereof as may be necessary is hereby authorized as follows:

**\*See attachment: 2011 Department of Technology (47-01) Appropriation via Ord. # 1786-2011**

**SECTION 4.** That the expenditure of \$1,065,913.21 or so much thereof as may be necessary is hereby authorized to be expended from:

**\*See attachment: Ord. # 1786-2011 DOT Expenditure Detail Sheet**

**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:** 1796-2011

**Drafting Date:** 10/20/2011

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** The purpose of this legislation is to authorize the Director of Public Utilities to pay Columbus Southern Power dba American Electric Power (AEP) for pole attachment rental fees in accordance with an agreement signed in 2002 and to modify said agreement to reflect amended terms and conditions.

The City of Columbus, Division of Power and Water and AEP own and operate electric transmission and distribution system facilities throughout Franklin County. Each party owns certain poles which have facilities owned by the other party attached to such poles. An agreement signed in 2002 between Columbus Southern Power and the City of Columbus authorized the terms, conditions and rates to be paid for the joint use of poles. The payment terms of said agreement provided a setoff of the amounts Columbus Southern Power would otherwise owe the City under Section 910 for right-of-way permit fees. In December 2008, it was determined that the joint use fees would no longer be deducted from AEP's Right-of-Way Permit fees and that AEP would be allowed to bill the Division of Power and Water directly for its joint pole usage. A pending invoice from AEP for annual rental fees in the amount not exceeding \$229,488.00 for the period of 8/7/10 through 12/31/2011 is forthcoming.

For annual rental fees going forward, the contract modification provides that funds will be approved annually by ordinance of City Council.

Columbus Southern Power dba American Electric Power's contract compliance number is 314154203, expires 02/01/12.



Emergency action is requested in order to process payment in a timely manner.

FISCAL IMPACT: There is sufficient budget authority for this expense in the Electricity Operating Fund for this expenditure. In 2010 \$256,580.75 was paid for service dates from 1/01/09 through 8/6/2010.

To authorize the Director of Public Utilities to pay Joint Use of Poles Rental Fees to Columbus Southern Power dba American Electric Power in accordance with the terms of an existing agreement and to modify said agreement, in accordance with the sole source provisions of Columbus City Code, to authorize the expenditure not exceeding \$229,488.00 from the Electricity Operating Fund, and to declare an emergency. (\$229,488.00)

WHEREAS, the Division of Power and Water and Columbus Southern Power dba American Electric Power (AEP) own and operate electric transmission and distribution system facilities throughout Franklin County; and

WHEREAS, each party owns certain poles which have facilities owned by the other party attached to such poles; and

WHEREAS, an agreement signed in 2002 between Columbus Southern Power and the City of Columbus authorized the terms, conditions and rates to be paid for the joint use of poles; and

WHEREAS, it is necessary to authorize an expenditure to pay AEP for joint use of poles rental fees for the period of 8/7/10 through 12/31/11; and

WHEREAS, it is also necessary to modify the aforesaid agreement to reflect amended terms and conditions; and

WHEREAS, AEP, as owner and operator of said poles, is the sole provider for the required services and therefore this legislation is being submitted in accordance with the sole source provisions of Columbus City Code Section 329.07(e); and; **now therefore**

~~WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to pay AEP for Joint Use of Poles Rental Fees in a timely manner and to modify the existing agreement for the immediate preservation of public health, peace, property and safety; now, therefore,~~

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to modify an existing agreement for the joint use of poles with Columbus Southern Power dba American Electric Power (AEP) and to pay rental fees due in accordance with said existing agreement.

SECTION 2. That the expenditure not exceeding \$229,488.00, or as much thereof as may be needed, is hereby authorized from the Electricity Operating Fund, Fund 550, Division 60-07, OCA 600783, Object Level Three

3302.

SECTION 3. That this Council finds it in the best interest of the City of Columbus to pass this legislation in accordance with the Sole Source provisions of Columbus City Code Section 329.07 (e).

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.~~ **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:** 1817-2011

**Drafting Date:** 10/18/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

BACKGROUND: The City's current real estate portfolios, real property inventory and leases, are administered in a web-based, fully supported, secure, and fully redundant hosted software service (Harbor Flex) that was originally authorized by Council in December 2006 to replace an inflexible, outdated, hardware-based system that had frequent maintenance issues and was not serving the City's needs. The City's current Service Agreement with Lease Harbor LLC for Harbor Flex hosted software services has no remaining renewal options. Therefore, a new service agreement is now required. The cost of Harbor Flex hosted services has remained unchanged since 2006. Again this year, research and analysis of available real estate and lease management software was conducted. Several products (Asset Management Technologies, Virtual Premise, and ProLease) were explored and compared with Lease Harbor LLC's Harbor Flex hosted software services. The Harbor Flex product remains the only product that effectively and cost-efficiently meets the City's requirements to retain, manage, monitor, analyze, and administer its real property and lease information in a single data source.

This ordinance authorizes the Director of Finance & Management to enter into a new Service Agreement with Lease Harbor LLC to provide hosted real estate and lease management software services, support, and related services for a one-year term and with four (4) automatic renewal options, each one-year in length and subject to appropriation of funds by City Council and certification of funds availability by the City Auditor.

Lease Harbor LLC, has a Contract Compliance Number of 36-4352999 that expires 9/28/13.

This service agreement is in accordance with the provisions of Sole Source Procurement, Section 329.07 of the Columbus City Codes.

Fiscal Impact: Funds were budgeted and are available within the Finance and Management 2010 General Fund Budget.

To authorize the Finance and Management Director to enter into a service agreement with Lease Harbor LLC for the provision of hosted software services, support, and related services for the administration of the City's real property and lease portfolios in accordance with sole source provisions of the Columbus City Codes; and

to authorize the expenditure of \$23,000.00 from the Department of Finance and Management General Fund (\$23,000.00).

WHEREAS, this legislation authorizes the Finance and Management Director to enter into a service agreement with Lease Harbor LLC for the provision of hosted software, support, and related services for the administration of the City's real property and lease portfolios for a one-year term and with four (4) automatic renewal options, each one-year in length and subject to the appropriation of funds by City Council and certification of funds availability by the City Auditor; and

WHEREAS, this hosted software system will allow for the continued storage of records, tracking, and reporting of the City's real property data and leases and provide the necessary tools in relation to meeting the asset management goals of the City; and

WHEREAS, funding is available in the Department of Finance and Management General Fund Budget for this service lease of a database management software system, support, and related services; and

WHEREAS, in accordance with sole source provisions of the Columbus City Codes [329.07 (e)], only Lease Harbor LLC, can provide necessary services; now, therefore:

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

SECTION 1. That the of the Finance and Management Director be and is hereby authorized to enter into a service agreement with Lease Harbor LLC for the continued provision of web-based database management software, support, and related services for the administration of the City's real property and lease portfolios for a one-year term beginning December 15, 2011 and contain four (4) automatic one-year renewal options, each subject to appropriation of funds by City Council and certification of funds availability by the City Auditor.

SECTION 2. That this service agreement contract is in accordance with Section 329.07 (Sole Source Procurement) of the Columbus City Codes.

SECTION 3. That the expenditure of \$23,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Department of Finance and Management, Administrative Division, Division No. 45-51, Fund 010, OCA 450037, Object Level One 03, Object Level Three 3367.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial record. The City Auditor is authorized to make any changes to revise the funding source for any contract or contract modification 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.

Drafting Date: 10/19/2011

Current Status: Passed

Version: 1

Matter Type: Ordinance

**1. BACKGROUND**

This ordinance provides \$41,892.60 to prevent inspection deficits for projects within the Department of Public Utilities and Recreation and Parks Capital Improvement Program. Construction Inspection funding is normally authorized in construction legislation and available throughout the project.

The amount for inspection is generally estimated by taking a percentage of the construction cost and occasionally, the funds set up for this cost are not sufficient to cover the inspection of the project through completion. It is then necessary to request additional funding for the remaining inspection costs. This ordinance authorizes an additional amount of \$41,892.60 to establish funding to prevent inspection deficits in various projects. Inspection Funding for the following projects makes up this \$41,892.60.

**Department of Public Utilities**

Division of Sewerage and Drainage (Stormwater 60-15)

610763-100000 Minnesota Ave Street Reconstruct	\$2,600.00
610795-100000 Rich/Holtzman Alley Storm Sewer	\$5,481.60
598079-100000 Lockbourne Road Reconstruction	\$ 868.00

Division of Sewerage and Drainage(Sanitary 60-05)

650404-100039 Riversouth Roadway Phase 2	\$10,000.00
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Division of Power and Water (Water)

690236-100021 Riversouth Roadway Phase 2	\$17,000.00
598079-100000 Lockbourne Road Reconstruction	\$1,943.00

Division of Power and Water (Power)

670790-100000 Riversouth Roadway Phase 2	\$3,000.00
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Department of Recreation and Parks

510017-100000 Park Improvements	\$1,000.00
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(for River South Phase 2)

<u>Total Inspection Funding</u>	<u>\$41,892.60</u>
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These projects require additional construction inspection funds for varying reasons including project modifications due to expanded scope, unforeseen conditions, weather, construction change orders, etc.

**2. FISCAL IMPACT:**

Monies to fund these expenses are available within each divisions funding sources.

**3. EMERGENCY DESIGNATION**

Emergency action is requested in the interest of maintaining proper accounting and Fund integrity in a timely manner.

To authorize the expenditure of \$41,892.60 to provide for inspection services from the Department of Public Service, Division of Design and Construction for the Department of Public Utilities and Department of Recreation and Parks from the Storm BAB's (Build America Bonds) Fund, Storm Super BAB's (Build America Bonds) Fund and Storm Sewer Bonds Fund for the Division of Sewerage and Drainage - Stormwater; from the Sanitary Sewer Build America Bond Fund (B.A.B.'s) for the Division of Sewerage and Drainage - Sanitary; from the Water Build America Bonds (B.A.B.) and Water Works Enlargement Voted Bonds Funds for the

Division of Power and Water - Water; from the Electric BAB's (Build America Bonds) Fund for the Division of Power and Water - Power; from The Recreation and Parks G.O. Bonds Fund for the Department of Recreation and Parks; and to declare an emergency.

**WHEREAS**, capital improvement projects undertaken by Divisions within the City of Columbus generally include an inspection component; and

**WHEREAS**, the amount encumbered for inspection is ordinarily an estimate based on the project's construction expense; and

**WHEREAS**, the actual inspection amounts charged are subject to many variables including but not limited to modifications to contracts due to expanded project scope, unforeseen conditions, weather, construction change orders, and so on; and

**WHEREAS**, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Build America Bonds Fund; and

**WHEREAS**, it is necessary to authorize an amendment to the 2011 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

**WHEREAS**, it is necessary to encumber additional funds for some of these projects that have or are projected to exceed the funds originally set up in legislation for construction inspection; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that funds should be established immediately in order to prevent a net inspection deficit and maintain proper accounting practices, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the 2011 CIB authorized within ordinance 0266-2011 be amended to provide sufficient authority for these projects as follows:

**Fund No. / Project Number / Project / Current CIB Amount / amendment amount / CIB amount as amended**

609		609999-100000 (carryover)		Unallocated Balance		\$0		+\$1,943		\$1,943 (establish authority to match cash)
676		610761-100000		Safford/Union Area SSI		\$385,000		-\$2,600		\$382,400
676		610763-100000		Minnesota Avenue SSI		\$0		+\$2,600		\$2,600
668		668999-100000		Unallocated Balance		\$3,649		+\$84,099		\$87,748 (establish authority to match cash)
668		668999-100000		Unallocated Balance		\$87,748		-\$10,000		\$77,748
668		650404-100039		River South Phase II		\$0		+\$10,000		\$10,000
685		685999-100000		Unallocated Balance		\$71		+\$797		\$868 (establish authority to match cash)

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

Division: Power and Water

Fund Name: Water Build America Bonds Fund

Fund No.: 609

Dept./Div. No.: 60-09

OL3: 6687

**Project No. Project Name OCA Amount**

609999-100000 (carryover) Unallocated Balance 609999 \$1,943.00

**SECTION 3.** That the City Auditor is hereby authorized and directed to appropriate the following funds:

Division: Sewerage and Drainage - Stormwater

Fund Name: Storm Sewer Bonds Fund

Fund No.: 685

Dept./Div. No.: 60-15

OL3: 6687

<u>Project No.</u>	<u>Project Name</u>	<u>OCA</u>	<u>Amount</u>
685999-100000	Unallocated Balance	685999	\$868.00

**SECTION 4.** That the City Auditor is hereby authorized and directed to appropriate the following funds:

Division: Sewerage and Drainage - Sanitary  
Fund Name: Sanitary Sewer Build America Bond Fund  
Fund No.: 668  
Dept./Div. No.: 60-05  
OL3: 6687

<u>Project No.</u>	<u>Project Name</u>	<u>OCA</u>	<u>Amount</u>
668999-100000	Unallocated Balance	668999	\$10,000.00

**SECTION 5.** That the Transfer of monies between the following funds be authorized as follows:

**Transfer from:**

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u>
609 / 609999-100000 / Unallocated Balance / 10-5501 / 609999 / \$1,943.00 (60-09 Division of Power & Water - Water)
685 / 685999-100000 / Unallocated Balance / 10-5501 / 685999 / \$868.00 (60-15 Division of Sewerage and Drainage - Storm)

**Transfer to:**

<u>Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount</u>
764 / 598079 / Lockbourne Road / 80/0886 / 600979 / \$1,943.00 (60-09 Division of Power & Water - Water)
764 / 598079 / Lockbourne Road / 80/0886 / 601579 / \$868.00 (60-15 Division of Sewerage and Drainage - Storm)

**SECTION 6.** That the Transfer of monies within the following fund be authorized as follows:

Transfer from:

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u>
676 / 610761-100000 / Safford-Union Area SSI / 06-6600 / 676761 / \$2,600.00 (60-15 Division of Sewerage and Drainage - Storm)

Transfer to:

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u>
676 / 610763-100000 / Minnesota Avenue SSI / 06-6687 / 676763 / \$2,600.00 (60-15 Division of Sewerage and Drainage - Storm)

**SECTION 7.** That the Transfer of monies within the following fund be authorized as follows:

Transfer from:

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u>
668 / 668999-100000 / Unallocated Balance / 06-6687 / 668999 / \$10,000.00 (60-05 Division of Sewerage and Drainage - Sanitary)

Transfer to:

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u>
668 / 650404-100039 / River South Phase II / 06-6687 / 654439 / \$10,000.00 (60-05 Division of Sewerage and Drainage - Sanitary)

**SECTION 8.** That the sum of \$2,811.00 be and hereby is appropriated from the unappropriated balance of Fund 764, the State Issue Two Street Projects Fund, and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2011 to the Lockbourne Road Grant, number 598079 as follows:

**Division of Power and Water (Water), Dept-Div 60-09:**

<u>Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount</u>
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764 / 598079-100000 / Lockbourne Road / 06-6600 / 600979 / \$1,943.00

**Division of Sewerage and Drainage (Storm), Dept-Div 60-15:**

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

764 / 598079 / Lockbourne Road / 06-6600 / 601579 / \$868.00

**SECTION 9.** That the City Auditor is authorized to establish Auditor's certificates totaling \$41,892.60 and these funds are authorized to be expended for the payment of construction inspection fees as follows

**Division of Power and Water (Water), Dept-Div 60-09:**

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

764 / 598079-100000 / Lockbourne Road / 06-6687/ 600979 / \$1,943.00

**Division of Sewerage and Drainage (Storm), Dept-Div 60-15:**

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

764 / 598079 / Lockbourne Road / 06-6687 / 601579 / \$868.00

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

677 / 610795-100000 / Rich/Holtzman Alley Sewer Imp's / 06-6687 / 677795 / \$5,481.60

676 / 610763-100000 / Minnesota Avenue Sewer Improvements / 06-6687 / 676763 / \$2,600.00

**Division of Power and Water (Water) (Dept-Div 60-09)**

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

606 / 690236-100021 / River South Phase 2 / 06-6687 / 663121 / \$17,000.00

**Division of Power and Water (Power) (Dept-Div 60-07)**

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

559 / 670790-100000 / Front Street / 06-6687 / 559790 / \$3,000.00

**Division of Sewerage and Drainage (Sanitary) (Dept-Div 60-05)**

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

668 / 650404-100039 / River South Phase II / 06-6687 / 654439 / \$10,000.00

**Department of Recreation and Parks(Dept-Div 51-01)**

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

702 / 510017-100000 / Park Improvements / 06-6687 / 721700 / \$1,000.00

**SECTION 10.** 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 11.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 12.** 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 13.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten day after passage if the Mayor neither approves nor vetoes the same.

**Drafting Date:** 10/19/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a professional engineering agreement with Arcadis US, Inc., in the amount of \$347,592.11, for the Comprehensive Water Audit Project, Division of Power and Water Contract No. 1176.

This project involves a water audit of the water distribution system. It consists of seven (7) major tasks that follow American Water Works Association (AWWA) guidelines. The consultant and sub-consultants will utilize operational data from various divisions within the Department of Public Utilities to identify and quantify sources of non-revenue water and make recommendations to achieve better operational efficiency.

The seven (7) tasks include:

- Validate the production and consumption figures
- Quantify unbilled authorized consumption for 2010
- Quantify water loss
- Assign costs of apparent and real losses
- Calculate performance indicators as detailed in the AWWA M36 Manual
- Compile the water balance for the system and the 13 water service districts
- Provide recommendations to reduce non-revenue water.

The economic impact involved with this project includes the potential increased revenue by reducing sources of loss identified from the audit.

**2. BID INFORMATION:** The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329.14, "Awarding professional service contracts through requests for proposals." Requests for Proposals (RFP's) were received on June 24, 2011. Arcadis US, Inc.

Only one proposal was received and the consultant, Arcadis US, Inc. met minimum qualifications set forth in RFP, therefore, no scoring criteria was required. Based upon their qualifications and their understanding of the scope of the project Arcadis US, Inc. was selected for this project.

The Contract Compliance Number for Arcadis US, Inc. is 57-0373224 (expires 8/25/13, Majority). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

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

**3. FISCAL IMPACT:** Funds for this expenditure are included within the Water Works Enlargement Voted Bonds Fund.

To authorize the Director of Public Utilities to enter into a professional engineering agreement with Arcadis



US, Inc. for the Comprehensive Water Audit Project; and to authorize an expenditure up to \$347,592.11 within the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$347,592.11)

**WHEREAS**, only one technical proposal for professional engineering services related to a Comprehensive Water Audit was received on June 24, 2011; and

**WHEREAS**, Arcadis US, Inc. was the firm selected to perform the design services as they met the minimum qualifications set forth in RFP as well as their qualifications and understanding of the scope of the project; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a professional engineering agreement for the Comprehensive Water Audit Project; and

**WHEREAS**, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a professional engineering services agreement related to a Comprehensive Water Audit, for the preservation of the public health, peace, property and safety;

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

**SECTION 1.** That the Director of Public Utilities be and hereby is authorized to enter into a professional engineering agreement for the Comprehensive Water Audit Project, with the most responsive, responsible bidder, Arcadis US, Inc., 1900 Polaris Parkway, Suite 200, Columbus, OH 43240; in the amount of \$347,592.11; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

**SECTION 2.** That the expenditure of \$347,592.11 is hereby authorized for the Comprehensive Water Audit Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690290-100002 (carryover), OCA Code 669002, Object Level Three 6677.

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

**SECTION 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

Drafting Date: 11/21/2011

Current Status: Passed

Version: 1

Matter Type: Ordinance

**BACKGROUND:**

This ordinance authorizes the Director of the Department of Finance and Management, on behalf of the Department of Technology for the Department of Public Utilities, to establish a purchase order for the acquisition of equipment associated with the Metronet Wireless LAN Project from the existing Universal Term Contract (UTC), established through the competitive bid process by the Purchasing Office, with the following vendor: Pomeroy IT Solutions (FL004506, BPCMP30A - Expiration 6/30/12).

The Department of Technology's Metronet Services provides data connectivity that supports various business functions and allows all city agencies and departments to communicate. Currently, the Department of Technology has a need to provide wireless network access for the Department of Public Utilities. The wireless network will provide secure employee network access without the need to be physically connected to a wired data connection point. The wireless network will also allow secure guests Internet access to vendors, visitors, and business partners for business continuity while performing work at City facilities.

This legislation will allow for the set-up of the hardware necessary to enable wireless connectivity to the Department of Public Utilities. Pomeroy IT Solutions will be supplying the Cisco hardware at the cost of \$30,044.00.

**EMERGENCY:** Emergency action is requested to ensure that the needed services are not delayed; thus reducing the risk of potential outage and or interruption in services associated with the necessary services requested.

**FISCAL IMPACT:** Approval of this ordinance will allow for the expenditure of \$30,044.00, for the Metronet Wireless LAN project, utilizing an existing Universal Term Contract (UTC) with Pomeroy IT Solutions. Funding for this purchase in the amount of \$30,044.00 is available and budgeted within the Department of Technology, Internal Services Fund budget (\$30,044.00).

**CONTRACT COMPLIANCE NUMBERS:**

Pomeroy IT Solutions: 611352158 Expiration Date 10/5/2013

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology for the Department of Public Utilities, to establish a purchase order from a Universal Term Contract (UTC) with Pomeroy IT Solutions for the acquisition of hardware equipment associated with the Metronet Wireless LAN project; to authorize the expenditure of \$30,044.00 from the Department of Technology, Internal Service Fund; and to declare an emergency. (\$30,044.00)

**WHEREAS,** the Department of Technology's Metronet Services provides data connectivity that allows all city agencies and departments to communicate and support other business functions, and

**WHEREAS,** these services needed through the approval of this ordinance, consist of providing Cisco hardware for wireless network access for the Department of Public Utilities, and

**WHEREAS**, it is necessary for the Director of the Department of Finance and Management, on behalf of the Department of Technology for the Department of Public Utilities, to establish purchase order with Pomeroy IT Solutions (FL004506) for hardware , in connection with the Metronet Wireless LAN Project, from the existing Universal Term Contract (UTC), established through the competitive bid process by the Purchasing Office, and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary for the Director of the Finance and Management Department to establish a purchase order with Pomeroy IT Solutions for hardware in connection with the Metronet Wireless LAN Project, to ensure that this project is not delayed, thereby not endangering citywide business continuity, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1:** That the Director of the Department of Finance and Management, on behalf of the Department of Technology, is hereby authorized to establish a purchase order from the existing Universal Term Contract (UTC -FL004506) with Pomeroy IT Solutions in the amount of \$30,044.00 for hardware equipment, in connection with the Metronet Wireless LAN Project.

**SECTION 2:** That the expenditure of \$30,044.00 or so much thereof as may be necessary is hereby authorized to be expended from:

**Div.:** 47-01|**Fund:** 514|**Sub-fund:** 550| **OCA Code:** 514550|**Obj. Level 1:** 03|**Obj. Level 3:** 2193| **Amount:** \$1,832.68| Electricity

**Div.:**47-01|**Fund:** 514|**Sub-fund:** 600| **OCA Code:** 514600|**Obj. Level 1:** 03|**Obj. Level 3:** 2193| **Amount:** \$11,657.07| Water

**Div.:**47-01|**Fund:** 514|**Sub-fund:** 650| **OCA Code:** 514650|**Obj. Level 1:** 03|**Obj. Level 3:** 2193| **Amount:** \$13,069.14| Sewer and Drains

**Div.:**47-01|**Fund:** 514|**Sub-fund:** 675| **OCA Code:** 614675|**Obj. Level 1:** 03|**Obj. Level 3:** 2193| **Amount:** \$3,485.11| Stormwater

**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.

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**Legislation Number:** 1861-2011

**Drafting Date:** 10/21/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a lease agreement of land owned by the Division of Sewerage and Drainage to be used for agricultural purposes with Jeff Writsel.

The Division of Sewerage and Drainage owns approximately three hundred thirty five (335) acres, more or less, of City-owned tillable cropland located approximately 1/2 mile south of State Route 665, between State Route 104 and US Route 23. The 335 acres, more or less, consisting of 15 fields.

The lease agreement covers the period starting January 1, 2009 to and including December 31, 2013 on a year to year basis. The land will be used for agricultural purposes and the proceeds will be deposited into the Sewerage System Operating Fund. This agreement is for 11 fields (288 acres) as four fields are in the process of being reclaimed.

This ordinance authorizes the 4th year of the lease beginning January 1, 2012 to and including December 31, 2012. The Division of Sewerage and Drainage will process legislation on a year to year basis for the remaining 1 year.

The Division of Sewerage and Drainage, Compost Facility received bids on October 9, 2008 for a per acre cost for each of the 15 fields. Five (5) bids were received and the tabulation of those bids is attached. The highest bidder was JRS Farms, however the company has declined the award of the contract, see letter attached. The next highest bidder was Jeff Writsel, 9220 Scioto Darby Road, Orient, OH 43146.

**FISCAL IMPACT:** No funds are needed for this agreement. Lease payments will be made on a semi-annual basis on or before March 15 and October 15 and will be deposited into the Sewerage and Drainage Operating Fund 650. Proceeds for the 4th year are \$47,836.80. The total five (5) year proceeds is \$239,184.00.

To authorize the Director of Public Utilities to enter into a one year lease agreement for the Division of Sewerage and Drainage for the lease of City-owned land, just south of the Southerly Wastewater Treatment Plant on U.S. Route 23, for agricultural purposes with Jeff Writsel. (\$0)

**WHEREAS**, The Division of Sewerage and Drainage owns approximately three hundred thirty-five (335) acres, more or less, of City-owned tillable cropland located approximately 1/2 mile south of State Route 665, between State Route 104 and US Route 23. The 335 acres, more or less consist of 15 fields; and

**WHEREAS**, proposals were received by the Division of Sewerage and Drainage on October 9, 2008 for a per acre cost for lease of the land and the highest bid was received from JRS Farms, however the company declined the award and the award was made to the next highest bidder, Jeff Writsel 9220 Scioto Darby Road,

Orient OH 43146; and

**WHEREAS**, the property will be leased for five (5) years on a year to year basis from January 1, 2009 to and including December 31, 2013 to be used for agricultural purposes; and

**WHEREAS**, this ordinance is to authorize the 4th year of the contract from January 1, 2012 to and including December 31, 2012, proceeds to be \$47,836.80; and

**WHEREAS**, the total five year proceeds will be \$239,184.00 paid semi-annually on or before March 15 and October 15 each year; 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 the 4th year of a possible five (5) year lease agreement with Jeff Writsel for the lease of approximately two hundred eighty-eight (288) acres, more or less, of City-owned tillable cropland, located approximately 1/2 mile south of State Route 665, between State Route 104 and U.S. Route 23, for agricultural purposes.

**SECTION 2.** That in consideration for the same, Jeff Writsel will pay to the Division of Sewerage and Drainage the sum of \$47,836.80 for the 4th year of the lease which is in effect from January 1, 2012 to and including December 31, 2012 with the proceeds to be deposited into the Sewerage System Operating Fund 650.

**SECTION 3.** The possible total lease amount of a five (5) year period is \$239,184.00 with bi-annual payments due on or before March 15 and October 15 of each year. The lease agreement is on a year to year basis.

**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:** 1864-2011

**Drafting Date:** 10/25/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation amends Sections 2551.06 and 2251.08 of the Columbus City Codes, 1959, which deals with restrictions on the use of city streets for the transportation of hazardous materials and regulations concerning the operation of vehicles carrying hazardous material. The purpose of this legislation is to update the hazardous material transportation law so as to better protect life, property and the environment in our community. The crux of the amendment is giving the Division of Police enforcement powers to require truckers carrying hazardous materials to travel the Interstate 270 outerbelt. The amendment also clarifies that the list of prohibited routes is not only Interstate 70 and Interstate 71 but also includes I 670, US Route 33, State Route 161, State Route 315, Broad Street and High Street. Lastly, for the purpose of hazardous material

transportation, the Western boundary of "Downtown" is clarified as State Route 315. Failure to adhere to this requirement would allow the Division of Police to cite the violator for a Misdemeanor of a First Degree.

**FISCAL IMPACT:** There is no funding required for this legislation.

To amend Sections 2551.06 and 2551.08 of the Columbus City Codes, 1959, by providing the Division of Police with enforcement powers to require truckers carrying hazardous materials to travel the Interstate 270 outerbelt and to clarify the list of prohibited routes and the western boundary of the downtown area for the purpose of hazardous material transportation.

**WHEREAS**, there is a need to amend Sections 2551.06 and 2551.08 of the Columbus City Codes, 1959, which deals with restrictions on the use of city streets for the transportation of hazardous material and regulations concerning the operation of vehicles carrying hazardous material; and

**WHEREAS**, this amendment will update the hazardous materials transportation law so as to better protect life, property and the environment in our community; and

**WHEREAS**, the crux of the amendment is giving the Division of Police enforcement power to require truckers carrying hazardous materials to travel the Interstate 270 outerbelt instead of driving through the heart of our community; and

**WHEREAS**, this legislation also clarifies that the list of prohibited routes is not only Interstate 70 and Interstate 71 but, also includes I 670, U.S. Route 33, State Route 161, State Route 315, Broad Street and High Street; and

**WHEREAS**, for the purpose of hazardous material transportation, this ordinance also clarifies that the Western boundary of "Downtown" is State Route 315, now, therefore

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

**SECTION 1.** That section 2551.06 of the Columbus City Codes, 1959, is hereby amended to read as follows:

2551.06 - Restrictions on the use of city streets for the transportation of hazardous materials.

For the purpose of applying 49 CFR Section 397.9(a) of the regulations adopted in Section 2551.04 herein to the city of Columbus, the following restrictions are adopted.

(a) Those portions of ~~Interstate 70 and Interstate 71~~ major thoroughfares as defined in Section 2551.08(e) which lie inside Interstate 270 (the outerbelt) are conclusively presumed to be routes which go through or near heavily populated areas, therefore, the use of said routes for the transportation of the materials specified in Section 2551.05 is prohibited where there is neither a point of origin nor destination (delivery point) within the city.

(b) The use of city streets for the transportation of the materials specified in Section 2551.05 above, is prohibited whether there is neither a point of origin or destination (delivery point) within the city.

(c) Where there is neither a point of origin nor destination (delivery point) within the city the materials specified in Section 2551.05 above, shall be transported around the heavily populated areas of the city of Columbus by using Interstate 270.

(d) The use of city streets in the downtown area, as defined in 2551.06(e) below, for the transportation of the materials specified in Section 2551.05 above is prohibited during the hours between 6 a.m. and 8 p.m. daily except Saturdays, Sundays, and holidays.

(e) The downtown area is defined as the area bounded by, but not including, the Innerbelt on the North, East, and South, and ~~by the river State Route 315 on the West. More, more~~ specifically by Interstate 71 on the East, by Interstate 70 on the South, by ~~the Scioto/Olentangy River State Route 315~~ on the West, and by Interstate 670 on the North.

(f) Exceptions to the restrictions listed in (d) above will be made by permit issued on application to the chief of the division of fire in accordance with the procedures of Section 2551.09 herein.

(g) The division of police shall have the authority to enforce this section and issue citations for violations.

**SECTION 2.** That section 2551.08 of the Columbus City Codes, 1959, is hereby amended to read as follows:

2551.08 - Regulations concerning the operation of motor vehicles carrying hazardous materials.

The following regulations shall apply to the transportation in Columbus of the materials specified in Section 2551.05 above:

(a) Transporters of hazardous materials shall comply with 49 CFR 397.3 while operating within the city. Traffic violations involving moving or parking infractions shall be treated as violations of these regulations and shall be subject to the penalties of Section 2551.99 herein.

~~(b) Except when overtaking or passing in opposite directions of travel, or except where the conditions of traffic make it impractical to do so, all vehicles transporting hazardous materials shall maintain a minimum distance of at least 300 feet from other vehicles carrying hazardous materials. This requirement shall apply whether such vehicles are moving or parked except when at a destination or point of origin.~~

~~(c)~~ (b) Transporters of hazardous materials shall comply with applicable rules of 49 CFR 397.5, 397.7 and 397.21 while operating within the city.

~~(d)~~ (c) Transporters of hazardous materials shall use only major thoroughfares, as defined in Section 2551.08(e) below, to reach their destinations. When a destination is not on a major thoroughfare, said transporters will use major thoroughfares to a point as close as possible to the destination. Before using non-major thoroughfare routes said transporters shall comply with the provisions of 49 CFR 397.9.

~~(e)~~ (d) For the purposes of Chapter 2551, the following are considered to be major thoroughfares:

- (1) Interstate 70
- (2) Interstate 71
- (3) Interstate 670
- (4) U.S. Route 33
- (5) State Route 161
- (6) State Route 315
- (7) Broad Street
- (8) High Street.

(e) The division of police shall have the authority to enforce this section and issue citations for violations.

**Section 3.** That prior existing sections 2551.06 and 2551.08 of the Columbus City Codes, 1959, are hereby repealed.

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

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Legislation Number: 1866-2011

Drafting Date: 11/21/2011

Version: 2

Current Status: Passed

Matter Type: Ordinance

**BACKGROUND:**

This legislation authorizes the Director of the Department of Technology (DoT), on behalf of the Department of Public Utilities (DPU), to enter into an agreement for maintenance and technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration with Oracle America, Inc. for the coverage period from September 29, 2009 through September 28, 2012. In 2010, the Department of Technology submitted ordinance number 0712-2010, passed 06/28/2010 for the maintenance and support service in the amount of \$818.21 for the term period of September 29, 2009 through April 1, 2011 funded under AC#-031150. However, due to lack of response from the vendor, the contract could not be executed. Most recently, Oracle America, Inc. has responded and provided a revised quote for the previous term period through September 28, 2012. This agreement provides computer programming software maintenance, technical support services and obligates Oracle America, Inc. to provide upgrades, new releases, and maintain the work request and asset management system software licensed to the Department of Public Utilities. The amount of funds needed for this maintenance and support agreement is \$1,709.01. Earlier this year (2011), the Department of Technology expended \$63,585.84 (Ord. 0236-2011), \$399,770.31 (Ord. 0237-2011) and \$3,242.18 (Ord. 1261-2011) with Oracle America, Inc..

This ordinance also requests approval to continue services provided by Oracle America, Inc. in accordance with sole source procurement provisions, of Section 329 of the Columbus City Code; as it has been determined that Oracle software can be purchased from third party vendors, however, only Oracle can supply network license, maintenance and support.

**EMERGENCY:** Emergency action is requested to ensure that the needed services are not delayed; thus reducing the risk of potential outage and or interruption in services associated with the necessary services requested.

**FISCAL IMPACT:**

In 2009 and 2010, the Department of Technology legislated \$436,757.63 and \$449,86034, respectively, with Oracle America, Inc. for maintenance and technical support services. Upon passage of this ordinance, the auditors certificate AC#-031150 created under ordinance 0712-2010 for \$818.21 will be cancelled. This ordinance will allow for authorizing \$1,709.01 for the term period from September 29, 2009 through September 28, 2012 to cover the cost of the agreement for software maintenance and technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration. Funds are budgeted and available in the Department of Technology, Internal Service Fund budget to fund this purchase.

**CONTRACT COMPLIANCE:**

Vendor Name: Oracle America, Inc. CC #/F.I.D #: 94-2805249 Expiration  
Date: 05/19/2012

To authorize the Director of the Department of Technology, on behalf of the Department of Public Utilities, to enter into agreement with Oracle America, Inc. to provide computer programming software maintenance and



technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration; in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$1,709.01 from the Department of Technology Internal Service Fund. ~~and to declare an emergency.~~ (\$1,709.01)

**WHEREAS**, the Director of the Department of Technology (DoT), on behalf of the Department of Public Utilities (DPU), has a need to enter into an agreement for maintenance and technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration with the Oracle America, Inc. in the amount of \$1,709.01 for the term period from September 29, 2009 through September 28, 2012; and

**WHEREAS**, this agreement provides computer programming software maintenance and technical support services and obligates the vendor to provide upgrades, new releases, and to maintain the work request and asset management system software licensed to the Department of Public Utilities; and

**WHEREAS**, it is best to continue with these services in order to provide continuous support to the Department of Public Utilities to insure the required maintenance of their infrastructure's assets and to maximize the efficiency of their work efforts; and

**WHEREAS**, this agreement is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07; **now, therefore**

~~WHEREAS, an emergency exists in the usual daily operation of the Department of Technology and the Department of Public Utilities in that it is immediately necessary for the Director of the Department of Technology to enter into an agreement with Oracle America, Inc. to provide software maintenance and technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration for the Department of Public Utilities thereby preserving the public health, peace, property, safety and welfare; now, therefore~~

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

**SECTION 1.** That the Director of the Department of Technology, be and is hereby authorized to enter into an agreement with Oracle America, Inc. to provide software maintenance and technical support services for the Primavera P6 Level 4 Concurrent User Perpetual Data Migration, including upgrades, new releases, and to maintain the work request and asset management system software licensed to the Department of Public Utilities, in the amount of \$1,709.01 for a coverage period from September 29, 2009 through September 28, 2012.

**SECTION 2.** That the expenditure of \$1,709.01 or so much thereof as may be necessary is hereby authorized to be expended from:

Division 47-01 -- Fund 514 -- Subfund 550 -- OCA Code 514550 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount \$104.25 - DOPW-Electricity/Power

Division 47-01 -- Fund 514 -- Subfund 600 -- OCA Code 514600 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount \$663.09 - DOPW-Water

Division 47-01 -- Fund 514 -- Subfund 650 -- OCA Code 514650 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount \$743.42 - DOSD - Sanitary Sewers

Division 47-01 -- Fund 514 -- Subfund 675 -- OCA Code 514675 -- OBJ Level 1 03 -- OBJ Level 03 3369 -- Amount \$198.25 - Storm Water

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

**SECTION 4.** That this agreement is being established in accordance with the sole source provisions of the Columbus City Code, Section 329.07.

**SECTION 5:** ~~That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure, and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same. 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:** 1882-2011

**Drafting Date:** 10/25/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

SANITARY 2012

BACKGROUND

This ordinance authorizes an increase in sewer rates effective January 1, 2012 for the Division of Sewerage and Drainage.

The proposed rate configuration for 2012 recognizes that water and sewer charges disproportionately affect lower income groups and continues the Low Income Discount program that discounts participant's sewer commodity portion of their sewer bill by 20%.

Requested adjustments in rates result in a typical inside city residential sanitary sewer rate increase of 3%. When a water increase of 8% and a Stormwater decrease of 2% are considered the overall impact on a typical residential customer in the City of Columbus is 4.69% and for an outside city residential customer 5.38%.

In 2005, in Ordinance No.1904-2005, Passed November 28, 2005, Council created a Clean River Fee to

recover costs of construction of projects necessary to meet the requirements of the two consent orders that mandate elimination of wet weather flow from Combined Sewer Overflows and Sanitary Sewer Overflows. This charge was assessed based on each property's measured impervious surface area. Since 2005, Council has approved across-the-board rate increases, including the Clean River Fee. In doing so, the Clean River Fee was not calibrated to pay for all wet weather construction costs. The Department of Public Utilities, with approval of SWAB, recommends that the Clean River Fee again be increased with an across-the-board rate increase. This will continue to allow wet weather construction projects to be paid for by a blend of the Clean Water Fee, based on ERU, and commodity charges.

The Division of Sewerage and Drainage charges industrial companies and extra strength charge. Extra strength charges are for the treatment of high strength wastewater generated by various industries that require additional treatment processes within the wastewater treatment plants. To address higher than normal extra strength charges and to stay economically competitive, the Department of Public Utilities with approval from SWAB are reducing the 2012 Extra Strength Charges by 10%.

The Sewer and Water Advisory Board met on October 12, 2011 and after reviewing the Department of Public Utilities projected expenditures for 2012, recommends to City Council an increase of 3% in sewer rates and reduce extra strength charges by 10%

FISCAL IMPACT: These rate increases will generate approximately \$4.6 million in additional revenue in 2012.

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2012, and to repeal the existing Sections being amended.

WHEREAS, it is necessary to establish new sewer sanitary services rates, effective January 1, 2012, for sewerage services to properties discharging into the sanitary sewerage system of the City of Columbus in order to recover the cost of rendering said sewerage services for the calendar year; and

WHEREAS, the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage requests a three percent (3%) increase in sewer rates for 2012 to pay for necessary ongoing operations and needed improvements; and

WHEREAS, the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage requests that the charges for industry Extra Strength rates be reduced by an amount of ten percent (10%), and

WHEREAS, in addition to the commodity rates, City Council finds it necessary to continue a Clean River Fee to fund the wet weather capital improvement projects required by the Consent Orders with the State of Ohio; and

WHEREAS, City Council finds that the most appropriate way to assess the Clean River surcharge is by correlating the surcharge to the amount of impervious surface, as the factor most closely associated with increased inflow and infiltration is impervious cover from urban development; and

WHEREAS, City Council recognizes that increased sewer rates disproportionately impact low income residents. Low income residents already pay a higher percentage of their household income in utility bills, and this percentage would increase with higher rates; and

WHEREAS, City Council further recognizes that past rate increases in the City have demonstrated that increasing rates leads to increased delinquencies among the City's customers; delinquencies rates are higher among low income residents. It is well recognized that increased delinquencies are expensive for the City and its customers; and

WHEREAS, City Council finds that continuing the discount rate for low income users at 20% is appropriate to assist those least able to manage the impacts of increased sewer and water rates; and

WHEREAS, the Sewer and Water Advisory Board has adopted recommendations that are consistent with the rates established in this legislation; and

WHEREAS, City Council finds that the rates and the low income discount established are equitable to all of the City's customers; now therefore

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

SECTION 1. That effective January 1, 2012, Section 1147.11 of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

1147.11 Rate Schedules.

(a) Charges Within Corporate Limits. For the purpose stated in Sections 1147.02 and 147.12 there is hereby charged to each user situated within the corporate limits of the city, having any active sewer connection with the sewerage system of such city or otherwise discharging sewerage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, sewer charges as hereinbefore provided, and in the amount determinable as follows:

(1) For any such lot, parcel of land, building or premises having any connection with the city's sewerage system or otherwise discharging sanitary sewerage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, such charge shall be based upon the quantity of water used therein as the same is measured by a water meter or meters there in use, as hereinafter described, and there shall be charged:

The charges as prescribed in the rate schedule as follows: SEE ATTACHED FILE

(b) Charges Outside Corporate Limits. For the purpose stated in Sections 1147.02 and 1147.12, there is hereby charged to each user situated outside the corporate limits of the city, having any active sewer connection with the sewerage system of such city or otherwise discharging sewage, industrial wastes, other liquids, either directly or indirectly into the city's sewerage system, sewer charges as hereinbefore provided, and in the amount determinable as follows:

(1) For any such lot, parcel of land, building or premises having any connection with the city's sewerage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, such charge shall be based upon the quantity of water used thereon or therein as the same is measured by a water meter or meters there in use, as hereinafter described, and there

shall be charged:

The charges as prescribed in the rate schedule as follows: SEE ATTACHED FILE

SECTION 2. That effective January 1, 2012, existing Section 1147.11, (a) and (b) of the Columbus City Codes, 1959, be and are hereby repealed.

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

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**Legislation Number:** 1883-2011

**Drafting Date:** 10/25/2011

**Current Status:** Passed

**Version:** 3

**Matter Type:** Ordinance

## **STORMWATER - 2012**

### **BACKGROUND:**

This ordinance authorizes effective January 1, 2012, a decrease in Stormwater charges per Equivalent Residential Unit (ERU) from \$4.57 to \$4.48 per month for a typical Inside City residential customer.

The requested adjustment in rates results in a stormwater rate decrease of 2%. When a water increase of 8% and a sanitary sewer increase of 3% are considered the overall impact on a typical residential customer in the City of Columbus is 4.69%. Outside city customers do not pay stormwater charges.

This stormwater ERU charge is assessed based on each property's measured impervious surface area. Each Equivalent Residential Unit (ERU) is based on 2000 sq ft of impervious surface area. Residents are charged at one ERU per residence. All other customers are charged based on measured impervious area divided by 2000 sq ft to determine an ERU equivalent.

The Sewer and Water Advisory Board met on October 12, 2011 and after reviewing the Department of Public Utilities projected expenditures for 2012, recommends to City Council a decrease of 2% in stormwater rates.

**FISCAL IMPACT:** Though the 2012 rate structure results in a 2% decrease, the Stormwater enterprise fund will generate sufficient revenue to cover costs of the operating and capital budgets, approximately \$37 million.

To amend Section ~~1149~~ **1149.08** of the Columbus City Codes, 1959, effective January 1, 2012, to decrease Stormwater fees, and to repeal the existing Section being amended.

**WHEREAS**, the Sewer and Water Advisory Board met on October 12, 2011 and after reviewing the Department of Public Utilities projected expenditures for 2012, recommends to City Council a decrease of 2%

in stormwater rates, and

**WHEREAS**, it is necessary to decrease the monthly Stormwater charges from \$4.57 per Equivalent Residential Unit (ERU) to \$4.48 per ERU to accurately match needed revenue to estimated program expenses; now, therefore,

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

**SECTION 1.** That effective January 1, 2012, Section 1149.08(b) of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

1149.08 Rate Structure

(b)The charge as prescribed in the rate schedule is as follows:

~~\$0.1502~~ **0.1472** per day per Equivalent Residential Unit (ERU).

**SECTION 2.** That existing 1149.08(b) of the Columbus City Codes, 1959 is hereby repealed.

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

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**Legislation Number:** 1884-2011

**Drafting Date:** 10/25/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

WATER 2012

BACKGROUND:

This ordinance authorizes an increase in water rates effective January 1, 2012 for the Division of Power and Water

The proposed rate configuration for 2012 recognizes that water and sewer charges disproportionately affect lower income groups and continues the Low Income Discount program that discounts participant's sewer commodity portion of their quarterly bill by 20%.

Requested adjustments in rates result in a typical inside city residential water rate increase of 8%. When a sewer increase of 3% and a Stormwater decrease of 2% are considered the overall impact on a typical residential customer in the City of Columbus is 4.69% and for an outside city residential customer 5.38%.

The proposed rate structure is necessary to continue to address the new Ohio EPA regulations regarding water supply, water treatment capacity and drinking water quality. This includes current and future water treatment plant expansions, plant water treatment process improvements, water supply and storage improvements and continuous water system rehabilitation and repair projects.

The Sewer and Water Advisory Board met on October 12, 2011 and after reviewing the Department of Public Utilities projected expenditures for 2012, recommends to City Council an increase of 8% in water rates.

**FISCAL IMPACT:** The Division of Power and Water expects an increase of \$9.7 million in water sales revenue.

To amend Chapter 1105 of the Columbus City Codes, 1959, to enact new water rates for the year beginning January 1, 2012, and to repeal the existing Sections being amended.

WHEREAS, it is necessary to establish new water services rates, effective January 1, 2012, for water service provided by the City of Columbus in order to recover the cost of rendering said water services; and

WHEREAS, the City of Columbus, Department of Public Utilities, Division of Power and Water requests an eight percent (8%) increase in water rates for 2012 to pay for necessary ongoing operations and needed improvements; and

WHEREAS, City Council recognizes that increased water rates disproportionately impact low income residents. Low income residents already pay a higher percentage of their household income in utility bills, and this percentage would increase with higher rates; and

WHEREAS, City Council finds that continuing a discounted rate for low income users is a recognized method for helping to alleviate the impacts of increased water rates; and

WHEREAS, the Sewer and Water Advisory Board has adopted recommendations that are consistent with the rates established in this legislation; and

WHEREAS, City Council finds that the rates and the low income discount established therein are equitable to all of the City's customers; now therefore

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

SECTION 1. That the existing Sections 1105.04 and 1105.041 of the Columbus City Codes, 1959, shall be and are hereby amended effective January 1, 2012 to read as follows:

1105.04 Residential Inside city water rates.

The charges for Residential water supplied through meters to consumers within the corporate limits shall be based upon a service charge plus a commodity charge. The following rates shall apply to Residential water services within the city:

SEE ATTACHED FILE

1105.041 Commercial and Industrial Inside city water rates.

The charges for Commercial and Industrial water supplied through meters to consumers within the corporate limits shall be based upon a service charge plus a commodity charge. The following rates shall apply to Commercial and Industrial water services within the city:

SEE ATTACHED FILE

SECTION 2. That the existing Section 1105.055A of the Columbus City Codes, 1959, shall be and is hereby amended effective January 1, 2012 to read as follows:

1105.055 Outside city mastermetered contract water rates.

A. For areas covered by wholesale mastermetered contracts: the rates shall be as follows:

SEE ATTACHED FILE

SECTION 3. That water rates herein established shall be applicable to all water used on or after January 1, 2012.

SECTION 4. That effective January 1, 2012, existing Section 1105.04; 1105.041 and 1105.055A of the Columbus City Codes, 1959, be and are hereby repealed.

SECTION 5. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

**Legislation Number:** 1885-2011

**Drafting Date:** 10/25/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Mid-Ohio Air Conditioning Corporation for the replacement of chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street. The contract was formally bid in January 2009 (SA003169). The contract term is April 1, 2011 through March 31, 2012, with four one-year renewal options. The contract encompasses all buildings under the purview of the Finance and Management Department. The contract will be used to complete the replacement of the chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street.

The work is to include, but is not limited to, disconnection of the insulation and piping to the coils, proper removal and disposal of coils, installation of three water coils, and re-attached piping and re-insulate coils.

**Emergency action** is requested to ensure the replacement of chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street, do not fail thereby causing operational disruption for the building's tenants.

Mid-Ohio Air Conditioning Corporation Contract Compliance No. 31-0732219, expiration date March 18, 2012.

**Fiscal Impact:** The cost of this contract is \$20,750.00. Funding for this modification is available in the Construction Management Capital Improvement Fund.

To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Mid-Ohio Air Conditioning Corporation for the replacement of chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street; to authorize the expenditure of \$20,750.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$20,750.00)

**WHEREAS,** the Facilities Management Division formally bid a contract with Mid-Ohio Air Conditioning Corporation through SA003169; and

**WHEREAS,** it is necessary to modify said contract for the replacement of chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street; and

**WHEREAS,** an emergency exists in the usual daily operations of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to modify a contract with Mid-Ohio Air Conditioning Corporation for the replacement of chilled water coils in the west side air handler at 1111 East Broad Street. This is to ensure that the water coils do not fail, thereby causing operational disruption for the building's tenants. This replacement therefore protects the public health, peace, property, safety and welfare; now, therefore:

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

**SECTION 1.** That the Finance and Management Director is hereby authorized and directed to modify a



contract on behalf of the Facilities Management Division with Mid-Ohio Air Conditioning Corporation for replacement of chilled water coils in the west side air handler at the Jerry Hammond Center, 1111 East Broad Street.

**SECTION 2.** That the expenditure of \$20,750.00 or so much thereof as may be necessary in regards to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Dept/Div: 45-27  
Fund: 733  
Project: 570030-100120  
OCA: 733120  
Object Level 01: 06  
Object Level 03: 6620  
Amount: \$20,750.00

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

**SECTION 4.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force 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:** 1888-2011

**Drafting Date:** 10/26/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus Public Health provides Chlamydia and gonorrhea testing for patients of the STD Clinic and various other clinics in the City of Columbus. Columbus Public Health uses a highly effective DNA probe test kit for Chlamydia and gonorrhea testing. The DNA probe test kit has higher sensitivity, specificity, and transportability characteristics than other types of testing methods. Gen-Probe is the sole provider of the DNA probe test kit, which is the only FDA approved test kit available in the United States.

Columbus Public Health, as a public health agency, receives discounted pricing for these DNA Probe test kits.

The purchase of these test kits is a regular occurrence, previously approved by City Council through ordinance numbers 0261-2008, 1040-2008, 1433-2008, 0323-2009, 0385-2010, 0777-2010, 0392-2011, and 0893-2011.

Emergency action is requested to ensure a sufficient supply of test kits for testing of patients of various clinics.

Gen-Probe's contract compliance expires 6/23/12. Their contract compliance number is 330767987.

**FISCAL IMPACT:** Funding for this purchase is budgeted in the 2011 Health Department Grants Fund. Columbus Public Health has expended \$247,000.00 in FY2011, \$225,000.00 in FY2010, \$176,090.00 in FY2009, \$247,950.00 in FY2008, \$165,685.00 in FY2007, and \$214,600.00 in FY2006. These expenditures were from both the Health Special Revenue Fund and the Health Department Grants Fund.

To authorize the Director of Finance and Management to establish a purchase order with Gen-Probe for the

purchase of Chlamydia and gonorrhea test kits for Columbus Public Health in accordance with sole source provisions; to authorize the expenditure of \$30,000.00 from the Health Department Grants Fund; and to declare an emergency. (\$30,000.00)

**WHEREAS,** Columbus Public Health provides Chlamydia and gonorrhea testing for patients of the STD Clinic and various other clinics in the City of Columbus; and,

**WHEREAS,** Columbus Public Health is in need of DNA test kits to provide the Chlamydia and gonorrhea testing; and,

**WHEREAS,** Gen-Probe is the sole supplier of DNA probe test kits; and,

**WHEREAS,** an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to enter into a contract with Gen-Probe for the immediate preservation of the public health, peace, property, safety and welfare, and to ensure a sufficient supply of test kits for testing of patients of various clinics; Now, therefore,

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

**SECTION 1.** That the Director of Finance and Management is hereby authorized to establish a purchase order with Gen-Probe for the purchase of Chlamydia and gonorrhea test kits.

**SECTION 2.** That the total expenditure of \$30,000.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50-01, Object Level One 02, Object Level Three 2293, Grant No. 501113, OCA Code 501113.

**SECTION 3.** That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

**SECTION 4.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force 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:** 1889-2011

**Drafting Date:** 10/26/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

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

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

The additional time is needed for the continuity of the service while allowing time for the Municipal Court Clerk to rebid the service.

**Bid Information:**

In 2009 a formal bidding process was solicited through SA003323. A total of four vendors submitted proposals. Official Payments Corporation, the lowest responsive, responsible and best bidder was awarded the contract for one year.

**Contracts:**

Original Contract Number: ED040373 -1 - \$0  
1st Modification: Ordinance 1528-2010; ED040373 - 2; \$0  
2nd Modification: Ordinance 1889-2011 - \$0

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

**Contract Compliance Number:** 52-2190781

**Expiration Date:** 9/27/2013

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

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

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

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

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

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

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

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

**Section 3.** That for reasons stated in the preamble hereto, where is hereby made a part hereof, this ordinance is

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

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**Legislation Number:** 1890-2011

**Drafting Date:** 11/21/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance authorizes the Franklin County Municipal Court Clerk (hereinafter "Municipal Court Clerk") to enter into the second contract renewal with NashWest, LLC for support services. The support services are for the CourtView Version 2.34 Integrated Case Management System (hereinafter "case management system").

Ordinance 1521-2009 passed by Columbus City Council authorized the Municipal Court Clerk to enter into contract with NashWest, LLC for a period of one year, with renewal options for two consecutive years.

**Bid Information:**

The Municipal Court Clerk solicited formal competitive bids through SA003410. One proposal was received by the Clerk's Office. The proposal was reviewed by an evaluation committee of five (5). The vendor met the requirements. In agreement with the committee, the Municipal Court Clerk awarded a contract to NashWest, LLC.

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

**Contracts:**

1st Year - Ordinance 1521-2009; \$144,000.00; EL009840

1st Modification - Ordinance 1510-2010; \$80,000.00; EL011125

2nd Modification - Ordinance 1890-2011; \$30,000.00

**Contract Compliance #:** 20-8198958

Expiration Date: 9/3/2012

**Fiscal Impact:** Funds totaling \$30,000.00 are available within the Municipal Court Clerk 2011 computer fund budget.

**Emergency:** Emergency legislation is requested to maintain ongoing and uninterrupted software support for the case management system.

To authorize the Municipal Court Clerk to exercise the second of two contract renewals with NashWest, LLC for software support services for the Municipal Court Clerk's case management system; to authorize the expenditure of \$30,000.00 from the Municipal Court Clerk computer fund; and to declare an emergency. (\$30,000.00)

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**Legislation Number:** 1896-2011

**Drafting Date:** 10/26/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance authorizes the Public Safety Director to modify and increase the contract with CareWorks USA Ltd. for the third year of the prisoner medical claims service contract. CareWorks USA Ltd. provides prisoner medical claims services as needed for the Division of Police. The scope of services includes: the creation and maintenance of an electronic medical claims database, coordination of billing with local medical providers, medical review of claims for appropriateness of charges and the utilization of Preferred Provider Networks.

The Division of Police is obligated to enforce the criminal and traffic ordinances of the City of Columbus and laws of the State of Ohio necessitating the apprehension and incarceration of violators. The Columbus City Attorney, through memorandum to the Division of Police, has determined that the Division of Police is liable for the medical care of those injured or sick individuals who are under arrest or lawfully detained. The services provided by CareWorks USA Ltd. provide greater scrutiny of medical claims submitted to the Division as well as the added benefit of cost reductions available through Preferred Provider Networks.

**Bid Information:** This is the third year of the original contract that was bid on July 14, 2009, SA003281.

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

**Contract Compliance** - 31-1775640 (MAJ) expires on 8/31/2012

**Emergency Designation:** Emergency legislation is requested so the Division of Police can modify this contract with CareWorks USA Ltd. to continue the prisoner medical claims service without interruption.

**FISCAL IMPACT:** This ordinance authorizes an expenditure of \$70,000.00 from the General Fund with CareWorks USA Ltd. for services related to prisoner medical claims. The Division of Police has budgeted these funds in the 2011 Operating Budget. The Division spent \$70,000.00 for these services in 2010.

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

**WHEREAS,** the Division of Police is obligated to enforce the criminal and traffic ordinances of the City of Columbus and laws of the State of Ohio and in doing so, will continue to apprehend and incarcerate violators; and

**WHEREAS,** the Division of Police is liable for the medical care of injured and/or sick individuals who are under arrest or lawfully detained; and

**WHEREAS,** it is in the City's best interest to procure professional services to assist the Division of Police with the administration, review and payment of prisoner medical claims in the most efficient and cost-effective manner; and

**WHEREAS**, the Division of Police needs to modify and extend the contract with CareWorks, USA Ltd. for the third year of the contract for professional prisoner medical claims services; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to modify the contract with CareWorks, USA Ltd. to gain access to Preferred Provider Networks which will reduce prisoner medical claims costs, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the Public Safety Director be and is hereby authorized and directed to modify and increase funding for the third year of the contract with CareWorks USA Ltd. for prisoner medical claims services.

**SECTION 2.** That the expenditure of \$70,000.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

[DIV 30-03 | FUND 010 | OBJ LEVEL ONE 03 | OBJ LEVEL THREE 3336 | OCA 301382]

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

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**Legislation Number:** 1897-2011

**Drafting Date:** 10/26/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to issue a purchase order for telephone services to AT&T for the Division of Police. These phone services are used in Police facilities for both voice and data services.

**Bid Information:** The Purchasing Office has set up universal term contract FL004566 with AT&T for these telephone services.

AT & T is not debarred according to the excluded party listing system of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

**Contract Compliance:** 340436390 - expires 5/20/2012

**Emergency Designation:** Emergency action is requested as funds are needed immediately to ensure these services can continue without interruption.

**FISCAL IMPACT:** The Division of Police budgeted \$265,000.00 in the 2011 General Fund operating budget for services from AT & T. The Division spent and/or encumbered approximately \$265,000.00 in 2010

for these services, and \$111,000.00 thus far in 2011. This ordinance authorizes an additional \$71,500.00 in services with AT & T, per projections included in the third quarter financial review.

To authorize and direct the Finance and Management Director to issue a purchase order on behalf of the Division of Police for telephone services from an existing Universal Term Contract with AT&T, to authorize the expenditure of \$71,500.00 from the General Fund; and to declare an emergency. (\$71,500.00)

**WHEREAS**, there is a need to purchase telephone services for the Division of Police, and

**WHEREAS**, a Universal Term Contract established by the Purchasing Office exists for these services; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Police, in that it is immediately necessary to purchase telephone services for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order to AT&T for telephone services for the Division of Police, on the basis of the City's universal term contract number FL004566.

**SECTION 2.** That the expenditure of \$71,500.00, or so much thereof as may be needed, be and is hereby authorized as follows:

[DEPT 30-03| FUND 010| OBJ LEVEL 1-03| OBJ. LEVEL 3-3320| OCA 300301|

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

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**Legislation Number:** 1908-2011

**Drafting Date:** 10/28/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance is for the option to purchase Temporary Traffic Control and Safety Devices for various City Agencies. These contracts will be used to supply traffic cones, drums, barricades, signs, fencing, etc. for City employees conducting work in City streets. The term of the proposed option contracts would be approximately two (2) years, with the option to extend the contracts for one (1) additional one-year period if mutually agreed upon. The Contracts are through September 30, 2013. The Purchasing Office opened formal bids on October 13, 2011.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06,

Solicitation SA004123. Seventy-nine (79) bids were solicited (MBR: 1; F1: 2). Seven (7) bids were received. Lightle Enterprises of Ohio and Osburn Associates, Inc were deemed non-responsive on a few of the items because of bidding alternate products, but not identifying the alternates with their bid.

The Purchasing Office is recommending award of the contracts to the lowest, responsive, responsible and best bidders:

Paul Peterson Company, CC#310868875 (Expires August 11, 2013), \$1.00, Items 1, 2, 3, 4, 5, 8, 22 and 23.  
Lightle Enterprises of Ohio, LLC, CC#208135704 (Expires July 11, 2013), \$1.00, Items 2A, 9, 16, 17, and 19-21.

Safety Service Products, Inc., CC#310717946 (Expires February 4, 2012), \$1.00, Items 6, 7, 12-15, 18, 24-27 and 29.

Marketing Displays, Inc., CC#381779519 (Expires October 14, 2013), \$1.00, Item 10.

Total Estimated Annual Expenditure: \$100,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

This ordinance is being submitted as an emergency because, so that there is not a gap in the availability of important safety equipment protecting City employees who work in the right-of-way.

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The various City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Temporary Traffic Control & Safety Devices with Paul Peterson Company, Lightle Enterprises of Ohio, LLC, Safety Service Products, Inc., and Marketing Displays, Inc.; to authorize the expenditure of four (4) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00).

WHEREAS, the Purchasing Office advertised and solicited formal bids on October 13, 2011 and selected the lowest, responsive, responsible and best bids, and

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

WHEREAS, the Traffic Control & Safety Devices are needed to protect the City's employees and the public when work is being conducted on or near City streets, this is being submitted for consideration as an emergency measure, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into a contract for an option to purchase the Temporary Traffic Control and Safety Devices, so that there



is no gap in the availability of important equipment protecting City employees working in the right-of-way, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director be and is hereby authorized to enter into the following contracts for the option to purchase Temporary Traffic Control and Safety Devices for the term ending September 30, 2013, with the option to extend the contracts for one (1) additional one-year period if mutually agreed upon, in accordance with Solicitation No. SA004123 as follows:

Paul Peterson Company, Items 1, 2, 3, 4, 5, 8, 22 and 23, Amount: \$1.00  
Lightle Enterprises of Ohio, LLC, Items 2A, 9, 16, 17, and 19-21, Amount: \$1.00  
Safety Service Products, Inc., Items 6, 7, 12-15, 18, 24-27 and 29, Amount: \$1.00  
Marketing Displays, Inc., Item 10, Amount: \$1.00

SECTION 2. That the expenditure of \$4.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

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**Legislation Number:** 1916-2011

**Drafting Date:** 10/28/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Franklin County Engineer's Office for the construction of City street lights associated with the Franklin County Project FRA-CR15-7.56, known as the Livingston Avenue over Big Walnut Creek project. The Franklin County Engineer's Office has agreed to construct the improvements at their cost and then obtain reimbursement from the City. Upon passage of this Ordinance the City of Columbus will agree to pay a guaranteed maximum reimbursement amount of \$30,000 to the Franklin County Engineer's Office.

A guaranteed maximum cost reimbursement with the Franklin County Engineer's Office provides that they construct the public improvements on the City's behalf; that the project is publicly bid and subject to the reimbursement agreement with the City.

Emergency action is requested as the improvements are of immediate concern due to the project staying on schedule and the project cannot commence until the City has entered into an executed guaranteed maximum reimbursement agreement with the Franklin County Engineer's Office.

**FISCAL IMPACT:** This ordinance identifies funds in the amount of \$30,000 .00 from the Electricity Build America Bonds Fund to fund these necessary improvements. The maximum amount of reimbursement to be expended by the Ordinance is \$30,000.00.

To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Franklin County Engineer's Office, pursuant to the Columbus City Charter, for the construction of street lighting improvements associated with the Livingston Avenue over Big Walnut Creek project; to authorize the transfer and expenditure of \$30,000.00 from the Build America Bonds Fund; to amend the 2011 Capital Improvements Budget; and to declare an emergency. (\$30,000.00)

**WHEREAS**, the Director of Public Utilities needs to enter into a Guaranteed Maximum Reimbursement agreement with the Franklin County Engineer's Office, for street light improvements associated with the Livingston Avenue over Big Walnut Creek project FRA-CR15-7.56; and

**WHEREAS**, the Department of Public Utilities will pay a guaranteed maximum reimbursement of \$30,000.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2011 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditures; and

**WHEREAS**, it is necessary for this Council to authorize the City Auditor to transfer funds within the Build America Bond Fund; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to enter into a Guaranteed Maximum Reimbursement agreement with the Franklin County Engineer's Office for the construction of City street lighting improvements associated with Livingston Avenue over Big Walnut Creek project FRA-CR15-7.56, 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 is authorized to enter into a Guaranteed Maximum Reimbursement agreement with the Franklin County Engineer's Office, pursuant to Section 186 of the Columbus City Charter for the construction of City street lighting improvements associated with Livingston Avenue over Big Walnut Creek project FRA-CR15-7.56, for the Division of Power and Water.

**SECTION 2.** That the City Auditor is hereby authorized and directed to transfer \$30,000.00 within the Division of Power and Water, Dept/Div. No. 60-07, Build America Bonds Fund, Fund No. 559, Object Level One 06, Object Level Three 6625, as follows:

**TRANSFER FROM:**

**Project No. | Project Name | OCA Code | (change)**  
670003-100005 | Street Lighting Materials| 530035 | -\$30,000.00

**TRANSFER TO:**

**Project No. | Project Name | OCA Code | (change)**  
670003-100006 | Livingston Big Walnut Bridge SL | 559306 | +\$30,000.00

**SECTION 3.** That the 2011 Capital Improvements Budget Ordinance No. 0266-2011 is hereby amended as follows:

**Project No. | Project Name | Current Authority | Revised Authority | (change)**

670003-100005 | Street Lighting Materials | \$43,465 | \$13,465 | -\$30,000

670003-100006 | Livingston Big Walnut Bridge SL | \$0 | \$30,000 | +\$30,000

**SECTION 4.** That for paying the cost of this improvement, the Guaranteed Maximum Reimbursement up to and including \$30,000.00 is hereby authorized from the Build America Bonds Fund, Fund No. 559, Department 60, Division 07, OCA Code 559306, Object Level One 06, Object Level Three 6625, Project Number 670003-100006, to pay the cost thereof.

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

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

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

**SECTION 8.** That 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:** 1926-2011

**Drafting Date:** 10/31/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**1. BACKGROUND**

The Department of Public Service has operated the Paving the Way program since 1990. This program provides up-to-date road construction information to the public and to the media, including information on road closures, detours, and alternative routes as well as technical advice for construction-related activities and safety tips. A website is updated daily.

Ordinances 1892-2007 and 0861-2011 passed by City Council on November 28, 2007 and June 20, 2011 authorized the Director of Public Service to execute agreements and appropriate monies necessary for this purpose. The MORPC STP-M funds have been authorized for appropriation and expenditure; however, it is now necessary to authorize and direct the transfer of \$113,675.19 and \$159,000.00 from the Street Construction Maintenance and Repair Fund to the Government Grant Fund to provide grant matching funds. This ordinance transfers the City match, appropriates the funds, and authorizes its expenditure for approved program-related expenses.

**2. FISCAL IMPACT**

This ordinance authorizes a transfer of \$113,675.19 and \$159,000.00, totaling \$272,675.19, from the

Department of Public Service, Division of Planning and Operations', Street, Construction, Maintenance and Repair Fund to the General Government Grant Fund to provide the twenty percent City match.

**3. EMERGENCY DESIGNATION**

Emergency action is requested to allow the financial transactions to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management and avoids any service interruptions.

To authorize the transfer of \$113,675.19 and \$159,000.00, totaling \$272,675.19, from the Street Construction Maintenance and Repair Fund to the General Government Grant Fund as the required city match for Paving the Way grants received from MORPC for continued operation of the Paving the Way program within the Division of Planning and Operations, Department of Public Service; to appropriate these funds within the General Government Grant Fund; to authorize the Director of Public Service to expend \$113,675.19 and \$159,000.00, respectively, from the General Government Grant Fund, and to declare an emergency. (\$272,675.19)

**WHEREAS**, the Department of Public Service has operated the Paving the Way program since 1990; and

**WHEREAS**, ordinances 1892-2007 and 0861-2011 passed by City Council on November 28, 2007 and June 20, 2011, respectively, authorized the Director of Public Service to execute agreements and appropriate MORPC monies necessary for this purpose; and

**WHEREAS**, funds are available within the Division of Planning and Operations' Street Construction Maintenance and Repair Fund to accommodate a necessary grant match; and

**WHEREAS**, the Department of Public Service, Division of Planning and Operations is required to match the grant with City funds; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Planning and Operations, in that it is immediately necessary to move the funds for the aforementioned purpose in order to avoid any programmatic interruptions, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the City Auditor be and is hereby authorized and directed to transfer funding to the Paving the Way grant for continued operation of the Paving the Way program, for the Division of Planning and Operations, as follows:

**Transfer From:**

Dept-Division / Fund / OCA Code /O.L. 01-03 Codes / Amount  
59-11/ 265 / 591101 / 01-1101 / \$272,675.19

**Total Transfer: \$272,675.19**

**Transfer To:**

Dept-Division / Fund / Grant / OCA Code / Object Level 1 Code / Object Level 3 Code/ Amount

59-11 / 220 / 597077 / 591121 / 01 / 1101 / \$113,675.19

59-11 / 220 / 591187 / 591187 / 01 / 1101 / \$159,000.00

**Total Transfer: \$272,675.19**

**SECTION 2.** That the City Auditor is authorized to establish accounting project numbers and to make any accounting changes to revise the funding sources for any contract or contract modification associated with the expenditure of funds transferred in Section 1 above.

**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:** 1929-2011

**Drafting Date:** 10/31/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **1. BACKGROUND**

The Division of Planning and Operations operates several specialized traffic control computers. These computers expedite vehicular traffic flow and maximize pedestrian safety by synchronizing and coordinating traffic signals and interpreting information forwarded from buried loop detectors, overhead cameras and the like, allowing the signals to operate in either an automatic mode or manually as directed by traffic engineers from a central location.

The software utilized by the downtown signal system processor (computer) is proprietary and requires unique maintenance that is offered by a sole-source provider, Computran Systems Engineering, L.L.C. This ordinance authorizes the Director of Public Service to execute a one-year extension of the existing maintenance agreement for this purpose and authorizes the expenditure of \$25,081.23 to pay for said agreement. Computran System Engineering, L.L.C.'s contract compliance number is 204160738 and expires September 11, 2010. The agreement is being extended per the sole-source provisions of the Columbus City Code, 1959.

This contract was authorized by ordinance 2580-2003.

The initial service period ran from 12/23/2005 to 12/22/2006.

The contract was renewed for the periods 12/23/2006 to 12/22/2007; 12/23/2007 to 12/22/2008; 12/23/2008 to 12/22/2009; 12/23/2009 to 12/22/2010; 12/23/2010 to 12/22/2011.

This legislation modifies this contract to extend the time period for one year from 12/23/2011 to 12/22/2012 for the amount of \$25,081.23.

The total contract including all modifications is \$153,669.85.

## **2. CONTRACT COMPLIANCE**

Computran System Engineering, L.L.C.'s contract compliance number is 204160738 and expires November 3, 2012.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery List (State) produced no

findings against Computran Systems Engineering, L.L.C.

### **3. FISCAL IMPACT**

This expenditure is budgeted within the Street Construction Maintenance and Repair Fund as a normal operating expense of the Division of Planning and Operations.

### **4. EMERGENCY DESIGNATION**

Computran coordinates and maintains sixty-percent (60%) of the traffic signals at various intersections throughout the City with its hardware/software program. Therefore, emergency action is requested in order to have the maintenance agreement become effective as soon as possible in order to preclude a lapse in the maintenance of this critical system and thereby preserve the public safety and welfare.

To authorize the Director of Public Service to modify the contract for computerized traffic signal system support to extend for one year the existing agreement with Computran Systems Engineering, L.L.C. for software maintenance for the Division of Planning and Operations downtown signal system processor per the sole-source provisions of the Columbus City Codes, 1959; to authorize the expenditure of \$25,081.23 or so much thereof as may be needed for this purpose from the Street Construction Maintenance and Repair Fund, and to declare an emergency. (\$25,081.23)

**WHEREAS**, the Division of Planning and Operations operates several specialized traffic control computers; and

**WHEREAS**, the software utilized by the downtown signal system computer is proprietary and requires unique maintenance that is offered by a sole-source provider, Computran Systems Corporation; and

**WHEREAS**, the initial contract, ED024678, in the amount of 20,000.00 was established on 12/9/2005 for the time period 12/23/2005 to 12/22/2006; and

**WHEREAS**, the contract was modified, #1, and City Auditor encumbrance number ED030029 was established in the amount of \$19,615.80 for the time period 12/23/2006 to 12/22/2007; and

**WHEREAS**, the contract was modified, #2, and City Auditor encumbrance number EL008128 was established in the amount of \$20,634.40 for the time period 12/23/2007 to 12/22/2008; and

**WHEREAS**, the contract was modified, #3, and City Auditor encumbrance number EL008907 was established in the amount of \$21,666.11 for the time period 12/23/2008 to 12/22/2009; and

**WHEREAS**, the contract was modified, #4, and City Auditor encumbrance number EL009883 was established in the amount of \$22,749.42 for the time period 12/23/2009 to 12/22/2010; and

**WHEREAS**, the contract was modified, #5, and City Auditor encumbrance number EL011167 was established in the amount of \$23,886.89 for the time period 12/23/2010 to 12/22/2011; and

**WHEREAS**, a one-year maintenance agreement is needed for software maintenance for the Division of Planning and Operations downtown signal system processor; and

**WHEREAS**, this ordinance authorizes modification #6 in the amount of \$25,081.23 for the time period 12/23/2011 to 12/22/2012 for this purpose; and

**WHEREAS**, the total contract amount including all modifications, is \$153,669.85; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Planning and Operations, Department of Public Service, in that it is immediately necessary to authorize the Director of Public Service to enter such an agreement per the sole source provisions of the Columbus City Code, thereby preserving the public health, peace, property, safety and welfare, now, therefore,

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

**SECTION 1.** That the Director of Public Service be and hereby is authorized to modify and increase the contract with Computran Systems Engineering, L.L.C., 100 First Street, Hackensack, New Jersey 07601 to extend the contract for one year, in the amount of \$25,081.23 for software maintenance for the downtown signal system processor for the Division of Planning and Operations.

**SECTION 2.** That for the purpose of paying for the services provided under this agreement the expenditure of \$25,081.23, or so much thereof as may be needed, is hereby authorized to be expended from Fund 265, The Street Construction Maintenance and Repair Fund, Department No. 59-11, Division of Planning and Operations, Object Level One Code 03, Object Level Three Code 3372, OCA Code 591111.

**SECTION 3.** That this expenditure be made per the sole source provisions of the Columbus City Codes, 1959.

**SECTION 4.** That the City Auditor be and hereby is authorized to make any/all other accounting changes for the transactions discussed within this ordinance that are construed by the City Auditor to be reasonably consistent with the intent of this ordinance.

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

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**Legislation Number:** 1930-2011

**Drafting Date:** 10/31/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance is for the option to establish a Universal Term Contract for Andritz Aqua Screen Parts for the Division of Sewerage and Drainage, the sole user. This contract will provide replacement parts for City of Columbus maintenance crews to make repairs to four (4) perforated panel rotating screens in use at the Southerly Wastewater Treatment Plant. The term of the proposed option contract would be two (2) years, expiring May 31, 2013, with the option to renew for one (1) additional year.

The Purchasing Office opened formal bids on August 25, 2011. The City advertised and solicited competitive bids in accordance with Section 329.06, Solicitation No. SA004057. Seventy-four (74) bids were solicited: (M1A-0, F1-2, MBR-2). Two bids were received, but both bids were non-responsive as they submitted additional terms and conditions with their bid. The Division of Sewerage and Drainage requested the Purchasing Office reject both bids, negotiate terms and conditions with the apparent low bidder on an informal basis, and waive the competitive bidding procedure to allow for award to the overall low bid received from

Andritz Separation, Inc.

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

Andritz Separation, Inc., MAJ, CC# 59-3773483 expires 05/19/2012, \$1.00, All items.

Total Estimated Annual Expenditure \$50,000.00, Division of Sewerage and Drainage, the sole user.

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

This ordinance is being submitted as an emergency because, without emergency action, valuable public services to provide wastewater treatment may be suspended.

FISCAL IMPACT: Funding to establish this option contracts is budgeted in the Mail, Print Services and UTC Fund Account. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter a contract for the option to purchase Andritz Aqua Screen Parts UTC with Andritz Separation, Inc.; to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; to waive formal competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$1.00).

WHEREAS, these parts are necessary for maintenance of four (4) water screens in use at Southerly Wastewater Treatment Plant to remove objects and debris from the influent wastewater stream; and

WHEREAS, the Purchasing Office advertised and solicited formal bids on August 25, 2011 and two bids were received but both deemed non-responsive; and

WHEREAS, it is necessary to waive bidding requirements in order to accept the overall lowest bid received; and

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

WHEREAS, in order to maintain a supply of Andritz Aqua Screen Parts, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Andritz Aqua Screen Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized to enter into the



following contract for the option to purchase Andritz Aqua Screen Parts in accordance with Solicitation No. SA004057 until May 31, 2013 with the option to renew for one (1) additional year, as follows:

Andritz Separation, Inc., All Items, Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Mail, Print Services and UTC Fund Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Sections 329.06 (Formal Competitive Bidding) of the Columbus City Code.

SECTION 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:** 1932-2011

**Drafting Date:** 10/31/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance is for the option to establish a Universal Term Contract for Andritz D5LL Centrifuge Parts and Services for the Division of Sewerage and Drainage, the sole user. This contract will provide replacement parts and services for centrifuges in use at the Jackson Pike Wastewater Treatment Plant. The term of the proposed option contract would be two (2) years, expiring March 31, 2014, with the option to renew for one (1) additional year.

The Purchasing Office opened formal bids on September 22, 2011. The City advertised and solicited competitive bids in accordance with Section 329.06, Solicitation No. SA004095. Eighteen (18) bids were solicited: (M1A-0, F1-0, MBR-1). Two bids were received, but both bids were non-responsive as neither bidder submitted a price list as required and one bidder submitted additional terms and conditions with their bid. The Division of Sewerage and Drainage requested the Purchasing Office reject both bids, obtain the required price list, negotiate terms and conditions with the apparent low bidder on an informal basis, and waive the competitive bidding procedure to allow for award to the overall low bid received from Andritz Separation, Inc.

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

Andritz Separation, Inc., MAJ, CC# 59-3773483 expires 05/19/2012, \$1.00, All items.

Total Estimated Annual Expenditure \$75,000.00, Division of Sewerage and Drainage, the sole user.

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

This ordinance is being submitted as an emergency because, without emergency action, there would be a potential stoppage in needed wastewater treatment services.

FISCAL IMPACT: Funding to establish this option contracts is budgeted in the Mail, Print Services and UTC Fund Account. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter a contract for the option to purchase Andritz D5LL Centrifuge Parts & Services UTC with Andritz Separation, Inc.; to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund Account; to waive formal competitive bidding provisions of the Columbus City Code; and to declare an emergency. (\$1.00).

WHEREAS, these parts are necessary for maintenance of centrifuges in use at Jackson Pike Wastewater Treatment Plant; and

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 22, 2011 and two bids were received but both deemed non-responsive; and

WHEREAS, it is necessary to waive bidding requirements in order to accept the overall lowest bid received; and

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

WHEREAS, in order to maintain a supply of Andritz D5LL Centrifuge Parts and Services, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Andritz D5LL Centrifuge Parts and Services, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized to enter into the following contract for the option to purchase Andritz D5LL Centrifuge Parts and Services in accordance with Solicitation No. SA004095 until March 31, 2014 with the option to renew for one (1) additional year, as follows:

Andritz Separation, Inc., All Items, Amount \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Mail, Print Services and UTC Fund Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Sections 329.06 (Formal Competitive

Bidding) of the Columbus City Code.

SECTION 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:** 1938-2011

**Drafting Date:** 10/31/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Co. for the renovation of the Columbus Police Property Room, 724 Woodrow Avenue. The Woodrow Avenue building was purchased several years ago as a future site of the Police Property Room and Crime Lab. The Police Division has outgrown the current Property Room on Fairwood Avenue which it occupies under a memorandum of understanding from the Department of Public Utilities, and has outgrown leased space on the campus of The Ohio State University for the Police Crime Lab. The Woodrow Avenue facility will allow both the Property Room and the Crime Lab to be located in the same facility, thereby saving time and space, and creating efficiencies with handling evidence. This contract renovates the portion of the building for the Property Room only, the Crime Lab will be designed and constructed under separate contracts. Formal bids were solicited and four companies submitted bids on September 29, 2011 as follows (0 FBE, 0 MBE):

Thomas & Marker Construction Co.	\$11,059,200.00
R W Setterlin Building Co.	\$11,197,500.00
Gutknecht Construction Co.	\$11,252,500.00
Messer Construction Co.	\$11,343,688.00

After review of all the bids received, the Office of Construction Management recommends the bid award to Thomas & Marker Construction Co. as the lowest, most responsive and responsible bidder.

**Emergency action** is requested so that needed renovations may be accomplished as quickly as possible to meet the operational needs of the Division of Police, thereby providing necessary services to City residents. Thomas & Marker Construction Co. Contract Compliance No. 34-4476858, expiration date March 5, 2012.

**Fiscal Impact:** This ordinance authorizes an expenditure of \$11,386,200.00 from the Safety Department capital fund for a contract with Thomas & Marker Construction Company to renovate the Police Property Room on Woodrow Avenue. A current unencumbered cash balance of \$2,908,594.62 is available from the Gov'l B.A.B.'s (Build America Bonds). An additional \$50,287.25 will be transferred between projects within the Gov'l B.A.B.'s (Build America Bonds) Fund. A current unencumbered cash balance of \$5,932,004.02 is available from the Safety Voted Bond Fund. An additional transfer of \$2,495,314.11 will be transferred between projects within the Safety Voted Bond Fund.

To amend the 2011 Capital Improvement Budget; to authorize transfers between projects within the Safety Capital Improvement Funds; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Co. for the renovation of the Columbus Police Property Room; to authorize the expenditure of \$11,386,200.00 from the Safety Capital Improvement Funds; and to declare an emergency. (\$11,386,200.00)

**WHEREAS,** it is necessary to amend the 2011 Capital Improvements Budget and transfer cash between projects within the Gov'l B.A.B.'s (Build America Bonds) Fund and the Safety Voted Bond Fund, to provide

sufficient funds in the appropriate project area for this expense; and

**WHEREAS**, it is necessary for the renovation of the Columbus Police Property Room, 724 Woodrow Avenue; and

**WHEREAS**, formal bids were solicited by the Office of Construction Management and four companies submitted bids; and

**WHEREAS**, the Office of Construction Management recommends the bid award to Thomas & Marker Construction Company as the lowest, most responsible and most responsible bid; and

**WHEREAS**, an emergency exists in the usual daily operations of the Finance and Management Department, Office of Construction Management in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract with Thomas & Marker Construction Co. for the renovation of the Columbus Police Property Room, so that needed renovations may be accomplished as quickly as possible to meet the operational needs of the Division of Police, thereby providing necessary services to City residents, 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 2011 Capital Improvement Budget be amended as follows to facilitate the expenditures below:

**Fund 746**

**Project Name|Project No.|Current Authority|Revised Authority|Difference**

Fire Apparatus Replacement-Grant Match 340101-100005 (Voted Carryover)		\$205,000	\$188,699	(\$16,301)
Fire Facility Renovation 340103-100000 (Voted Carryover)	\$942,160	\$908,174		(\$33,986)
Police Property Rm/Crime Lab 330033-100000 (Voted Carryover)	\$2,908,594	\$2,958,881		\$50,287

**Fund 701**

**Project Name|Project No.|Current Authority|Revised Authority|Difference**

New Support Services Complex 320017-100001 (Voted Carryover)	\$1,424,500	\$0		(\$1,424,500)
Fire Facility Renovation 340103-100000 (Voted 2008)	\$1,835,567	\$764,753		(\$1,070,814)
Police Property Rm/Crime Lab 330033-100000 (Voted Carryover)	\$1,534,381	\$2,594,029		\$1,424,500
Police Property Rm/Crime Lab 330033-100000 (Voted 2008)	\$6,781,910	\$7,852,724		\$1,070,814

**SECTION 2.** That the City Auditor is hereby authorized and directed to transfer funding within the Gov'l B.A.B.'s (Build America Bonds) Fund as follows:

**FROM:**

Dept/Div: 30-04| Fund: 746|Project Number 340101-100005|Project Name - Fire Apparatus Replacement-Grant Match |OCA Code: 711015|OL3: |Amount \$16,300.80  
Dept/Div: 30-04| Fund: 746|Project Number 340103-100000|Project Name - Fire Facility Renovation |OCA Code: 710103|OL3: |Amount \$33,986.45

**TO:**

Dept/Div: 30-03| Fund: 746|Project Number 330033-100000|Project Name - Police Property Rm/Crime Lab|OCA Code: 746330|OL3:|Amount \$50,287.25

**SECTION 3.** That the City Auditor is hereby authorized and directed to transfer funding within the Safety Voted Bond Fund as follows:

**FROM:**

Dept/Div: 30-02| Fund: 701|Project Number 320017-100001|Project Name - New Support Services Complex  
|OCA Code: 711701|OL3: |Amount \$1,424,500.00

Dept/Div: 30-04| Fund: 701|Project Number 340103-100000|Project Name - Fire Facility Renovation |OCA  
Code: 711103|OL3: 6681|Amount \$1,070,814.11

**TO:**

Dept/Div: 30-03| Fund: 701|Project Number 330033-100000|Project Name - Police Property Rm/Crime Lab  
|OCA Code: 701033|OL3: |Amount \$2,495,314.11

**SECTION 4.** That the Finance and Management Director is hereby authorized and directed to enter into a contract on behalf of the Office of Construction Management with Thomas & Marker Construction Co. for the renovation of the Columbus Police Property Room, 724 Woodrow Avenue.

**SECTION 5.** That the expenditure of \$11,386,200.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Division: 30-03

Fund: 746

Project: 330033-100000

OCA Code: 746330

Object Level: 06

Object Level 3: 6620

Amount \$2,958,881.87

Division: 30-03

Fund: 701

Project: 330033-100000

OCA Code: 701033

Object Level: 06

Object Level 3: 6620

Amount \$8,427,318.13

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

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

**SECTION 8.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force 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:** 1942-2011

**Drafting Date:** 11/21/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Division of Fire was awarded a grant from the Department of Homeland Security to purchase Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) equipment and training for the Bomb Squad. The total cost of this equipment and training will be \$156,546.00, the payment of which will be issued by Franklin County, on behalf of the Department of Homeland Security and Ohio Emergency Management Agency. The City of Columbus and Franklin County entered into an Intergovernmental Agreement via Ordinance 1917-2005 to enable this type of purchase.

This legislation will authorize and direct the Director of Finance and Management to execute those documents necessary for the acquisition of this training.

**Bid Information:** The Division of Fire was approved for a State Homeland Security Grant to purchase Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) equipment and training for the Bomb Squad. The grant requirements are such that purchasing this equipment and training pursuant to section 329.06 (Formal Competitive Bidding) of the Columbus City Code is not possible due to the specialized nature of this equipment.

This specialized and proprietary equipment and training is unique and offered only by the aforementioned vendors. All equipment and training that is funded through US Homeland Security grants must be approved by the United States Homeland Security Office of Domestic Preparedness to be eligible for funding. There is no other approved equipment and training that meets Fire's requirement at this time. This equipment and training is specific for Bomb Squads, and is limited due to the sensitive nature and the small number of bomb squads in the United States.

These companies are 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:** The Division of Fire requests emergency legislation so that approval can occur prior to expiration of the grant period (February 2012).

**FISCAL IMPACT:** This ordinance authorizes the Director of Finance and Management to execute those documents necessary to procure equipment and training in the amount of \$156,546.00 for the Division of Fire Bomb Squad using Homeland Security grant funds currently held by Franklin County. There is no fiscal impact to the General Fund.

To authorize and direct the Director of Finance and Management to execute those documents necessary to enter into contracts for the acquisition of equipment and training for the Division of Fire Bomb Squad, in accordance with sole source procurement with ITT Corporation and Sierra Nevada Corporation utilizing Homeland Security Grant funds; and to declare an emergency. (\$0.00)

**WHEREAS,** the Division of Fire needs to acquire Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) equipment and training for the Bomb Squad; and

**WHEREAS,** the Division of Fire has been awarded a grant from the Department of Homeland Security to purchase said equipment and training; and

**WHEREAS,** this acquisition is being made in accordance with Sole Source Provisions; and

**WHEREAS,** an emergency exists in the usual daily operations of the Division of Fire, Department of Public Safety, in that it is immediately necessary to authorize and direct the Director of Finance and Management to execute those documents necessary for the acquisition of said equipment and training prior to the expiration of the grant period, for the preservation of the public health, peace, property, safety and welfare; Now, therefore

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

**SECTION 1.** That the Director of Finance and Management be and is hereby authorized and directed to execute those documents necessary to enter into contracts with ITT Corporation and Sierra Nevada Corporation for the acquisition of Weapons of Mass Destruction (WMD) and Improvised Explosive Devices (IED) equipment and training for the Columbus Fire Bomb Squad.

**SECTION 2.** There is no city related expenditure associated with this ordinance; grant funds from the Department of Homeland Security are being administered via Franklin County in the amount of \$156,546.00.

**SECTION 3.** That this Council finds it is in the best interest of the City of Columbus that this acquisition be in accordance with the provisions of Sole Source Provisions of Section 329.07(e), of the Columbus City Codes.

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

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**Legislation Number:** 1946-2011

**Drafting Date:** 11/1/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The Civil Service Commission has several upcoming safety forces uniformed examinations for which various services will need to be secured in order to administer the exams. This ordinance is necessary to authorize the expenditure of funds to provide the various services associated with these exams so that the Commission can meet its Charter mandates and contractual obligations in maintaining current eligible lists for the safety forces uniformed classifications.

**Emergency Designation:** Emergency legislation is requested in order to ensure 2011 funds are reserved for this purpose prior to Council recess.

**FISCAL IMPACT:** The total expenditure amount of \$30,000.00 is completely funded in the Commission's 2011 budget.

To authorize and direct the City Auditor to establish an Auditor's Certificate on behalf of the Civil Service Commission for the purpose of administering the uniformed examinations of the Department of Public Safety, and to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency (\$30,000.00).

**WHEREAS,** the Civil Service Commission will be administering upcoming safety forces uniformed exams, including but not limited to Firefighter, Fire Lieutenant, Fire Captain, Fire Battalion Chief, Fire Deputy Chief, Police Officer, Police Sergeant, and Police Deputy Chief; and,

**WHEREAS,** the Executive Director of the Civil Service Commission will be contracting with individuals from around the country for performing certain phases of these examinations; and,

**WHEREAS,** the Civil Service Commission will provide housing, transportation, meals, and meeting refreshments for these individuals; and,

**WHEREAS**, the Civil Service Commission will incur other necessary expenses including but not limited to room and equipment rental, printing, consulting, and audio visual services,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

**SECTION 1.** That the City Auditor be and is hereby authorized to establish an Auditor's Certificate on behalf of the Civil Service Commission for the purpose of administering safety forces uniformed exams.

**SECTION 2.** That the expenditure of \$30,000.00, or so much thereof as may be needed, is hereby authorized to be expended to pay for the purchase of printing, audio visual services, housing, transportation, meals, meeting refreshments, facility and equipment rental, consulting services, and any other costs incurred for upcoming safety forces uniformed exams., and will be distributed as follows:

DIV	FUND	OBJ LEV (1)	OBJ LEV (3)	OCA NO	AMT.
27-01	010	03	3336	270165	\$30,000.00

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

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**Legislation Number:** 1949-2011

**Drafting Date:** 11/1/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Need:** The Civil Service Commission needs to modify the contract and increase the maximum authorized expenditure in the contract with the Ohio State University for pre-employment physicals and cardiovascular stress testing of public safety recruits in preparation for Police and Fire Academy classes.

**Bid Information:** In 2010, the City of Columbus Civil Service Commission published a Request for Proposals (SA003768) for these services and accepted proposals through December 16, 2010. Three proposals were submitted; an evaluation committee reviewed these proposals and selected The Ohio State University (Ordinance 0272-2011).

**Emergency Designation:** Emergency legislation is requested in order to allow sufficient time for the Divisions of Police and Fire to process applicants, provide notice to applicants, and schedule medical appointments.

**Contract Compliance Number:** 31-6025986, governmental agency, no expiration date.



FISCAL IMPACT: Funding for this service was budgeted in the Civil Service Commission's 2011 general fund budget.

To authorize and direct the Executive Director of the Civil Service Commission to modify and increase the contract with The Ohio State University for the administration of pre-employment physicals and cardiovascular stress testing of public safety recruits, and to authorize the expenditure of \$20,000 from the General Fund; and to declare an emergency (\$20,000.00).

**WHEREAS**, the City of Columbus Civil Service Commission accepted proposals from qualified companies for medical services; and

**WHEREAS**, the Civil Service Commission awarded the new contract to The Ohio State University; and

**WHEREAS** an emergency exists in the usual daily operation of the Civil Service Commission, in that it is immediately necessary to modify and increase the contract with Ohio State University in order to begin scheduling public safety recruits in preparation for upcoming academy classes, and 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 Executive Director of the Civil Service Commission be and is hereby authorized to modify and increase the contract with The Ohio State University for the purpose of administering pre-employment physicals and cardiovascular stress tests to public safety recruits for the Divisions of Police and Fire.

**SECTION 2.** That the expenditure of \$20,000.00 or so much thereof as may be needed, and the same is hereby authorized as follows:

DIV	FUND	OBJ LEV (1)	OBJ LEV (3)	OCA NO
27-01	010	03	3336	270108

**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:** 1954-2011

**Drafting Date:** 11/2/2011

**Current Status:** Passed

**BACKGROUND:** The Morse Road Special Improvement District (SID), a non-profit organization, was created in August of 2006 to go into effect in January 2007. As part of the Morse Road SID, the Development Department and the Public Service Department entered into a Tri-Party Cooperative Share Agreement that authorized the SID to do all the mowing on City- owned land in the Morse Road SID area. In exchange the City of Columbus will pay the Morse Road SID up to \$50,000 per year for the 10 years of the SID.

This ordinance authorizes the Director of Development to enter into an agreement with the Morse Road SID to provide the grass mowing services called for in the Tri-Party Agreement.

Emergency action is requested so that the agreement with the Morse Road SID can be executed immediately and they can continue the services authorized by the Tri-Party Cooperative Share Agreement.

**FISCAL IMPACT:** The funding for this agreement has been allocated from the 2011 General Fund budget.

To authorize the Director of the Department of Development to enter into an agreement with the Morse Road Special Improvement District of Columbus Inc.; to authorize the expenditure of \$25,000.00 from the General Fund; and to declare an emergency. (\$25,000.00)

**WHEREAS,** the Morse Road SID was formed in August 2006, and took effect in January 2007, for a period of ten years; and

**WHEREAS,** the Development Department and the Public Services Department entered into a Tri-Party Agreement with the Morse Road SID that authorizes the SID to do all the mowing on City owned land in the Morse Road SID area; and

**WHEREAS,** in exchange for the Morse Road SID mowing City owned land the City will pay the SID up to \$50,000 a year for a ten year period; and

**WHEREAS,** the allocation of funds for the Morse Road SID for 2011 will be \$25,000; and

**WHEREAS,** an emergency exists in the usual daily operation of the Development Department in that it is immediately necessary to enter into an agreement with the Morse Road SID to prevent the interruption of the delivery of vital program services, all for the immediate preservation of the public health, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That the Director of the Department of Development is hereby authorized to enter into an agreement with the Morse Road Special Improvement District of Columbus, Inc. per the Tri-Party Cooperative Share Agreement.

**Section 2.** That this agreement is awarded in accordance with Chapter 329.15 of the Columbus City Codes, 1959.

**Section 3.** That for the purpose stated in Section 1, the expenditure of \$25,000 or so much thereof as may be necessary from the Department of Development, Economic Development Division, Division 44-02, Fund 010, Object Level One 03, Object Level Three 3336, OCA 442030.

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

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**Legislation Number:** 1985-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council (Council), by Ordinance 1313-2000, passed June 12, 2000, authorized the City of Columbus (City) to enter into an Enterprise Zone Agreement (the Agreement) with Colpark Associates, L.P. (Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of \$5,600,000 in real property investment to rehabilitate and redevelop the Old Jeffrey Mining site located at 274 East First Avenue. The office and manufacturing buildings located at the site were to be redeveloped into approximately 200,000 square feet of Class A office space. As part of this project, Sixth Street was to be extended between First Avenue and Second Avenue, creating an East Development east of the proposed extension and a West Development west of the proposed extension. The cost of this extension was to be divided between Enterprise and the City. Within the East Development, tenant State of Ohio Library was to relocate 160 employees and tenant GTE was to create 10 new full-time jobs. Within the West Development, unidentified future tenants were to either create or relocate 380 full-time jobs. Total jobs to be either relocated or created within two years of the execution of the Agreement were to be 550 with an associated payroll of \$1,875,000. No exemption or credit was to commence prior to tax year 2001 nor to extend beyond tax year 2010. The Agreement was made and entered into to be effective June 13, 2000 (EZA# 023-00-09).

This Agreement was subsequently authorized by Council to be amended for the first time to modify the scope of the project to be limited to the East Development, reducing the number of jobs from the tenant State of Ohio Library to be relocated from 160 to 84 and the jobs from additional tenants to be reduced from 380 to 39, for a total of new or relocated jobs to be 123 by Ordinance 1140-2003, passed February 10, 2003, entered into and effective June 25, 2003; and that this Agreement was subsequently authorized by Council to be amended for the second time to substitute 274 First AGA, LLC for Colpark Associates, L.P. as a party to the Agreement with 274 First AGA, LLC assuming the rights, title and interest in the Agreement by Ordinance 0657-2005, passed April 11, 2005, entered into and effective April 28, 2005.

The 2011 Columbus Tax Incentive Review Council (TIRC) reviewed the 274 First AGA, LLC Enterprise Zone project on August 18, 2011. It was reported to the TIRC that the project had reported low job numbers and attempts to contact Enterprise to arrange for a site visit to discuss the low job situation proved unsuccessful. Additionally, it was reported that the project contact had recently plead guilty to three misdemeanor counts of

workers' compensation fraud and was placed on probation for one year and fined \$10,000 as part of a "scheme to avoid paying prevailing wages to employees of his development company" (*Columbus Dispatch*, July 26, 2011). The TIRC recommended that a letter be sent to Enterprise via certified mail requesting a meeting to discuss the employment issues and a jobs plan for the project site within 30 days of receipt of the letter or the Agreement will be dissolved. The end of the 30-day window was determined to be October 6, 2011 and as of that date no response had been received from Enterprise. This legislation seeks to dissolve the Agreement.

This legislation is presented as an emergency measure in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2011.

**FISCAL IMPACT:** No funding is required for this legislation.

To dissolve the Enterprise Zone Agreement between the City of Columbus and 274 First AGA, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS,** the Columbus City Council approved the Enterprise Zone Agreement with Colpark Associates, L.P. (the "EZA") on June 12, 2000 by Ordinance 1313-2000 and entered into effective June 13, 2000; and

**WHEREAS,** the EZA granted Colpark Associates, L.P. a 75%/10-Year abatement on real property investment; and

**WHEREAS,** the EZA committed Colpark Associates, L.P. to invest \$5,600,000 in real property improvements and create or relocate 550 permanent full-time jobs with a commensurate payroll of \$1,875,000, related to the rehabilitation and redevelopment of approximately 200,000 square feet of Class A office space in two parts, an East Development and a West Development, at the Old Jeffrey Mining site located at 274 East First Avenue; and

**WHEREAS,** the EZA was authorized by Council to be amended for the first time to modify the scope of the project to be limited to the East Development and reducing the number of new or relocated jobs from 550 to 123 by Ordinance 1140-2003, passed February 10, 2003, entered into and effective June 25, 2003.

**WHEREAS,** the EZA was authorized by Council to be amended for the second time to substitute 274 First AGA, LLC for Colpark Associates, L.P. as a party to the EZA with 274 First AGA, LLC assuming the rights, title and interest in the EZA by Ordinance 0657-2005, passed April 11, 2005, entered into and effective April 28, 2005.

**WHEREAS,** the Tax Incentive Review Council (the "TIRC") met on August 18, 2011 and it was reported then that the project had exceeded the real property investment goal of the EZA but that the goal for job retention had fallen short, with 56 jobs reported as of December 31, 2010, compared to the job retention goal of 123; and

**WHEREAS,** the TIRC recommended that a letter be sent to Enterprise via certified mail requesting a

meeting to discuss the employment issues and a jobs plan for the project site within 30 days of receipt of the letter or the EZA will be dissolved. The 30-day window for response by Enterprise was October 6, 2011; and

**WHEREAS,** as Enterprise did not respond, the City of Columbus concurs with the TIRC recommendation and desires to dissolve the EZA as of December 31, 2009.

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the EZA can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That Columbus City Council hereby dissolves the 274 First AGA, LLC Enterprise Zone Agreement (Agreement Number 023-00-09) which applies a 75%/10-year tax abatement to parcel numbers 010-255762 and 010-277009 within the City of Columbus Enterprise Zone as of December 31, 2009, with 2009 as the final tax year for the exemptions.

**Section 2.** That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the 274 First AGA, LLC Enterprise Zone Agreement.

**Section 3.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1986-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council (Council), by Ordinance 0684-2010, passed May 10, 2010, authorized the City of Columbus (City) to enter into an Enterprise Zone Agreement (the Agreement) with 3MX Partners, LLC (Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of \$2,200,000 in real property investment to renovate a vacant commercial building of approximately 13,000 square feet located at 495 East Main Street in Columbus, Ohio and within the City of Columbus Enterprise Zone (Zone #023). Enterprise was to create seven (7) new permanent full-time jobs within three (3) years following the execution of the agreement with a payroll of \$314,900. The project was expected to begin in July 2010 with all real property improvements expected to be completed by December 31, 2010. No exemption or credit was to commence prior to tax year 2012 nor to extend beyond tax year 2021. The Agreement was made and entered into to be effective June 3, 2010 (EZA# 023-10-04).

The 2011 Columbus Tax Incentive Review Council (TIRC) reviewed the 3MX Partners, LLC Enterprise Zone project on August 18, 2011. It was reported to the TIRC that the project had provided incomplete annual reporting information and so was in a state of non-compliance. Additionally, just prior to the TIRC, it was

reported to the City by the Franklin County Auditor that Enterprise was not the owner of record of the project site, as that following the purchase of the project site in April 2010 (date of conveyance April 21, 2010), Enterprise in turn conveyed the site to the Columbus-Franklin County Finance Authority on May 18, 2010. Being that the execution date of the Agreement was June 3, 2010, the question put forth was (1) is the Agreement valid being that Enterprise was not the owner of the project site at the time of Agreement execution, and (2) would new ownership have an interest in assuming the Agreement should that be a possibility.

The TIRC recommended that a letter be sent to the new ownership entity requesting that a meeting be held within 30 days of receipt of the letter to discuss interest in assuming the Agreement by the new ownership entity; if interested in assumption then full reporting must be made within 30 days of that meeting and that City staff will proceed with the assumption process; if no interest then dissolve the Agreement. A meeting was held within the first 30-day window and the new ownership entity expressed an interest in assumption, if possible. Additionally, full reporting was made within the second 30-day window. However, upon consultation with the office of the Columbus City Attorney, it is the opinion of the City Attorney that the Agreement is not valid and so no assumption is possible. As a matter of record, this legislation seeks to dissolve Agreement.

This legislation is presented as an emergency measure in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2011.

**FISCAL IMPACT:** No funding is required for this legislation.

To dissolve the Enterprise Zone Agreement between the City of Columbus and 3MX Partners, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS,** the Columbus City Council approved the Enterprise Zone Agreement with 3MX Partners, LLC (the "EZA") on May 10, 2010 by Ordinance 0684-2010 and entered into effective June 3, 2010; and

**WHEREAS,** the EZA granted 3MX Partners, LLC a 75%/10-Year abatement on real property investment; and

**WHEREAS,** the EZA committed 3MX Partners to invest \$2,200,000 in real property improvements and create 7 permanent full-time jobs with a commensurate payroll of \$314,900, related to the renovation of a vacant commercial building of approximately 13,000 square feet located at 495 East Main Street; and

**WHEREAS,** the Tax Incentive Review Council (the "TIRC") met on August 18, 2011 and it was reported then that the project had provided incomplete annual reporting information and so was in a state of non-compliance; and

**WHEREAS,** it was also reported to the TIRC that just prior to the TIRC meeting it was reported to the City by the Franklin County Auditor that 3MX Partners, LLC was not the owner of record of the project site, as that following the purchase of the project site in April 2010 (date of conveyance April 21, 2010), 3MX Partners, LLC in turn conveyed the site to the Columbus-Franklin County Finance Authority on May 18, 2010; and

**WHEREAS,** the question was put forth to the TIRC that (1) is the EZA valid being that 3MX Partners, LLC was not the owner of the project site on the date the EZA was executed, and (2) would new ownership have an interest in assuming the EZA should that be a possibility; and

**WHEREAS,** the TIRC recommended that a letter be sent to the new ownership entity requesting that a meeting be held within 30 days of receipt of the letter to discuss interest in assuming the EZA by the new ownership entity; if interested in assumption then full reporting must be made within 30 days of that meeting and that City staff will proceed with the assumption process; if no interest then dissolve the EZA; and

**WHEREAS,** a meeting was held within the first 30-day window and the new ownership entity expressed an interest in assumption, if possible. Additionally, full reporting was made within the second 30-day window; and

**WHEREAS,** that upon consultation with the office of the Columbus City Attorney, it is the opinion of the City Attorney that the EZA is not valid and so no assumption is possible. As a matter of record, this legislation seeks to dissolve the Agreement.

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the EZA can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE**

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

**Section 1.** That Columbus City Council hereby dissolves the 3MX Partners, LLC Enterprise Zone Agreement (Agreement Number 023-10-04) which applies a 75%/10-year tax abatement to parcel number 010-017929 within the City of Columbus Enterprise Zone as of June 3, 2010.

**Section 2.** That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the 3MX Partners, LLC Enterprise Zone Agreement.

**Section 3.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1987-2011

**Drafting Date:** 11/7/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council (Council), by Ordinance 1661-2000, passed July 10, 2000, authorized the City of Columbus (City) to enter into an Community Reinvestment Area (CRA) Agreement (the Agreement) with Schmidt Development LLC (Enterprise) for a tax abatement of fifty percent (50%) for a

period of ten (10) years in consideration of an approximately \$20,000,000 total investment in real property improvements over a five year period beginning August 2000 (the Project), the employment of between 275 to 300 people with the first phase of the project to retain 65 jobs with an associated payroll of approximately \$3,300,000 related to new construction and renovation of approximately 100,000 square feet of commercial space in seven buildings within the South Washington CRA (aka Market Exchange District), CRA No. 049-00960-01, in Columbus, Ohio. No exemption was to commence before tax year 2001 nor extend beyond tax year 2011. The Agreement was made and entered into to be effective September 27, 2000 (Agreement No. 00-001).

This Agreement was subsequently authorized by Council to be amended for the first time to (1) reduce the amount of real property improvement investment from approximately \$20,000,000 over a five year period beginning August 2000 to an investment of approximately \$13,466,000 over that same time frame, (2) change the employment obligation from the employment of between 275 to 300 people with the first phase of the project to retain 65 jobs with an associated payroll of approximately \$3,300,000, to the project retaining approximately 210 jobs and creating approximately 65 new jobs with an annual new job payroll of approximately \$3,300,000, (3) adding that the jobs located in the 515 East Main Street facility may be counted towards satisfying the job requirements of the Agreement, but only to the extent that the number of jobs at 515 East Main Street exceeds what is needed for 100% compliance with the 515 Partners, LLC Enterprise Zone Agreement, and (4) adding that Enterprise shall provide to the City annual information on the jobs, payroll and City income tax withholding of all tenants occupying facilities in the Project, as required by the City for monitoring and compliance, and school district compensation purposes by Ordinance 1789-2006, passed October 16, 2006, entered into and effective December 20, 2006.

The 2011 Columbus Tax Incentive Review Council (TIRC) reviewed the Schmidt Development LLC CRA project on August 18, 2011. At that time the City reported to the TIRC that as of December 31, 2010 the reported Project investment was \$4,400,000 (33% attainment), retained jobs were reported to be 66 (31% attainment), new jobs were reported to be 16 (25% attainment) and new job payroll was reported to be \$872,000 (26% attainment). The TIRC recommended that a letter be sent to Enterprise by certified mail requesting job and payroll reporting from all non-reporting tenants within 30 days of receipt of the letter by Enterprise; if Enterprise cannot show they have reached 75% compliance with new job and new job payroll commitments then amend the Agreement to reduce the abatement to 25% for the final year (report year 2011).

Enterprise received the certified letter on September 6, 2011 and the end of the 30-day window was determined to be October 6, 2011. As of that date, with three additional tenants reporting, the number of new jobs was 23 (35% attainment) and the new job payroll was \$935,854.56 (28% attainment). With Enterprise not meeting the 75% threshold, this legislation seeks to follow the TIRC recommendation and amend the Agreement to reduce the abatement from 50% to 25% for the final year of the term of the Agreement, report year 2011.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the end of 2011 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2011.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to amend the Community Reinvestment Area Agreement with Schmidt Development LLC; and to declare an emergency.



**WHEREAS,** the Columbus City Council approved the Community Reinvestment Area Agreement with Schmidt Development LLC (the CRA Agreement) on July 10, 2000 by Ordinance 1661-2000 and entered into effective September 27, 2000; and

**WHEREAS,** the CRA Agreement grants Schmidt Development LLC a 50%/10-Year abatement on real property investment; and

**WHEREAS,** the CRA Agreement commits Schmidt Development LLC to invest approximately \$20,000,000 in real property improvements, employ between 275 to 300 people with the first phase of the project to retain 65 permanent full-time jobs with an associated payroll of approximately \$3,300,000, related to new construction and renovation of approximately 100,000 square feet of commercial space in seven buildings within the South Washington CRA (aka Market Exchange District); and

**WHEREAS,** the CRA Agreement was authorized by Council to be amended for the first time to reduce the real property investment requirement to \$13,446,000, to change the job requirement to 210 jobs retained and 65 jobs created with a commensurate annual new job payroll of approximately \$3,300,000, to allow the jobs in the building at 515 E. Main Street to count towards satisfying the requirements of the CRA Agreement to the extent that those jobs are in excess of the jobs needed to satisfy the requirements of the 515 Partners, LLC Enterprise Zone Agreement and to clarify that it is the responsibility of Schmidt Development LLC to provide the City of Columbus with annual information on tenant jobs and payroll by Ordinance No. 1789-2006, October 16, 2006, entered into and effective December 20, 2006; and

**WHEREAS,** the Tax Incentive Review Council (the "TIRC") met on August 18, 2011 and it was reported then that as of December 31, 2010 the reported investment was \$4,400,000 (33% attainment), retained jobs were reported to be 66 (31% attainment), new jobs were reported to be 16 (25% attainment) and new job payroll was reported to be \$872,000 (26% attainment); and

**WHEREAS,** the TIRC recommended that a letter be sent to Schmidt Development LLC by certified mail requesting job and payroll reporting from all non-reporting tenants within 30 days of receipt of the letter by Schmidt Development LLC; if Schmidt Development LLC cannot show they have reached 75% compliance with new job and new job payroll commitments then amend the CRA Agreement to reduce the abatement to 25% for the final year (report year 2011); and

**WHEREAS,** Schmidt Development LLC received the certified letter on September 6, 2011 and the end of the 30-day window was determined to be October 6, 2011; and

**WHEREAS,** as of that date, with three additional tenants reporting, the number of new jobs was 23 (35% attainment) and the new job payroll was \$935,854.56 (28% attainment); and

**WHEREAS,** with Schmidt Development LLC not meeting the 75% threshold, this legislation seeks to follow the TIRC recommendation and amend the CRA Agreement to reduce the abatement from 50% to 25% for the final year of the term of the CRA Agreement, report year 2011; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this CRA Agreement in order for this amendment to be legislated prior to the end of 2011 so that this amendment to the CRA Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and

welfare; **NOW, THEREFORE,**

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

**Section 1.** That the Director of the Department of Development is hereby authorized to amend the Schmidt Development LLC Community Reinvestment Area Agreement (CRA Agreement) to amend the percentage term of the abatement of 50% as set forth in the CRA Agreement to 25% for the final year of the term of the CRA Agreement, report year 2011.

**Section 2.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1988-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council (Council), by Ordinance 0126-2005, passed January 31, 2005, authorized the City of Columbus (City) to enter into an Enterprise Zone Agreement (the Agreement) with Simpson Strong-Tie Co. (Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$6,500,000 investment in real property improvements, a \$2,150,000 investment in personal property, the retention of 166 permanent full-time jobs, and the creation of 6 permanent full-time jobs by related to the construction of an approximately 135,000 square foot addition to their facility on parcel number 560-212875 at 2600 International Street in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective May 20, 2005 (EZA# 023-05-03). This Agreement was subsequently authorized by Council to be amended for the first time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the Agreement by Ordinance 0614-2009, passed May 11, 2009.

The 2010 Columbus Tax Incentive Review Council (TIRC) reviewed the Simpson Strong-Tie Co. Enterprise Zone project on August 19, 2010, and recommended that the Agreement be continued and that City send Enterprise a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend Agreement if need be to reflect revised job numbers. Both City and Enterprise have been compliant with the requests of the TIRC. The 2011 TIRC reviewed the project on August 18, 2011 and recommended that the Agreement be continued based on the pending status of legislation. This legislation seeks to authorize amendment of the Agreement to amend the job creation and job retention requirements as set forth in the Agreement, removing specific requirements for the creation and retention of jobs and replacing that with achieving and maintaining an overall job level of 122 jobs with a commensurate overall payroll of \$5,080,000. It is anticipated that the company will be able to maintain good compliance in future years with the revised overall job level requirement. The terms of the property tax abatement are not modified by this amendment and it is expected to run through 2015.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the end of 2011 so that this amendment to the Agreement can be reported to the necessary local and state agencies

prior to the end of calendar year 2011.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Simpson Strong-Tie Co.; and to declare an emergency.

**WHEREAS,** the Columbus City Council approved the Enterprise Zone Agreement with Simpson Strong-Tie Co. (the "EZA") on January 31, 2005 by Ordinance 0126-2005 and entered into effective May 20, 2005; and

**WHEREAS,** the EZA grants Enterprise a 75%/10-Year abatement on real and personal property investment; and

**WHEREAS,** the EZA commits Simpson Strong-Tie Co. to invest \$6,500,000 in real property improvements, \$2,150,000 in personal property, retain 166 permanent full-time jobs, and create 6 permanent full-time jobs related to the expansion of their new facility at 2600 International Street; and

**WHEREAS,** the EZA was authorized by Council to be amended for the first time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the EZA by Ordinance 0614-2009, passed May 11, 2009; and

**WHEREAS,** the Tax Incentive Review Council (the "TIRC") met on August 19, 2010 and it was reported then that the project had met the real property investment goals of the EZA but that the goals for job retention and creation had fallen short, with 112 jobs reported as retained and no jobs reported as created as of December 31, 2009, compared to the job retention and creation goals of 166 and 6, respectively; and

**WHEREAS,** the TIRC recommended that the EZA be continued and that City of Columbus send Simpson Strong-Tie Co. a job creation warning letter and request a meeting with Simpson Strong-Tie Co. to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend the EZA if need be to reflect revised job numbers; and

**WHEREAS,** the 2011 TIRC met on August 18, 2011 and recommended that the EZA be continued based on the pending status of legislation; and

**WHEREAS,** as the City and Simpson Strong-Tie Co. have been compliant with the recommendations of the TIRC, the City desires to amend the job creation and retention requirements of the EZA; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this amendment to be legislated prior to the end of 2011 so that this amendment to the EZA can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That the Director of the Department of Development is hereby authorized to amend the Simpson Strong-Tie Co. Enterprise Zone Agreement (EZA) to amend the job creation and job retention requirements as set forth in the EZA, removing the specific requirement for the creation and retention of jobs and replacing that with achieving and maintaining an overall job level of 122 jobs with a commensurate overall payroll of \$5,080,000.

**Section 2.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1989-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council (Council), by Ordinance 0639-2008, passed July 7, 2008, authorized the City of Columbus (City) to enter into an Enterprise Zone Agreement (the Agreement) with American Signature, Inc. & JAL Realty Co. (together, Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$2,600,000 investment in real property improvements, a \$7,130,000 investment in personal property, and the retention of 178 permanent full-time jobs with an associated payroll of \$7,400,000 related to the renovation of a distribution center facility on parcel number 530-156597 at 3080 Alum Creek Drive in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective September 17, 2008 (EZA# 023-08-03). This Agreement was subsequently authorized by Council to be amended for the first time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the Agreement by Ordinance 0614-2009, passed May 11, 2009.

The 2010 Columbus Tax Incentive Review Council (TIRC) reviewed the American Signature, Inc. and JAL Realty Co. Enterprise Zone project on August 19, 2010, and recommended that the Agreement be continued and that City send Enterprise a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend Agreement if need be to reflect revised job numbers. Both City and Enterprise have been compliant with the requests of the TIRC. The 2011 TIRC reviewed the project on August 18, 2011 and recommended that the Agreement be continued based on the pending status of legislation. This legislation seeks to authorize amendment of the Agreement to amend the job retention requirements as set forth in the Agreement to maintain a retained job level of 126 jobs with a commensurate retained payroll of \$5,400,000. It is anticipated that the Enterprise will be able to maintain good compliance in future years with the revised retained job level requirement. The terms of the tax abatement are not modified by this amendment and it is expected to run through 2021.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the end of 2011 so that this amendment to the Agreement can be reported to the necessary local and state agencies

prior to the end of calendar year 2011.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with American Signature, Inc. & JAL Realty Co.; and to declare an emergency.

**WHEREAS,** the Columbus City Council approved the Enterprise Zone Agreement with American Signature, Inc. & JAL Realty Co. (the "EZA") on July 7, 2008 by Ordinance 0639-2008 and entered into effective September 17, 2008; and

**WHEREAS,** the EZA grants American Signature, Inc. & JAL Realty Co. a 75%/10-Year abatement on real and personal property investment; and

**WHEREAS,** the EZA commits American Signature, Inc. & JAL Realty Co. to invest \$2,600,000 in real property improvements, \$7,130,000 in personal property, and retain 178 permanent full-time jobs, related to the renovation of an existing distribution center facility at 3080 Alum Creek Drive; and

**WHEREAS,** the EZA was authorized by Council to be amended for the first time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the EZA by Ordinance 0614-2009, passed May 11, 2009.

**WHEREAS,** the Tax Incentive Review Council (the "TIRC") met on August 19, 2010 and it was reported then that the project had met the real property investment goals of the EZA but that the goal for job retention had fallen short, with 116 jobs reported as retained as of December 31, 2009, compared to the job retention goal of 178; and

**WHEREAS,** the TIRC recommended that the EZA be continued and that City of Columbus (City) send American Signature, Inc. & JAL Realty Co. (Enterprise) a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend the EZA if need be to reflect revised job numbers; and

**WHEREAS,** the 2011 TIRC met on August 18, 2011 and recommended that the EZA be continued based on the pending status of legislation; and

**WHEREAS,** as the City and Enterprise have been compliant with the recommendations of the TIRC, the City desires to amend the job creation and retention requirements of the EZA; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this amendment to be legislated prior to the end of 2011 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and welfare;  
**NOW, THEREFORE,**

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

**Section 1.** That the Director of the Department of Development is hereby authorized to amend the American Signature, Inc. & JAL Realty Co. Enterprise Zone Agreement (EZA) to amend the job retention requirement as set forth in the EZA to the retention of 126 jobs with a commensurate overall payroll of \$5,400,000.

**Section 2.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1990-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The 2011 Columbus Tax Incentive Review Council (TIRC) reviewed the WB Sports of Columbus, LLC Enterprise Zone project on August 18, 2011, and recommended that the City dissolve the Enterprise Zone Agreement (EZA #023-09-02, hereinafter "Agreement") between the City and WB Sports of Columbus, LLC (hereinafter "Enterprise"). The City concurs with the recommendation of the TIRC.

Columbus City Council approved the Agreement by Ordinance 0872-2009, adopted July 6, 2009. The Agreement was entered into effective September 15, 2009 and granted a 75%/10-Year abatement on real property improvements with a commitment of \$2,800,000 in real property investment and the creation of 33 new permanent full-time jobs within three years following the execution of the agreement with a payroll of \$5,600,000 related to the construction of a new medical office facility of approximately 15,000 square feet on parcel number 610-213822 located at 8068 North High Street within the Columbus North Enterprise Zone (Zone #393 - Note: The Ohio Department of Development miscoded the zone number as "023" (City of Columbus Enterprise Zone) instead of "393"). The project was expected to begin September 2009 and all real property improvements were expected to be completed by December 31, 2010. Twelve (12) of the new full-time jobs were to be created by the end of 2011 and, twenty-one (21) more by year end 2012, for a total of thirty-three (33). No real property tax exemption was to commence after 2011 nor extend beyond 2020.

As of the TIRC review on August 18, 2011, the City reported that the real estate improvement investment time frame as set forth in the Agreement expired at the end of 2010, that no such investment has been undertaken, nor does Enterprise have any immediate plan to do so. Additionally, it was reported to the TIRC that as of the date of the TIRC, Enterprise was tax delinquent on their real property taxes in the amount of \$89,069.48. No further reporting or communication was received from Enterprise prior to the TIRC. The TIRC found Enterprise to be out of compliance and tax delinquent.

The TIRC recommended that the Agreement be dissolved.

As application has not been made through the submittal of the Form DTE-24, Enterprise has derived no benefit from the abatement and thus there is no repayment of exempted or credited taxes from prior years to be sought by the City.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

**FISCAL IMPACT:** No funding is required for this legislation.

To dissolve the Enterprise Zone Agreement between the City of Columbus and WB Sports of Columbus, LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS**, Columbus City Council approved an Enterprise Zone Agreement ("EZA") with WB Sports of Columbus, LLC ("Enterprise") by Ordinance 0872-2009 on July 6, 2009; and

**WHEREAS**, the EZA grants Enterprise a 75%/10-Year abatement on real property improvements; and

**WHEREAS**, the EZA requires Enterprise to invest \$2,800,000 in real property improvements, and create 33 new full-time jobs with an annual payroll of \$5,600,000 related to the construction of an approximately 15,000 square foot medical office facility at 8068 North High Street (parcel number 610-213822); and

**WHEREAS**, as per the review by the 2011 Columbus Tax Incentive Review Council (TIRC) on August 18, 2011, it was reported that the real estate improvement time frame as set forth in the Agreement had expired as of December 31, 2010 and that Enterprise had not undertaken and completed the agreed upon investment; and

**WHEREAS**, it was reported to the TIRC that Enterprise has no immediate plans to undertake this agreed upon real estate improvement investment; and

**WHEREAS**, it was also reported to the TIRC that as of the date of the TIRC, Enterprise was tax delinquent on their real property taxes in the amount of \$89,069.48; and

**WHEREAS**, the TIRC found Enterprise to be tax delinquent and in a state of non-compliance in that Enterprise had missed the real estate investment deadline as set forth in the EZA with no immediate plans to fulfill that commitment; and

**WHEREAS**, the TIRC recommended that the EZA be dissolved; and

**WHEREAS**, the City concurs with the TIRC recommendation and desires to dissolve the EZA effective December 31, 2010; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the EZA can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE**,

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

**Section 1.** That Columbus City Council hereby dissolves the WB Sports of Columbus, LLC Enterprise Zone Agreement as of December 31, 2010, with 2010 as the final tax year for any tax exemption.

**Section 2.** That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the WB Sports of Columbus LLC Enterprise Zone Agreement.

**Section 3.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1991-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The 2011 Columbus Tax Incentive Review Council (TIRC) reviewed the Amamata LLC Enterprise Zone project on August 18, 2011, and recommended that the City dissolve the Enterprise Zone Agreement (EZA #023-02-08, hereinafter "Agreement") between the City and Amamata LLC (hereinafter "Enterprise"). The City concurs with the recommendation of the TIRC.

Columbus City Council approved the Agreement by Ordinance 0338-2010, adopted March 8, 2010. The Agreement was entered into effective May 11, 2010 and granted a 75%/10-Year abatement on real property improvements with a commitment of \$1,500,000 in real property investment and the creation of 40 new permanent full-time jobs within three years following the execution of the agreement with a payroll of \$1,400,000 related to the renovation of an approximately 50,000 square foot facility on parcel number 520-121657 located at 6400 East Broad Street within the City of Columbus Enterprise Zone (Zone #023). The project was expected to begin February 2010 and all real property improvements were expected to be completed by December 31, 2010. Two (2) of the new full-time jobs were to be created by the end of the first year the Agreement was in effect (year end 2011), eighteen (18) more by year end 2012, and twenty (20) more by year end 2013. No real property tax exemption was to commence after 2012 nor extend beyond 2021.

As of the TIRC review on August 18, 2011, the City reported that Enterprise had not submitted their annual report for Report Year 2010. Enterprise missed the March 31, 2011 reporting deadline. Enterprise had indicated difficulty in finalizing project financing following execution of the Agreement. Enterprise has missed the real property investment window (December 31, 2010) and no work has commenced on project and project cannot continue without the Agreement being amended. Enterprise has not provided the City with a formal request to amend or dissolve the Agreement despite repeated requests from the City. A certified letter was sent to Enterprise dated June 16, 2011 giving 30 day notice to report or the Agreement would be dissolved. This letter was received by Enterprise on or about June 22, 2011. No further reporting or communication was received from Enterprise prior to the TIRC. The TIRC found Enterprise to be out of compliance.

The TIRC recommended that the Agreement be dissolved.



As application has not been made through the submittal of the Form DTE-24, Enterprise has derived no benefit from the abatement and thus there is no repayment of exempted or credited taxes from prior years to be sought by the City.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

**FISCAL IMPACT:** No funding is required for this legislation.

To dissolve the Enterprise Zone Agreement between the City of Columbus and Amamata LLC; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS,** Columbus City Council approved an Enterprise Zone Agreement ("EZA") with Amamata ("Enterprise") by Ordinance No. 0338-2010 on March 8, 2010; and

**WHEREAS,** the EZA grants Enterprise a 75%/10-Year abatement on real property improvements; and

**WHEREAS,** the EZA requires Enterprise to invest \$1,500,000 in real property improvements, and create 40 new full-time jobs with an annual payroll of \$1,400,000 related to the renovation of an approximately 50,000 square foot facility at 6400 East Broad Street (parcel number 520-121657); and

**WHEREAS,** as per the review by the 2011 Columbus Tax Incentive Review Council (TIRC) on August 18, 2011, it was reported that Enterprise had not submitted the annual report for Report Year 2010; and

**WHEREAS,** it was reported to the TIRC that Enterprise has experienced difficulty in obtaining financing for the project and had missed the real property investment window and as such, no work has commenced on the project; and

**WHEREAS,** the project cannot continue without the EZA being amended and repeated attempts by the City to obtain communication from Enterprise prior to the TIRC to request the amending or dissolution of the Agreement proved unsuccessful; and

**WHEREAS,** the TIRC found Enterprise to be in a state of non-compliance in that Enterprise had missed the reporting deadline and had been unresponsive in follow-up requests for reporting and further information; and

**WHEREAS,** the TIRC recommended that the EZA be dissolved; and

**WHEREAS,** the City concurs with the TIRC recommendation and desires to dissolve the EZA effective December 31, 2010; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the EZA can be reported to the necessary local and state agencies prior to

the end of calendar year 2011, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That Columbus City Council hereby dissolves the Amamata LLC Enterprise Zone Agreement as of December 31, 2010, with 2010 as the final tax year for any tax exemption.

**Section 2.** That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the Amamata LLC Enterprise Zone Agreement.

**Section 3.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1992-2011

**Drafting Date:** 11/7/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council (Council), by Ordinance 1372-2002, passed September 23, 2002, authorized the City of Columbus (City) to enter into an Enterprise Zone Agreement (the Agreement) with Columbus PaperBox (Enterprise) for a tax abatement of seventy-five percent (75%) for a period of ten (10) years in consideration of a \$3,000,000 investment in real property improvements, an investment of up to \$1,400,000 in personal property in the form of machinery and equipment and furniture and fixtures, and the relocation and retention of 30 full-time permanent jobs related to the construction of an approximately 50,000 square foot facility at 595 Van Buren Drive, parcel number 010-263052, in the West Edge Business Park, Columbus, Ohio and within the City of Columbus Enterprise Zone (Zone #023). The Agreement was made and entered into to be effective October 30, 2002 (EZA #023-02-05).

The Agreement was subsequently authorized by Council to be amended for the first time to eliminate part-time job language in the Agreement by Ordinance 1652-2007, passed November 12, 2007; and that this Agreement was subsequently authorized by Council to be amended for the second time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the Agreement by Ordinance 0614-2009, passed May 11, 2009.

As per a Retention and Expansion visit conducted by City staff in April 2011, Enterprise indicated that the business was being dissolved due to poor economic conditions. According to Columbus PaperBox President Mr. William B. Reiber in a letter dated July 7, 2011, that effective April 15, 2011, Columbus PaperBox sold the folding carton portion of the operation. Unwanted machinery was to be liquidated and the building was to be sold and vacated. As such, the entity known as Columbus PaperBox and the project as described in the Agreement no longer exist and the Department of Development recommends that the Agreement be dissolved.

This legislation is presented as an emergency measure in order for this dissolution to be legislated prior to the end of 2011 so that this dissolution of the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2011.

**FISCAL IMPACT:** No funding is required for this legislation.

To dissolve the Enterprise Zone Agreement with Columbus PaperBox; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS**, the Columbus City Council (Council) approved the Enterprise Zone Agreement with Columbus PaperBox (the "EZA") on September 23, 2002 by Ordinance 1372-2002 and entered into effective October 30, 2002; and

**WHEREAS**, the EZA granted Columbus PaperBox a 75%/10-Year abatement on real property improvements and personal property investment; and

**WHEREAS**, the EZA committed Columbus PaperBox to an investment of \$3,000,000 in real property improvements, up to \$1,400,000 in personal property investment and the retention and relocation of 30 permanent full-time jobs related to the construction of an approximately 50,000 square foot facility at West Edge Business Park, Harmon Avenue, in Columbus, Ohio and within the City of Columbus Enterprise Zone; and

**WHEREAS**, the EZA was subsequently authorized by Council to be amended for the first time by Ordinance 1652-2007, passed November 12, 2007, on recommendation of the 2007 Tax Incentive Review Council to eliminate the part-time jobs in the EZA; and

**WHEREAS**, the EZA was subsequently authorized by Council to be amended for the second time by Ordinance 0614-2009, passed May 11, 2009, to eliminate any and all language from the EZA that pertained to personal property investment; and

**WHEREAS**, Columbus PaperBox indicated in April 2011 that the business would be dissolved due to poor economic conditions; and

**WHEREAS**, unwanted machinery was to be liquidated and the building was to be sold and vacated; and

**WHEREAS**, the Department of Development recommends the EZA be dissolved as the entity known as Columbus PaperBox and the project as described in the EZA has ceased to exist; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this dissolution to be legislated prior to the end of 2011 so that the dissolution of the EZA can be reported to the necessary local and state agencies prior to the end of calendar year 2011, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE**,

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

**Section 1.** That Columbus City Council hereby dissolves the Columbus PaperBox Enterprise Zone Agreement (Agreement Number 023-02-05) which applies a 75%/10-year real property tax abatement to parcel number 010-263052 within the City of Columbus Enterprise Zone as of December 31, 2010, with 2010 being the final reporting year and the final year for the tax exemptions.

**Section 2.** That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the Columbus PaperBox Enterprise Zone Agreement.

**Section 3.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1993-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** The City of Columbus entered into a Job Creation Tax Credit Agreement and a Jobs Growth Incentive Agreement (hereinafter "Agreements") with Nexergy, Inc. effective November 14, 2008. Columbus City Council approved the Agreements by Ordinance 0838-2008, adopted June 9, 2008. The Job Creation Tax Credit Agreement granted a non-refundable tax credit allowed against the tax imposed under Article 9, Chapter 361 of the Columbus City Codes (the "City Tax Credit") of sixty-five percent (65%) of the new income tax revenue received by the City for a taxable year from New Employees, as that term was defined in Section 4 of the Agreements, commencing January 1, 2009 and for six (6) consecutive years. The Jobs Growth Incentive Agreement granted a cash incentive equal to an amount of twenty percent (20%) of the City of Columbus income tax withheld on the new payroll of employees for three (3) consecutive years based on an investment of \$2.3 million in lease-hold improvements, including machinery and equipment, within the geographical boundaries of the City, the retention of 135 employees, and the creation of 75 (only those jobs paying over \$12.00 an hour qualified for the incentive) new permanent full-time positions.

On October 28, 2010 International Components Corporation (ICC) and Nexergy, Inc. announced the merger of the two companies. On March 23, 2011, a letter was received from Nexergy, Inc's Chief Financial Officer indicating the intent to close the Columbus facility by the end of 2011 and relocate to Chicago. As a result of the merger and the relocation to Chicago, Nexergy is not eligible for the Job Creation Tax Credit and the Jobs Growth Incentive. This legislation is to dissolve the Agreements between the City of Columbus and Nexergy, Inc.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of the Department of Development to dissolve the Job Creation Tax Credit and Jobs Growth Incentive Agreements between the City of Columbus and Nexergy, Inc.; to direct the Director of the

Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS,** Columbus City Council approved a Job Creation Tax Credit and a Jobs Growth Incentive Agreement ("Agreements") with Nexergy, Inc. by Ordinance No. 0838-2010 on June 9, 2008; and

**WHEREAS,** the Job Creation Tax granted a non-refundable tax credit allowed against the tax imposed under Article 9, Chapter 361 of the Columbus City Codes (the "City Tax Credit") of sixty-five percent (65%) of the new income tax revenue received by the City for a taxable year from New Employees commencing January 1, 2009 and for six (6) consecutive years, and

**WHEREAS,** the Jobs Growth Incentive granted a cash incentive payment equal to twenty percent (20%) of local income tax withholding of new full time permanent employees for a term of three (3) consecutive years; and

**WHEREAS,** the Agreements requires Nexergy, Inc. to make an investment of \$2.3 million to expand its corporate headquarters within the geographical boundaries of the City, retain 135 employees, and create 75 new permanent full-time jobs (only those jobs paying \$12.00 per hour qualified for the incentives); and

**WHEREAS,** on October 28, 2010 International Components Corporation and Nexergy, Inc. announced the merger of the two companies; and

**WHEREAS,** a letter was received on March 23, 2011 from Nexergy Inc's Chief Financial Officer stating the plans to close the Columbus facility by the end of 2011 and relocate to Chicago; and

**WHEREAS,** the company has not received the benefits of the Job Creation Tax Credit or the Jobs Growth Incentive; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to take action on the agreements in order for the agreements to be dissolved, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That Columbus City Council hereby dissolves the Nexergy, Inc. Job Creation Tax Credit and Jobs Growth Incentive Agreements effective January 1, 2011.

**Section 2.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** Columbus City Council, by Ordinance 1209-2008, passed July 14, 2008, authorized the City to enter into a Jobs Growth Incentive Agreement (the Agreement) with JD Equipment, Inc. (Enterprise) for twenty-five percent (25%) for a period of five (5) years in consideration of a \$3.8 million investment to purchase, renovate and equip a facility and for the relocation and retention of 17 full-time permanent jobs and the creation of 23 full-time permanent jobs related to property at 2745 Business Park Drive within the City of Columbus. The Agreement was made and entered into to be effective October 20, 2008.

As per the most recent reporting period ending December 31, 2010, Enterprise had not yet begun construction and no new jobs had been created. Enterprise has related through written communication with the City that market conditions have resulted in the inability to initiate construction and begin new employment at this facility as per the Agreement and at that this time Enterprise has no immediate plans to do so. As the Agreement is now out of compliance both the City and Enterprise have agreed to dissolve the Agreement.

This legislation is presented as an emergency measure.

**FISCAL IMPACT:** No funding is required for this legislation.

To authorize the Director of Development to dissolve the Jobs Growth Incentive Agreement with JD Equipment, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

**WHEREAS,** the Columbus City Council approved the Jobs Growth Incentive Agreement with JD Equipment, Inc. (Agreement) on July 14, 2008 by Ordinance No. 1209-08 and entered into effective October 20, 2008; and

**WHEREAS,** the Agreement grants JD Equipment, Inc. a 25%/5-Year Jobs Growth Incentive; and

**WHEREAS,** the Agreement requires JD Equipment, Inc. to invest \$3.8 million in real property, improvements, machinery and equipment and to relocate and retain 17 full-time permanent jobs and create 23 new full-time permanent jobs at an expanded facility at 2745 Business Park Drive; and

**WHEREAS,** an analysis of the Report Year 2010 Annual Report submitted to the City by Enterprise during the most recent reporting cycle indicated that the project had not yet begun in that property acquisition and improvements had not been started and completed within the parameters of the Jobs Growth Incentive Agreement and no new jobs had been created; and

**WHEREAS,** JD Equipment, Inc., by written communication, has reported that the company never pursued the option of moving the business to Columbus due to changes in the economic conditions; and

**WHEREAS,** the project is now out of compliance with the Agreement and as the City and Enterprise have discussed the situation, Enterprise has indicated that due to market conditions it has no immediate plans to bring the project into compliance and both the City and Enterprise desire to dissolve the Agreement; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this amendment to be dissolved, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE**,

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

**Section 1.** That Columbus City Council hereby dissolves the JD Equipment, Inc. Jobs Growth Incentive Agreement as of December 31, 2010, with 2010 being the final reporting year.

**Section 2.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

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**Legislation Number:** 1997-2011

**Drafting Date:** 11/7/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**BACKGROUND:** This legislation authorizes the City Clerk to report to the Auditor of Franklin County in Ohio all charges which are due to the City of Columbus, Department of Development, and are certified for payment to said County Auditor in conformance with Sections 701.07 through 701.19 of the Columbus City Code for weed and solid waste removal. In the assessment period covered by this legislation (May 1st through October 31st, 2011), owners of 2033 properties within Columbus were notified to abate weed and solid waste nuisances. Those properties where violations were not abated were turned over to the Environmental Nuisance Weed and Solid Waste Program for compliance. Abatement was completed using the services of private and/or City contractors. This legislation provides for assessment of the costs associated with the weed and solid waste abatement process.

Emergency action is required so that assessments can be placed on the January 2012 tax duplicate as a future lien.

**FISCAL IMPACT:** No funding is required for this legislation. This legislation provides a mechanism for recovery of costs associated with the weed and solid waste abatement program.

To authorize assessments for weed and solid waste removal on properties in violation of weed and solid waste regulations as set forth in the Columbus City Code; and to declare an emergency.

**Whereas**, the owners of certain vacant lots and structures in the City of Columbus have allowed the growth of

noxious weeds, grasses and/or the accumulation of solid waste on their properties; and

**Whereas**, said owners have been duly notified of the requirements of the law in such circumstances; and

**Whereas**, said owners have failed to provide mowing services and solid waste removal as set forth in Section 701.07 through Section 701.19 of the Columbus City Code; and

**Whereas**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize assessments for weed and solid waste removal on properties in violation of weed and solid waste regulations as set forth in the Columbus City Code so that assessments can be placed on the January 2012 tax duplicate as a future lien, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE**,

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

**Section 1.** That the assessment of the owners of certain lots and structures in the City of Columbus who have failed to provide the necessary mowing and solid waste removal services required by Sections 701.07 through 701.19 of the Columbus City Code, be and is hereby authorized in order to cover costs incurred by the City of Columbus, Department of Development, Code Enforcement Division, in carrying out the provisions of said sections.

**Section 2.** That the City Clerk shall report to the Franklin County Auditor all charges which are due to the City of Columbus, Department of Development, Code Enforcement Division, and are certified for payment to the County Auditor in conformance with Sections 701.07 through 701.19 of the Columbus City Code.

**Section 3.** That said funds, upon reimbursement from the Franklin County Auditor, shall be deposited in the General Fund, Fund No. 010 and the Community Block Grant Fund, Fund 248, to repay the costs incurred for weed mowing and solid waste abatement services.

**Section 4.** That for the reasons stated in the preamble thereto, 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:** 2019-2011

**Drafting Date:** 11/8/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**AN11-012**

**BACKGROUND:** This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Hamilton Township. This



ordinance is required by the Ohio Revised Code (ORC) as enacted by the General Assembly of the State of Ohio. An annexation petition has been filed with Franklin County for this property. A service ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information regarding municipal services that would be available, should the subject site be annexed, has been compiled and is reflected in this ordinance. Should the petition be approved by the County Commissioners, a second City ordinance accepting the annexation will be required to complete the process. The time frames specified in the ORC require that this legislation be filed as emergency.

**FISCAL IMPACT:** The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. While provision of the stated services does represent cost to the city, current and anticipated uses of this property would result in significant revenue for Columbus.

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN11-012) of 208.316± Acres in Hamilton Township to the city of Columbus as required by the Ohio Revised Code; and to declare an emergency.

**WHEREAS**, a petition for the annexation of certain territory in Hamilton Township was duly filed on behalf of Scioto Downs Inc. et al on November 4, 2011; and

**WHEREAS**, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on December, 6, 2011; and

**WHEREAS**, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

**WHEREAS**, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

**WHEREAS**, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the South Central Accord planning area; and

**WHEREAS**, upon annexation, properties will have uniform access to City services as they become available; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

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

**Section 1.** That the City of Columbus will provide the following municipal services for 208.316 ± acres in Hamilton Township upon the annexation of said area to the city of Columbus:

**Public Safety:** The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

**Sanitation:** Residential refuse collection services will be available upon annexation of the property.

**Transportation:** Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

**Water:** The proposed annexation site will receive additional water service from the Columbus Division of Power and Water via an existing 12" water main located within the right-of-way of US 23.

**Sewer:**

Sanitary Sewer: The site is currently served by an existing on-site 8-inch private sewer which connects to the Columbus system at a point approximately 225' east of the property's southeast corner.

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

**Section 2.** If this 208.316 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Hamilton Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Hamilton Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

**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:** 2037-2011

**Drafting Date:** 11/10/2011

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

This ordinance is necessary to comply with Ohio Administrative Rule 742-7-14, Recognition of Pick-Up of Contributions, (adopted by the Ohio Police and Fire Pension Fund Board of Trustees) to aid in the proper recognition of employer "pick-up" (or pre-tax) contributions.

To comply with Ohio Administrative Rule 742-7-14, Recognition of Pick-up of Contributions, for uniformed Division of Fire employees; and to declare an emergency.

WHEREAS, the eligible employees of the Department of Public Safety, Division of Fire participate in the Ohio Police and Fire Pension Fund ("OP&F"); and

WHEREAS, the Columbus Council has previously adopted a pick-up of the ten percent (10%) mandatory contributions required under Section 742.31 of the Ohio Revised Code for participating employees of the Department of Public Safety, Division of Fire, who are members of the OP&F; and

WHEREAS, OP&F has procedures for reporting picked up contributions in order to properly prepare 1099-R forms for its members; and

WHEREAS, the Columbus Council wishes to reaffirm and amend and restate its prior ordinance in order to continue the pick-up under the OP&F procedures; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to comply with Ohio Administrative Rule 742-7-14, Recognition of Pick-up of Contributions, (adopted by the Ohio Police and Fire Pension Fund Board of Trustees) to aid in the proper recognition of employer "pick-up" (or pre-tax) contributions and to avoid imposition of penalty and interest as outlined in Ohio Administrative Rule 742-7-14 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 effective upon passage of this ordinance, the Columbus City Council has determined to continue to pick-up, on a Salary Reduction Basis, a portion of the ten percent (10%) mandatory contributions by the employees who are members of the Ohio Police and Fire Pension Fund. That said remaining contributions shall be picked up, on a Fringe Benefit Basis, and , even though designated as employee contributions for state law purposes, are being paid by the City of Columbus, in lieu of said contributions by the employee.

	Salary Reduction	<u>Pick Up%</u> Fringe Benefit	<u>Total</u>
	(1) "Designated"	(2) "Actual"	
Fire Fighters (all except Chief & Assistant Chief)			
Current	3.5	6.5	10.0
Effective pay period begin 12/25/2011	5.5	4.5	10.0
Effective pay period begin 12/23/2012	7.5	2.5	10.0
Effective pay period begin 12/22/2013	9.0	1.0	10.0
Effective pay period begin 09/28/2014	10.0	0.0	10.0
Fire Chief and Assistant Chief			
Current	1.0	9.0	10.0

(1) Employee bears cost.

(2) Employer bears cost.

SECTION 2. That said picked up contributions will not be included in the gross income of the employees for federal and state tax reporting purposes, that is, for federal or state income tax withholding taxes, until distributed from the Ohio Police and Fire Pension Fund.

SECTION 3. That said picked up contributions will be included in the gross income of the employees, for employment tax purposes where applicable, as the contributions are made to the Ohio Police and Fire Pension Fund.

SECTION 4. That said employees shall not be entitled to any option of choosing to receive the contributed amounts directly instead of having them paid by the City of Columbus to the Ohio Police and Fire Pension Fund.

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:** 2049-2011

**Drafting Date:** 11/10/2011

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:** This ordinance appropriates, transfers and authorizes the expenditure of \$20,136.00 within the General Permanent Improvement Fund to provide for Columbus City Council's acquisition of various technology components for of the office's *eCouncil* initiative. Items purchased by way of this ordinance will not only allow Council to significantly reduce the costs and dependence on resources associated with production of printed materials associated with the legislative process. This initiative will also improve office efficiency and maximize taxpayer dollars by paying for itself within 1 ½ years.

Tablets: \$ 15,650.00 (SHI via informal bid)  
Covers: \$ 800.00 (SHI via informal bid)  
Warranty: \$ 1,400.00 (SHI via informal bid)  
Software: \$ 2,286.00  
TOTAL: \$ 20,136.00

**BID INFORMATION/CONTRACT COMPLIANCE:** Quotes for the tablet computers, tablet warranty and tablet cases were solicited (Solicitation #SO038294) for a week with a close date of September 12, 2011. Of the ten quotes submitted, the lowest/most responsive bid was Software House International (SHI).

Adobe software is being purchased from an existing universal term contract with Software House International (SHI).

**EMERGENCY ACTION** is requested to expedite implementation and to more quickly improve office procedures and realize cost savings.

**FISCAL IMPACT:** Funds for this expenditure are available within the unallocated balance of the General Permanent Improvement Fund. An appropriation and transfer of said funds are necessary, as is an amendment to the 2011 Capital Improvement Budget.

To authorize and direct the City Auditor to appropriate, transfer and expend \$20,136.00 within the General Permanent Improvement Fund, to authorize the Director of the Department of Finance and Management to establish purchase orders with Software House International (SHI) to provide funding for various technology components related to Council's eCouncil initiative, to amend the 2011 Capital Improvement Budget, to authorize the total expenditure of \$20,136.00 from the General Permanent Improvement Fund, and to declare an emergency (\$20,136.00).

**WHEREAS**, the Columbus City Council, through the Department of Technology, intends to acquire iPads and minimal needed software to begin implementation of Council's eCouncil initiative; and

**WHEREAS**, doing so will allow greater portability of produced reports and significantly reduce Council's reliance on printed materials, and staff time and equipment needed to produce said legislation-related materials and reports; and

**WHEREAS**, extensive research has been conducted that confirms the effectiveness and cost saving opportunities of such technology items; and

**WHEREAS**, it is expected that use of the items purchased by way of this ordinance will allow the Council/Clerk's Office to recover costs associated with purchase within 1 ½ years, and the immediately begin improving office procedure efficiencies; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to effect the transfer of funds within the general permanent improvement fund for purchase of said technology items 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 2011 Capital Improvement Budget ordinance 0266-2011 is hereby amended as follows:

From:  
Fund 748

Project Name	Project No.	Current Authority	Revised Authority	Change
Unallocated Balance	748999-100000	\$287,109	\$266,973.00	\$20,136.00

To:  
Fund 748

Project Name	Project No.	Current Authority	Revised Authority	Change
E-Gov Init. - Paperless City Council	470050-100002	\$0	\$20,136.00	\$20,136.00

**SECTION 2:** That from the unappropriated balance of the General Permanent Improvement Fund, fund number 748, the amount of \$20,136.00 is hereby appropriated to department 45-01, project number 748999-100000, oca 643114, object level 1 - 06, object level 3 - 6600.

**SECTION 3:** That the City Auditor is hereby authorized and directed to transfer \$20,136.00 within the General Permanent Improvement Fund, fund number 748, from project number 748999-100000, oca 643114, object level 1 - 06, object level 3 - 6600 to project number 470050-100002, oca 748050, object level 1 - 06, object level 3 - 6649.

**SECTION 4:** That the Director of Finance and Management be and is hereby authorized and directed to issue a purchase order for \$17,850 to Software House International (SHI) to provide funding for various technology components related to Council's eCouncil initiative as per the conditions of Solicitation #SO038294 bid by the Purchasing Office for the period of one week with a close date of September 12, 2011.

That the Director of Finance and Management be further authorized to establish a direct purchase order with Software House International (SHI) for \$2,286.00 for the purchase of Adobe Acrobat software for the Council/Clerk's Office, in accordance with the terms and conditions of the universal term contract (FL004721).

**SECTION 5:** That the total expenditure of \$20,136.00, or so much thereof as many be necessary in regard to the action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Division: 20-01  
Fund: 748  
Project Number: 470050-100002  
OCA Code: 748050  
Object Level One: 06  
Object Level 3: 6649  
Amount: \$20,136.00

**SECTION 6:** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure, and shall take effect and be in force from and after

its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

# City RFPs, RFQs, and Bids



THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

**CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:**  
<http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations&cboType=B>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

**EQUAL OPPORTUNITY CLAUSE:** Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

**WITHHOLDING OF INCOME TAX:** All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.35 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

**LOCAL CREDIT:** For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - November 28, 2011 4:00 pm

SA004165 - HIV Prevention Services

BID NOTICES - PAGE # 1

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish community-based contracts for the support of two (2) Counseling, Testing and Referral (CTR) Site Capacity Building programs in Franklin County to provide CDC Counseling Testing and Referral Services (CTRS) under the supervision and support of Columbus Public Health for the one (1) year period January 1, 2012 through December 31, 2012.

1.2 Classification: \*\*\*\*\* (3 PARTS) \*\*\*\*\*

#1 - Very briefly describe the structure in which you are receiving bids (describe proposal page):

The City of Columbus - Columbus Public Health intends to distribute Federal HIV Prevention funds to support two (2) Counseling, Testing and Referral (CTR) Site Capacity Building programs in Franklin County to provide CDC Counseling Testing and Referral Services (CTRS) under the supervision and support of Columbus Public Health for the one (1) year period January 1, 2012 through December 31, 2012. The intention of these funds is to provide CTRS in settings most likely to reach High Risk Heterosexuals (HRHS) or Youth 13-24 years old who are infected, but unaware of their status and for Columbus Public Health to provide the technical assistance to two recipient agencies to build capacity for each agency to become a stand alone Columbus Public Health /Ohio Department of Health certified CTR site in 2013. The FY 2012 budgeted amount is \$24,000.00. The grant cycle is 1/1/2012-12/31/12, based upon the confirmed availability of federal funds, satisfactory program performance, measurable outcomes and documented continued community need. Columbus Public Health intends to make these funds available on a competitive basis. Columbus Public Health determines the final award totals of all submitted applications, based upon current, documented community need priorities.

To respond to the "Request for Proposals for the 2012 Federal HIV Prevention Grant Funds" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department.

<http://vendorservices.columbus.gov> Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, 2nd floor / Room 211, Columbus, Ohio 43215 or send an e-mail to:

[lindal@columbus.gov](mailto:lindal@columbus.gov) to request an electronic copy or a postal service mailed copy. Completed proposals can not be submitted online. Deliver hard copy proposals to:

Attention: Linda Laroche  
Columbus Public Health Information Desk, 1st floor lobby  
240 Parsons Avenue  
Columbus Ohio 43215  
No later than 4pm Monday, November 28, 2011

There are two (2) steps to applying for these funds; completion of the Vendor Services City of Columbus Administrative forms and the actual HIV Prevention RFP. Applicants must do both - Apply via Vendor Services for the City of Columbus and submit a hard copy proposal. For additional information or to obtain Technical Assistance, please contact: Linda Laroche, HIV Prevention Coordinator, Columbus Public Health at 614-645-6445 or [lindal@columbus.gov](mailto:lindal@columbus.gov)

#2 - List any vendor requirements to be able to bid (local place of business required, ability to service warranty, etc.).

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Eligible grant applicants include:

- ? Private, nonprofit organizations incorporated with the Ohio Secretary of State and granted 501 C (3) status by the Internal Revenue Service, including existent
- ? Project Sponsors utilizing 2011 HIV Prevention Program funds;
- ? Units of local government;
- ? Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be ?Contract Compliance in Status Active.?

#3 - Add separate paragraphs if prebid exists, prevailing wage, bid bond, etc.

N/A

\*\*\*\*\*

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 25, 2011

BID OPENING DATE - November 29, 2011 11:00 am

SA004188 - R&P Playground Improvements 2011

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E Broad Street, until 11:00 a.m. on Tuesday, November 29, 2011, and publicly opened and read immediately thereafter for:

Playground Improvements Various Sites 2011

The work for which proposals are invited consists of the supply and installation of play equipment, supply and installation of concrete footings, supply and install of asphalt walkways, supply and installation of wood safety surfacing, repair of rubberized safety surfacing, supply and installation of site furnishings, demolition and removal of play equipment, repair of play equipment, purchase of spare parts, supply and installation of plant material, supply and installation of site drainage and connections and any such materials and services necessary to complete the project in accordance with intentions of the drawings and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on November 14, 2011 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, [www.atlasblueprint.com](http://www.atlasblueprint.com) upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Kathy Spatz@614-645-0487 or [kaspatz@columbus.gov](mailto:kaspatz@columbus.gov). Proposals must be submitted on the proper forms, P-1 through P-35, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked ?Playground Improvements Various Sites 2011?.

ORIGINAL PUBLISHING DATE: November 12, 2011

SA004189 - R&P Devonshire&Meadows Winchester Improv

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E Broad Street, until 11:00 a.m. on Tuesday, November 29, 2011, and publicly opened and read immediately thereafter for:

Devonshire Park and Meadows at Winchesters Park Improvements

The work for which proposals are invited consists of supply and installation of asphalt paving, concrete paving, site furnishings, park shelter (alternate #1), play equipment and safety surfacing, park signage, soil, fine grading and seeding; demolition and removal of park structures, play equipment, asphalt paving and concrete foundation and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on November 14, 2011 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, [www.atlasblueprint.com](http://www.atlasblueprint.com) upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Kathy Spatz at 614-645-0487 or [kaspatz@columbus.gov](mailto:kaspatz@columbus.gov). Proposals must be submitted on the proper forms, P-1 through P-35, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked "Devonshire Park and Meadows at Winchester Park Improvements.?"

ORIGINAL PUBLISHING DATE: November 12, 2011

SA004186 - R&P Renovation of Clintonville Park

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E Broad Street, until 11:00 a.m. on Tuesday, November 29, 2011, and publicly opened and read immediately thereafter for:

Renovation of Clintonville Park

The work for which proposals are invited consists of removal of existing pavers and installation of new, creating new plant beds, adding water line and new electric and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on November 14, 2011 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, [www.atlasblueprint.com](http://www.atlasblueprint.com) upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Mollie O'Donnell @ [mhodonnell@columbus.gov](mailto:mhodonnell@columbus.gov). or (614) 645-3308. Proposals must be submitted on the proper forms, P-1 through P-35, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked

" Renovation of Clintonville Park?

ORIGINAL PUBLISHING DATE: November 10, 2011

BID OPENING DATE - November 30, 2011 1:00 pm

SA004166 - OCM-RFSQ GROVES ROAD BLDG RENOVATION

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

REQUEST FOR STATEMENTS OF QUALIFICATION (RFSQ) PROFESSIONAL ARCHITECTURAL /  
ENGINEERING CONSULTING SERVICES  
FOR GROVES ROAD BUILDING RENOVATION

Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain Request for Statements of Qualifications (RFSQ) to establish a contract for the PROFESSIONAL ARCHITECTURAL /ENGINEERING CONSULTING SERVICES FOR GROVES ROAD BUILDING RENOVATION.

1.1 Clarification: The scope of work shall include space planning, design, engineering and contract administration services for the programming (multiple departments) and renovation of the City owned structures located at 4252 Groves Road.

1.2 Deadline for questions is Friday, November 11, 2011 at 12:00 p.m. Contact Jennifer Henderson with the Office of Construction Management via email (jrhenderson@columbus.gov) or fax (614-645-0254) only.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: November 17, 2011

SA004172 - HINES RD 2 MG STORAGE TANK PROJECT

SCOPE: The City of Columbus Department of Public Utilities, Division of Power and Water is receiving proposals for the Hines Road 2 MG Storage Tank project.  
(CIP 690425-100000) The work for which proposals are invited consists of the construction of an elevated 2MG, steel fluted column water storage tank, all appurtenances, associated site improvements and such other work as may be necessary to complete the contract in accordance with the plans and specifications. All work shall be completed within 570 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is not a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (one hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders on or after October 31, 2011. The Bid Date for the project is November 16, 2011 at 3 p.m. The bid opening will be at 910 Dublin Rd.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: November 18, 2011

BID OPENING DATE - December 1, 2011 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004179 - ROTARY MOWER 11 FOOT

1.1 Scope: It is the intent of the City of Columbus Department of Recreation and Parks, Golf Division, to obtain formal bids to establish a contract for the purchase of one (1) diesel powered rotary mower, 11 foot cutting width, full time four wheel drive in mow range, mower capable of mowing all golf course rough areas including mounded green and tee surrounds. This mower will be stationed at Mentel Memorial Golf Course.

1.2 Classification: The contract resulting from this bid proposal will provide for the option of the purchase and delivery of one (1) new Diesel powered rotary mower, with 11 foot cutting width, for use at the Mentel Memorial Golf Course. Suppliers must have a servicing dealership capable of providing warranty repairs, post warranty repairs, full parts inventory, and product demonstrations.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: November 08, 2011

BID OPENING DATE - December 5, 2011 5:00 pm

SA004177 - Curtailment Service Provider

The City of Columbus, an AAA-credit rated government entity, is inviting Curtailment Service Providers registered and members in good standing with PJM interconnection, L.L. C., to submit proposals to furnish energy curtailment services as the authorized designee of the City of Columbus, Department of Public Utilities' Division of Power and Water, in order to enable the DoPW's interested retail electricity customers, including the DPU's own water and wastewater facilities, to participate in one or more PJM Demand Response programs. Consistent with federal directives, the DoPW's retail customers may participate in PJM DR programs but only through the City or the City's designated agent.  
ORIGINAL PUBLISHING DATE: November 08, 2011

BID OPENING DATE - December 8, 2011 11:00 am

SA004174 - MORTGAGE LOAN SERVICING RFP



THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0. Scope and Classification

1.1. Scope

The City of Columbus intends to enter into a contract with a qualified loan-servicing agent (Servicer/ Contractor) who will collect monthly payments on behalf of the city from present and future mortgages; deposit those payments weekly with the City Treasurer; discharge the debt obligation of the mortgagor; and manage and maintain all related documents and files. The City's loan portfolio continually changes with new loans added and others deleted. The loan amounts can range from \$15,000 to \$2,000,000, with terms up to 30 years. The City has approximately 1,800 loans in its portfolio. The contract will commence on March 1, 2012 and end February 28, 2014. The second year of the contract is subject to the approval and appropriation of funds.

1.2. Classification

The contractor will be responsible for issuing notice of payment, collecting daily receipts of principal and interest on loans, creating and managing a file on each mortgage, and maintaining mortgage notes and mortgage deeds in a secure and safe location.

For additional information concerning this RFP, including procedures for obtaining a copy of the RFP document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: November 16, 2011

SA004184 - TRAFFIC SIGNAL INST -GENERAL ENG. SIGNAL

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Department of Public Service is receiving proposals until 1:00 P.M. December 8, 2011, for professional engineering consulting services for the Traffic Signal Installation - General Engineering Signals project, CIP No. 540007-100000. Proposals are being received by Department of Public Service, Office of Support Services, 109 N. Front St., Room 301, Columbus, OH 43215. The intent of this project is to provide additional resources to perform design of signal projects. The projects developed under this program are typically small to moderate size improvements, and frequently include performing a traffic study to determine if a signal is warranted, designing roadway improvements such as turn lanes, designing a new signal, designing a replacement signal, or modifying an existing signal. The selected consultant shall be readily available to perform such tasks when requested by the City. Services on request and detailed scopes of individual projects will be developed as requested and work will be authorized as individual scopes are developed.

1.2 Classification: Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. A pre-proposal meeting will not be held. All questions concerning the RFP are to be sent to [capitalprojects@columbus.gov](mailto:capitalprojects@columbus.gov). The last day to submit questions is November 29, 2011. Responses will be posted on the Vendor Services web site as an addendum. Phone calls will not be accepted.

For additional information concerning this bid go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov/e-proc/>) and view this solicitation number in the "open solicitations" listing.

Additional information:

It is highly recommended that proposals are hand delivered and not mailed as US Mail is not delivered directly to this building.

ORIGINAL PUBLISHING DATE: November 19, 2011

BID OPENING DATE - December 14, 2011 3:00 pm

SA004190 - STREET LIGHT MAINT 2011 PH 1/POWER

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

SCOPE: The City of Columbus, Department of Public Utilities is receiving proposals for the STREET LIGHT MAINTENANCE CONTRACT 2011 Phase 1. The associated project is for the maintenance and repair of certain street lighting circuits belonging to the City of Columbus, Department of Public Utilities, Division of Power and Water (Power Section). The associated project is intended to be the repair and/or the replacement of overhead and underground conductors with associated materials, including but not limited to lights, wire racks, spools, conductors, pins, fuse kits, necessary, and any and all other materials necessary to restore street lighting circuits to meet City of Columbus most current specifications. Circuits to be repaired may be located anywhere within the areas served by City of Columbus street lighting.

Bid Opening date is Wednesday, December 14, 2011 at 3 p.m. at 910 Dublin Road, Columbus, Ohio, 43215.

This project also includes tree trimming on the identified circuits.

CLASSIFICATIONS: There is a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: November 19, 2011

BID OPENING DATE - December 15, 2011 11:00 am

SA004182 - R&P/CAB AND CHASSIS FORESTRY TRUCKS

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Ohio Recreation and Parks Department to obtain formal bids to establish a contract for the purchase and delivery of two (2) diesel powered, tandem axle, conventional cab and chassis with a steerable airlift axle ahead of the tandem drive axles, a minimum G.V.W. rating of 54,000 pounds, a twenty (20) foot log loader platform dump body, a twenty two (22) foot grapple hook crane, and support equipment.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of two (2) diesel powered, tandem axle, conventional cab and chassis with a steerable airlift axle ahead of the tandem drive axles, a minimum G.V.W. rating of 54,000 pounds, a twenty (20) foot log loader platform dump body, a twenty two (22) foot grapple hook crane, and support equipment. All offerors must document a Log Truck and Support Equipment certified reseller partnership. Bidders are required to show experience in providing these types of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The Log Truck and Support Equipment 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 Log Truck and Support Equipment and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: November 12, 2011

SA004173 - Safety Admin-Police/Fire Fitness Contrac

The City of Columbus, Department of Public Safety, intends to search for and award a contract(s) to a qualified bidder(s) who is able to provide physical health and fitness program testing services for both the Division of Fire and Division of Police. The Division of Fire anticipates participation of approximately 1,540 professional fire personnel, and the Division of Police expects the participation of around 1,300-1,500 police officers. The successful bidder will be required to provide all personnel, facilities, equipment, and supplies necessary to perform these services within Franklin County, Ohio (preferably within the boundaries of the City of Columbus).

Questions will accepted until November 16, 2011 at 8:00 a.m.; answers to those questions will be added to the solicitation no later than November 23, 2011 5 p.m.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: November 19, 2011

BID OPENING DATE - December 22, 2011 2:00 pm

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004192 - OCM-ASPHALT LAB RENOV FOR PUBLIC SERVICE

ADVERTISEMENT FOR BIDS

ASPHALT LAB RENOVATION, PUBLIC SERVICE DEPARTMENT,  
AT 1800 EAST 17th AVE., COLUMBUS, OHIO 43219

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain formal bids to establish a contract for: ASPHALT LAB RENOVATION, PUBLIC SERVICE DEPARTMENT, AT 1800 EAST 17th AVE., COLUMBUS, OHIO 43219, for November 30 through December 22, 2011.

1.2 Classification: This is a single prime project. There will be a pre-bid and walk thru at the site on Tuesday, December 6, 2011 at 10:00 AM. This is a prevailing wage project requiring bonding and insurance.

Brief description- renovation of the interior of the building to include: existing door, door frame and door hardware removal, new door, door frame and door hardware installation, masonry block wall cutting and infill, painting, drywall and metal furring repairs, new heavy duty shelving units, new heavy duty workbenches, electrical receptacle and switching circuit runs and repairs, new vents, exhaust fan and air grille installations in existing interior and exterior walls, caulking, flashing, and miscellaneous metal blocking and lintels.

All questions and concerns pertaining to the drawings or specifications shall be directed in writing to: ATTN: Dan Miller, Project Manager, Schorr Architects via Fax (614) 985-1194 or email: dmiller@schorrarchitects.com prior to Wednesday, December 14, 2011 by noon.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

Printing- Specifications and drawings will be made available on Wednesday, November 30, 2011 at DC Reprographics, 1254 Courtland Ave, Columbus, Ohio 43201, (614) 297-1200, for a \$55 non-refundable fee, plus shipping costs. Addendums will be issued accordingly.

Construction timeframe ? The project shall be completed within 45 days from the Notice to Proceed. If Alternate #2 is accepted, the work associated with the stainless steel door and frame shall be completed within 60 days from the Notice to Proceed.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.  
ORIGINAL PUBLISHING DATE: November 22, 2011

BID OPENING DATE - January 6, 2012 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004191 - FLEET / JANITORIAL SERVICES

1.1 Scope: It is the intent of the City of Columbus, Fleet Management to obtain formal bids to establish a multi year contract for the purchase of Janitorial Services for use by Fleet Management Division for one year from date of execution.

1.2 Classification: Firm rates for daily, weekly, monthly & quarterly janitorial services.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: November 19, 2011

# Public Notices

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The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

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

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

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**Legislation Number:** PN0029-2011

**Drafting Date:** 2/3/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** 2011 Health, Housing & Human Services Committee Meeting Notice

**Contact Name:** Diamond Emory

**Contact Telephone Number:** (614) 645-7379

**Contact Email Address:** DCEmory@Columbus.gov

Council Member Hearcel F. Craig will host a Health, Housing & Human Services Committee Meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:00 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall. Members of the general public wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers until 5:00 P.M. on the day of the meeting.

- Wednesday, February 16, 2011
- Wednesday, March 2, 2011
- Wednesday, March 16, 2011
- Wednesday, April 6, 2011
- Wednesday, April 20, 2011
- Wednesday, May 4, 2011
- Wednesday, May 18, 2011
- Wednesday, June 1, 2011
- Wednesday, June 15, 2011
- Wednesday, July 6, 2011
- Wednesday, July 20, 2011
- Wednesday, September 7, 2011
- Wednesday, September 21, 2011
- Wednesday, October 5, 2011
- Wednesday, October 19, 2011
- Wednesday, November 2, 2011
- Wednesday, November 16, 2011
- Wednesday, December 7, 2011

Meeting dates and times subject to change.

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**Legislation Number:** PN0035-2011

**Drafting Date:** 2/9/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Near East Area Commission Meetings

**Contact Name:** Bonita Lee



**Contact Telephone Number:** 645-7964  
**Contact Email Address:** [btlee@columbus.gov](mailto:btlee@columbus.gov)

Near East Area Commission General Meeting, 2nd Thursday of the month  
(with the exception that there is no meeting in August)

NEAC Planning meeting, 3rd Thursday of the month  
NEAC Zoning meeting, 3rd Tuesday of the month.

Meeting place: 950 E. Main Street, Neighborhood Policing Center  
Meeting time: all meetings begin at 6:30 p.m.

"The agenda for the General meeting can be found at [www.neighborhoodlink.com](http://www.neighborhoodlink.com) <<http://www.neighborhoodlink.com>>"

Contact: Margaret Cooley 614-937-0192

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**Legislation Number:** PN0060-2005

**Drafting Date:** 2/23/2005

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Published Columbus City Health Code

**Contact Name:** Roger Cloern

**Contact Telephone Number:** 654-6444

**Contact Email Address:** [rogerc@columbus.gov](mailto:rogerc@columbus.gov)

"The Columbus City Health Code is updated and maintained by the Columbus Health Department.  
To view the most current City Health Code, please visit:  
[www.publichealth.columbus.gov](http://www.publichealth.columbus.gov)

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**Legislation Number:** PN0063-2011

**Drafting Date:** 3/7/2011

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Milo-Grogan Area Commission Meetings

**Contact Name:** Bonita Lee

**Contact Telephone Number:** 645-7964

**Contact Email Address:** [btlee@columbus.gov](mailto:btlee@columbus.gov)

The Milo-Grogan Area Commission Meetings  
Have MOVED  
The meetings will now be held at:  
Milo Grogan Recreation Center  
862 E. Second Avenue \* Columbus, OH 43201  
The Second Tuesday Every Month At 7:00 p.m.

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**Legislation Number:** PN0249-2011

**Drafting Date:** 9/28/2011

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Application for Deposit of Public Money

**Contact Name:** Deborah L. Klie

**Contact Telephone Number:** 614-645-7737

**Contact Email Address:** dlklie@columbus.gov

**CITY TREASURER  
CITY OF COLUMBUS, OHIO  
APPLICATION FOR  
DEPOSIT OF PUBLIC MONEY**

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 2012 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, 2011.

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, 2012 and ending December 31, 2012. Said application shall be in such a form prescribed by the Commission and shall contain such information, as the Commission shall require.

Applications may be obtained from the Office of: Deborah L. Klie, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, telephone 645-7737.

All information and statements contained on said application shall be verified by affidavit.

Address envelope containing application to: Hugh J. Dorrian, Secretary, Columbus Depository Commission, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

By the order of the Columbus Depository Commission.

Deborah L. Klie, Chairperson

Hugh J. Dorrian, Secretary

Paul R. Rakosky, Member

(10/15, 10/22, 10/29, 11/05, 11/12, 11/19, 11/26, 12/03)

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**Legislation Number:** PN0254-2011

**Drafting Date:** 10/3/2011

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Livingston Avenue Area Commission Remaining Regular Meetings  
**Contact Name:** Bonita Lee  
**Contact Telephone Number:** 645-7964  
**Contact Email Address:** btleec@columbus.gov

Livingston Avenue Area Commission  
2011 Remaining Regular Meetings  
& Important Dates

September 27, 2011 - 6:30 PM at St. John's Learning Center - 640 S. Ohio Avenue  
October 25, 2011 - 6:30 PM at St. John's Learning Center - 640 S. Ohio Avenue  
\*November 5, 2011 - 2011 General LAVA-C Elections 10:00 AM - 2:00PM -640 S. Ohio Avenue  
November 22, 2011 - 6:30 PM at St. John's Learning Center - 640 S. Ohio Avenue  
December 27, 2011 - 6:30 PM at St. John's Learning Center - 640 S. Ohio Avenue

Scheduled 2012 Meeting Dates:

January 7, 2012 - LAVA-C Annual Meeting - Location TBD  
January 24, 2012 - 6:30 PM at St. John's Learning Center - 640 S. Ohio Avenue

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**Legislation Number:** PN0271-2011

**Drafting Date:** 10/13/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** COLUMBUS CITY TREASURER 2012-2013 BROKER/DEALER QUESTIONNAIRE AND CERTIFICATION

**Contact Name:** Dennis Mack

**Contact Telephone Number:** 614-645-8190

**Contact Email Address:** pdmack@columbus.gov

The Columbus City Treasurer will be accepting applications from the Securities Brokers/Dealers to be certified as an approved Broker/Dealer for the City of Columbus for the period ending December 31, 2013. Interested parties may obtain an application at the Columbus City Treasurer's Office located at 90 West Broad Street, Room 111, Columbus, Ohio 43215 or by calling Dennis Mack at 614-645-8190. Interested parties must have an office located in the State of Ohio. Deadline for submission of an application is December 1, 2011. (10/22/11 through 11/26/11)

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**Legislation Number:** PN0292-2011

**Drafting Date:** 11/10/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Schedule for Mayor's Proposed 2012 Budget

**Contact Name:** Carl Williams

**Contact Telephone Number:** (614) 645-2932

Contact Email Address: [cgwilliams@columbus.gov](mailto:cgwilliams@columbus.gov)

**2012 Budget Schedule (Tentative)**

**Friday, November 18, 2011**

Budget ordinances filed with City Clerk's office

**Monday, November 21, 2011**

Mayor's budget ordinances appear on council agenda (tabled indefinitely pending public hearings)

**Saturday, November 26, 2011**

Mayor's proposed budget ordinances appear in the City Bulletin for the first time (Public Notice Section)

**Tuesday, November 29 - 5:30 PM**

Budget Briefing - Presentations by Auditor Hugh J. Dorrian & Mayor's Administration\*

**Thursday, December 1, 2011-5:00PM**

Development Committee Budget Briefing

Recreation and Parks Committee Budget Briefing

**Saturday, December 3, 2011**

Mayor's proposed budget ordinances appear in the City Bulletin for the second time (Public Notice Section)

**Tuesday, December 6, 2011- 5:30 PM\***

Finance Committee Budget Briefing

**Wednesday, December 7, 2011- 5:00 PM\***

Health, Housing and Human Services Committee Budget Briefing

Minority, Business and Workforce Development Committee Budget Briefing

**Thursday, December, 8, 2011-4:00 PM**

Administration Committee Budget Briefing

**Tuesday, December 13, 2011-5:00 PM\***

Public Service and Transportation Committee Budget Briefing

**Tuesday, December 13, 2011- 6:30 PM\***

Public Safety & Judiciary Committee Budget Briefing

**Thursday, December 15, 2011- 5:00 PM\***

Budget Hearing - Public Comment

(Speaker slips will be accepted until 6:30 PM and meeting will last until last speaker testifies)

**Monday, January 9, 2012**

Council Budget Amendment Request Deadline

**Thursday, January 19, 2012 - 5:30 PM\***

Budget Amendment Public Hearing

**Monday, January 23, 2012**

Council Meeting - budget ordinance on the agenda for 2nd reading, removed from the table, to be amended and

tabled to **January 30, 2012**.

**Wednesday, January 25, 2012**

Electronic notice of amended budget ordinance

**Saturday, January 28, 2012**

Publication of ordinances as amended in Public Notice Section of City Bulletin

**Monday, January 30, 2012**

Council Meeting - anticipated passage date of budget ordinances as amended

**Saturday, February 4, 2012**

Ordinances published in the City Bulletin (ordinance section) as amended (must be published within 20 days of passage per City Charter)

*\*All dates are subject to change*

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**Legislation Number:** PN0294-2011

**Drafting Date:** 11/18/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Development Commission Zoning Meeting Agenda- December 8, 2011

**Contact Name:** Shannon Pine

**Contact Telephone Number:** (614) 645-2208

**Contact Email Address:** spine@columbus.gov

**AGENDA**

**DEVELOPMENT COMMISSION**

**ZONING MEETING**

**CITY OF COLUMBUS, OHIO**

**DECEMBER 8, 2011**

The Development Commission of the City of Columbus will hold a public hearing on the following applications on **Thursday, December 8, 2011**, beginning at **6:00 P.M.** at the **CITY OF COLUMBUS, I-71 NORTH COMPLEX** at 757 Carolyn Avenue, Columbus, OH 43224 in the lower level **HEARING ROOM**.

Further information may be obtained by visiting the City of Columbus Zoning Office website at <http://bzs.columbus.gov/commission.aspx?id=20698> or by calling the Department of Building and Zoning Services, Council Activities section at 645-4522.

**THE FOLLOWING APPLICATIONS WILL BE HEARD ON THE 6:00 P.M. AGENDA:**

**1. APPLICATION: Z11-022 (ACCELA # 11335-00000-00424)**

**Location: 944 EAST BROAD STREET (43205)**, being 0.28± acres located at the northwest corner of East

Broad Street and Miami Avenue (010-005326; Near East Area Commission).

**Existing Zoning:** AR-O, Apartment Residential Office District.

**Request:** CPD, Commercial Planned Development District.

**Proposed Use:** Parking lot.

**Applicant(s):** Community Properties of Ohio Management Services, LLC; c/o Thomas F. Kibbey, Atty.; 2000 Huntington Center, 41 South High Street; Columbus, Ohio 43215.

**Property Owner(s):** The Applicant.

**Planner:** Shannon Pine; 645-2208; [spine@columbus.gov](mailto:spine@columbus.gov).

**2. APPLICATION: Z11-031 (ACCELA # 11335-00000-00571)**

**Location:** 3125 OLENTANGY RIVER ROAD (43202), being 0.89± acres located on the west side of Olentangy River Road, 55± feet north of Riverview Drive (010-117369).

**Existing Zoning:** L-C-5, Limited Commercial District.

**Request:** CPD, Commercial Planned Development District.

**Proposed Use:** Hotel.

**Applicant(s):** Jai Guru, LLC; c/o Matthew A. LaBuhn, Atty.; 266 North Fourth Street, Suite 1200; Columbus, OH 43215.

**Property Owner(s):** E. George Bellows Jr., Receiver for Platinum Auto Wash, LLC; 6125 Frantz Road; Dublin, OH 43017.

**Planner:** Shannon Pine; 645-2208; [spine@columbus.gov](mailto:spine@columbus.gov).

**3. APPLICATION: Z11-029 (ACCELA # 11335-00000-00551)**

**Location:** 4373 EAST LIVINGSTON AVENUE (43227), being 0.85± acres located south side of East Livingston Avenue, 150± feet west of South Hamilton Road (010-120516).

**Existing Zoning:** C-2, Commercial District.

**Request:** C-4, Commercial District.

**Proposed Use:** Commercial use.

**Applicant(s):** Buy Here Sell Here; c/o Stan Poznyak; 4373 East Livingston Avenue; Columbus, Ohio 43227.

**Property Owner(s):** Buy Here Sell Here; c/o Stan Poznyak; 4373 East Livingston Avenue; Columbus, Ohio 43227.

**Planner:** Dana Hitt; 645-2395; [dahitt@columbus.gov](mailto:dahitt@columbus.gov).

**4. APPLICATION: Z11-032 (ACCELA # 11335-00000-00575)**

**Location:** 1080 STEELWOOD ROAD (43212), being 5.28± acres located at the northwest corner of Steelwood and Kenny Roads (130-004067; Fifth by Northwest Area Commission).

**Existing Zoning:** R, Rural District.

**Request:** L-M, Limited Manufacturing District.

**Proposed Use:** Conform existing industrial development and allow for limited commercial development.

**Applicant(s):** 1100 Steelwood LLC; c/o Jackson B. Reynolds, III, Atty.; Smith and Hale LLC; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.

**Property Owner(s):** 1100 Steelwood LLC; c/o Covington Capital; 47 South Liberty Street, Suite 200; Powell, OH 43065.

**Planner:** Shannon Pine; 645-2208, [spine@columbus.gov](mailto:spine@columbus.gov).

**5. APPLICATION: Z11-033 (ACCELA # 11335-00000-00632)**

**Location:** 46 SOUTH JAMES ROAD (43213), being 0.06± acres located on the east side of South James Road, 340± feet south of East Broad Street (010-082247).

**Existing Zoning:** C-2, Commercial District.

**Request:** C-3, Commercial District.

**Proposed Use:** Commercial use.

**Applicant(s):** Lyn Underwood; 946 Grandon Avenue; Bexley, Ohio 43209.

**Property Owner(s):** Langeen LLC; 946 Grandon Avenue; Bexley, Ohio 43209.

**Planner:** Dana Hitt; 645-2395; [dahitt@columbus.gov](mailto:dahitt@columbus.gov).

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**Legislation Number:** PN0295-2011

**Drafting Date:** 11/18/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Public Notice of Public Service and Transportation Committee Meeting on Curbside Recycling

**Contact Name:** Nancy Sully

**Contact Telephone Number:** 614-645-2010

**Contact Email Address:** [NPSully@columbus.gov](mailto:NPSully@columbus.gov)

Columbus City Councilmember Eileen Y. Paley will host a Public Service and Transportation Committee Meeting on November 30, 2011 beginning at 5:00 PM in Council Chambers. The Department of Public Service and Transportation will present the Administration's proposal for Curbside Recycling.

Date: Wednesday, November 30, 2011

Time: 5:00 PM

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

A valid photo ID is needed to enter City Hall. Members of the general public wishing to address the committee must fill out a speaker slip, up to ten speakers will be given up to 3 minutes to address the committee. These speaker slips will be made available in City Council Chambers until 5:15 P.M. on the day of the meeting.

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**Legislation Number:** PN0296-2011

**Drafting Date:** 11/21/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Downtown Commission Meeting Date Change

**Contact Name:** Daniel Thomas

**Contact Telephone Number:** 645-8404

**Contact Email Address:** [djthomas@columbus.gov](mailto:djthomas@columbus.gov)

The Downtown Commission has moved the date of this month's meeting to Tuesday, November 29, 2011

Time: 8:30am - 10:30am

Place: 109 N. Front Street

Training Center (Ground Floor)

The meeting is open to the public.

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**Legislation Number:** PN0297-2011

**Drafting Date:** 11/21/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Public Meeting Announcement for City of Columbus Funding Review and Advisory Committee

**Contact Name:** Yanet J. Santana

**Contact Telephone Number:** 645-3057

**Contact Email Address:** yjsantana@columbus.gov

Public Meeting Announcement for City of Columbus Funding Review Committee  
Friday, December 6 2011 from 1:30 PM to 3:00 PM  
At the Police Training Academy  
1000 North Hague Avenue  
Columbus, Ohio

Topics:

- Travel & Tourism Presentantion
- Future outlook/plan
- Ideas for funding increase
- Private sector involment
- Efficiency achievements

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**Legislation Number:** PN0300-2011

**Drafting Date:** 11/23/2011

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Notice/Advertisement Title:** City Council Zoning Agenda for 12/05/2011

**Contact Name:** Geoffrey Starks

**Contact Telephone Number:** 614-645-7293

**Contact Email Address:** gjstarks@columbus.gov

**REGULAR MEETING NO. 54  
CITY COUNCIL (ZONING)  
DECEMBER 5, 2011  
6:30 P.M.  
COUNCIL CHAMBERS**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

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



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

**1068-2011**

To grant a Variance from the provisions of Sections 3312.27, Parking setback line and 3333.18, Building lines, of the Columbus City Codes for property located at 700 WEST THIRD AVENUE (43212), to permit multi-unit residential development with reduced parking and building setbacks along West Third Avenue in conjunction with rezoning Z11-007. (CV11-013)

**1078-2011**

To rezone 9215 ANTARES AVENUE (43240), being 16.2± acres located at the terminus of Antares Avenue, 375± feet northeast of Polaris Parkway, From: L-C-4, Limited Commercial District, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z11-016).

**1079-2011**

To grant a Variance from the provisions of Sections 3333.255, Perimeter Yard, of the Columbus City Codes for property located at 9215 ANTARES AVENUE (43240), to permit multi-unit residential development with reduced perimeter yard in conjunction with rezoning Z11-016. (CV11-017)

**2035-2011**

To rezone 1846 SOUTH WASHINGTON AVENUE (43207), being 3.32± acres located at the northeast corner of Reeb and South Washington Avenues, From: R-3, Residential and C-4, Commercial Districts, To: CPD, Commercial Planned Development District (Rezoning # Z11-020).

**2084-2011**

To rezone 4020 STELZER ROAD (43219), being 57.9± acres located at the southeast corner of Old Stelzer Road and Interstate 270, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z11-021).

**2094-2011**

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3312.21(B), Landscaping and screening; 3312.27, Parking setback line; 3312.49, Minimum numbers of parking spaces required; 3321.05(B)(2), Vision clearance; 3332.05, Area district lot width requirements; 3332.18(D), Basis of computing area; 3332.21, 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 181 EAST INNIS AVENUE (43207), to permit a retail pizza shop and second floor apartment with reduced development standards in the R-3, Residential District (Council Variance # CV09-017).

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**Legislation Number:** PN0301-2011

**Drafting Date:** 11/23/2011

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Public Utilities Notice: Department of Public Utilities - Industrial Wastewater Discharge Permits

**Contact Name:** Jeffrey L. Bertacchi

**Contact Telephone Number:** (614) 645-5876

**Contact Email Address:** jlb@columbus.gov

The Administrator of the Division of Sewerage and Drainage announces intent to issue an Industrial Wastewater Discharge Permit to the following company(s) on or about Monday, December 19, 2011: Anomatic Corporation, 8880 Innovation Campus Court, New Albany, Ohio 43031.

The Draft Permit will be available for review between 7:30 A.M. and 4:30 P.M., November 28, 2011, through December 16, 2011, at the City of Columbus Industrial Wastewater Pretreatment Office, 1250 Fairwood Avenue, Suite 186, Columbus, Ohio 43206. Written comments will be accepted during this period at the above address or by FAX at (614) 645-0227. This Notice is made according to Columbus City Code Chapter 1145.44(B).

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**Legislation Number:** PN0315-2010

**Drafting Date:** 12/8/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**OFFICIAL NOTICE  
CIVIL SERVICE COMMISSION  
COMPETITIVE EXAMINATION ANNOUNCEMENTS**

**Notice/Advertisement Title:** Civil Service Commission Notice  
**Contact Name:** Annette Bigham  
**Contact Telephone Number:** 614.645.7531  
**Contact Email Address:** eabigham@columbus.gov

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, WEDNESDAY, or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at [www.csc.columbus.gov](http://www.csc.columbus.gov) and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

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**Legislation Number:** PN0321-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title: Recreation & Parks Commission Meetings**  
**Contact Name:** Eric L. Brandon

**Contact Telephone Number:** 614-645-5253  
**Contact Email Address:** [ebrandon@columbus.gov](mailto:ebrandon@columbus.gov)

NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

- o Wednesday, January 12, 2011 - 1111 East Broad St, 43205
- o Wednesday, February 9, 2011 - 1111 East Broad St, 43205
- o Wednesday, March 9, 2011 - 1111 East Broad St, 43205
- o Wednesday, April 13, 2011 - 1111 East Broad St, 43205
- o Wednesday, May 11, 2011 - 1111 East Broad St, 43205
- o Wednesday, June 8, 2011 - 1111 East Broad St, 43205
- o Wednesday, July 13, 2011 - 1111 East Broad St, 43205
- o August Recess - No meeting
- o Wednesday, September 14, 2011 - 1111 East Broad St, 43205
- o Wednesday, October 12, 2011 - 1111 East Broad St, 43205
- o Wednesday, November 9, 2011 - 1111 East Broad St, 43205
- o Wednesday, December 14, 2011 - 1111 East Broad St, 43205

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 1111 E. Broad St., Columbus, Ohio 43205 (Telephone: [614] 645-5253).

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**Legislation Number:** PN0322-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Downtown Commission 2011 Meetings

**Contact Name:** Daniel Thomas

**Contact Telephone Number:** 645-8404

**Contact Email Address:** [djthomas@columbus.gov](mailto:djthomas@columbus.gov)

Downtown Commission 2011 Meetings

Business Meeting  
109 N. Front St.  
1st Fl. Conf. Rm  
8:30am - 10:00am

Training Center

Regular Meeting  
109 N. Front St.  
8:30am - 11:00am

February 10, 2011  
April 14, 2011

January 25, 2011  
February 22, 2011

June 9, 2011  
August 11, 2011  
October 13, 2011  
December 8, 2011

March 22, 2011  
April 26, 2011  
May 24, 2011  
June 28, 2011  
July 26, 2011  
August 23, 2011  
September 27, 2011  
October 25, 2011  
November 22, 2011  
December 20, 2011

A Sign Language Interpreter will be made available for anyone with a need for this service, provided the Planning Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please call 645-8036.

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**Legislation Number:** PN0323-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** German Village Commission 2011 Meetings

**Contact Name:** Randy Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** rblack@columbus.gov

German Village Commission 2011 Meeting Schedule

The German Village Commission has its Regular Meeting the 1st Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to [ljpoulton@columbus.gov](mailto:ljpoulton@columbus.gov). A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

Application Deadline:

December 21, 2010  
January 18, 2011  
February 15, 2011  
March 22, 2011  
April 19, 2011  
May 24, 2011  
June 21, 2011  
July 19, 2011  
August 23, 2011  
September 20, 2011  
October 18, 2011  
November 22, 2011  
December 20, 2011

Business Meeting Dates  
(1st fl. Conf. Rm, 109 N. Front St.)

Regular Meeting Dates  
(German Village Meeting Haus)

12:00pm :

December 28, 2010  
January 25, 2011  
February 22, 2011  
March 29, 2011  
April 26, 2011  
May 31, 2011  
June 28, 2011  
July 26, 2011  
August 30, 2011  
September 27, 2011  
October 25, 2011  
November 29, 2011  
December 27, 2011

588 S Third St.) 4:00 pm :

January 4, 2011  
February 1, 2011  
March 1, 2011  
April 5, 2011  
May 3, 2011  
June 7, 2011  
July 12, 2011  
August 2, 2011  
September 13, 2011  
October 4, 2011  
November 1, 2011  
December 6, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
109 N. Front St. - Ground Floor  
Columbus OH 43215-9031

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**Legislation Number:** PN0324-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Brewery District Commission 2011 Meetings

**Contact Name:** Randy Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** rblack@columbus.gov

Brewery District Commission 2011 Meeting Schedule

The Brewery District Commission has its Regular Meeting the 1st Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to [ljpoulton@columbus.gov](mailto:ljpoulton@columbus.gov). A Sign Language Interpreter will be made available provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please call 645-8036.

Application Deadline:

December 23, 2010  
January 20, 2011  
February 17, 2011  
March 24, 2011  
April 21, 2011  
May 19, 2011  
June 23, 2011  
July 21, 2011  
August 18, 2011

September 22, 2011  
October 20, 2011  
November 17, 2011  
December 22, 2011

Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
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December 30, 2010	January 6, 2011
January 27, 2011	February 3, 2011
February 24, 2011	March 3, 2011
March 31, 2011	April 7, 2011
April 28, 2011	May 5, 2011
May 26, 2011	June 2, 2011
June 30, 2011	July 7, 2011
July 28, 2011	August 4, 2011
August 25, 2011	September 1, 2011
September 29, 2011	October 6, 2011
October 27, 2011	November 3, 2011
November 24, 2011	December 1, 2011
December 29, 2011	

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
109 N. Front St. - Ground Floor  
Columbus OH 43215-9031

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**Legislation Number:** PN0325-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Victorian Village Commission 2011 Meetings

**Contact Name:** Randy Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** rfblack@columbus.gov

Victorian Village Commission 2011 Meeting Schedule

The Victorian Village Commission has its Regular Meeting the 2nd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to [ljpoulton@columbus.gov](mailto:ljpoulton@columbus.gov). A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

Application Deadline:

January 27, 2011  
February 24, 2011  
March 31, 2011  
April 28, 2011  
May 26, 2011  
June 30, 2011  
July 28, 2011  
August 25, 2011  
September 29, 2011  
October 27, 2011  
November 24, 2011  
December 29, 2011

Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
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January 6, 2011	January 13, 2011
February 3, 2011	February 10, 2011
March 3, 2011	March 10, 2011
April 7, 2011	April 14, 2011
May 5, 2011	May 12, 2011
June 2, 2011	June 9, 2011
July 7, 2011	July 14, 2011
August 4, 2011	August 11, 2011
September 1, 2011	September 8, 2011
October 6, 2011	October 13, 2011
November 3, 2011	November 10, 2011
December 1, 2011	December 8, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
109 N. Front St. - Ground Floor  
Columbus OH 43215-9031

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**Legislation Number:** PN0326-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Italian Village Commission 2011 Meetings  
**Contact Name:** Randy Black  
**Contact Telephone Number:** 645-6821

**Contact Email Address:** rfblack@columbus.gov

Italian Village Commission 2011 Meeting Schedule

The Italian Village Commission has its Regular Meeting the 3rd Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljipoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

Application Deadline:

January 4, 2011  
February 1, 2011  
March 1, 2011  
April 5, 2011  
May 3, 2011  
June 7, 2011  
July 5, 2011  
August 2, 2011  
September 6, 2011  
October 4, 2011  
November 1, 2011  
December 6, 2011

Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
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January 11, 2011	January 18, 2011
February 8, 2011	February 15, 2011
March 8, 2011	March 15, 2011
April 12, 2011	April 19, 2011
May 10, 2011	May 17, 2011
June 14, 2011	June 21, 2011
July 12, 2011	July 19, 2011
August 9, 2011	August 16, 2011
September 13, 2011	September 20, 2011
October 11, 2011	October 18, 2011
November 8, 2011	November 15, 2011
December 13, 2011	December 20, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
109 N. Front St. - Ground Floor  
Columbus OH 43215-9031

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**Legislation Number:** PN0327-2010

**Drafting Date:** 12/14/2010

**Current Status:** Clerk's Office for Bulletin



Version: 1

Matter Type: Public Notice

**Notice/Advertisement Title:** Historic Resource Commission 2011 Meetings

**Contact Name:** Randy Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** rblack@columbus.gov

Historic Resource Commission 2011 Meeting Schedule

The Historic Resource Commission has its Regular Meeting the 3rd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to [ljpoulton@columbus.gov](mailto:ljpoulton@columbus.gov). A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

Application Deadline:

- January 6, 2011
- February 3, 2011
- March 3, 2011
- April 7, 2011
- May 5, 2011
- June 2, 2011
- July 7, 2011
- August 4, 2011
- September 1, 2011
- October 6, 2011
- November 3, 2011
- December 1, 2011

Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
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- |                   |                    |
|-------------------|--------------------|
| January 13, 2011  | January 20, 2011   |
| February 10, 2011 | February 17, 2011  |
| March 10, 2011    | March 17, 2011     |
| April 14, 2011    | April 21, 2011     |
| May 12, 2011      | May 19, 2011       |
| June 9, 2011      | June 16, 2011      |
| July 14, 2011     | July 21, 2011      |
| August 11, 2011   | August 18, 2011    |
| September 8, 2011 | September 15, 2011 |
| October 13, 2011  | October 20, 2011   |
| November 10, 2011 | November 17, 2011  |
| December 8, 2011  | December 15, 2011  |

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus  
Historic Preservation Office  
109 N. Front St. - Ground Floor

Columbus OH 43215-9031

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**Legislation Number:** PN0328-2010

**Drafting Date:** 12/14/2010

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Notice/Advertisement Title:** Board of Commission Appeals 2011 Meetings

**Contact Name:** Randy Black

**Contact Telephone Number:** 645-6821

**Contact Email Address:** rblack@columbus.gov

Board of Commission Appeals 2011 Meeting Schedule

The Board of Commission Appeals has its Business Meeting the last Wednesday of every other month (as necessary and barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to [ljpoulton@columbus.gov](mailto:ljpoulton@columbus.gov). A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

Business Meeting Dates

(1st fl. Conf. Rm, 109 N. Front St.)

12:00pm

January 26, 2011

March 30, 2011

May 25, 2011

July 27, 2011

September 28, 2011

November 30, 2011