

Columbus City Bulletin



**Bulletin #30
July 28, 2012**

Proceedings of City Council

Saturday July 28, 2012



SIGNING OF LEGISLATION

(Legislation was signed by Council President Andrew J. Ginther on the night of the Council meeting, *Monday, July 23, 2012*; by Mayor, Michael B. Coleman on *Tuesday, July 24, 2012*; and attested by the City Clerk, prior to Bulletin publishing.)

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus

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

Minutes - Final Columbus City Council

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

Monday, July 23, 2012

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 41 OF COLUMBUS CITY COUNCIL, JULY 23, 2012 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent 1 - Andrew Ginther

Present 6 - Hearcel Craig Zachary Klein A. Troy Miller Michelle Mills Eileen Paley
Priscilla Tyson

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 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley,
and Priscilla Tyson

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

- 1 C0028-2012** THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING
COMMUNICATIONS AS OF, WEDNESDAY, JULY 18, 2012:
New Type: D3
To: Cameron Mitchell Restaurants LLC
DBA The Ivory Room
Two Miranova Pl
Columbus OH 43215
Permit #12046700115

New Type: D3, D3A
To: Ajisai Japanese Grill and Sushi Restaurant
3939 Ridge Mill Dr
Hilliard OH 43026
Permit #0083957

New Type: D5A

To: Sage Restaurant Manager LLC
DBA Residence Inn By Marriott & Pool
7300 Huntington Par Dr
Columbus OH 43235
Permit #76772650060

New Type: D5A
To: Sage Restaurant Manager LLC
DBA Towneplace Suite Columbus Worthington
7272 Huntington Park Dr
Columbus OH 43235
Permit #76772650055

New Type: D2
To: Sher E Punjab Inc
DBA Sher E Punjam Restaurant
1140 Kenny Square Mall
Columbus OH 43220
Permit #8071948

New Type: D5
To: Flipside Easton LLC
DBA Flipside
3945 Easton Station & Patio
Columbus OH 43219
Permit #2783934

Transfer Type: C1, C2, D6
To: ASMY Inc
DBA Food Mart 1
2086 Sullivant Ave
Columbus OH 43223
From: Grove Mini Inc
DBA Food Mart 1
2086 Sullivant Ave
Columbus OH 43223
Permit #0299925

Stock Type: D5, D6
To: Smooth Nite Inc
DBA Club Vission
4212 Eastland Sq
Columbus OH 43232
Permit #83247080001

Stock Type: D1, D2, D3, D6

To: Macias Alegre Inc
6211 Cleveland Ave
Columbus OH 43231
Permit #5402029

Advertise Date: 07/28/12
Agenda Date: 07/23/12
Return Date: 07/31/12

Read and Filed

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

Finance Committee: Ordinance #1530-2012

Development Committee: Ordinance # 1587-2012

Public Safety & Judiciary Committee: Ordinances # 1590-2012 and 1594-2012

Public Utilities Committee: Ordinance # 1677-2012

FR FIRST READING OF 30-DAY LEGISLATION

A MOTION WAS MADE BY COUNCILMEMBER TYSON, SECONDED BY COUNCILMEMBER CRAIG 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 1519-2012 To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division for the repair of a crack in boiler #2 at the Jerry Hammond Center, 1111 East Broad Street; and to authorize the expenditure of \$6,000.00 from the 1111 East Broad Street Operations Fund. (\$6,000.00)

Read for the First Time

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

FR-2 1505-2012 To authorize the transfer of \$25,399.00 between object levels in the Miranova TIF Fund; to authorize the appropriation of \$167,000.00 from the Miranova TIF - City Riverfront Vision Account; to authorize the Director of Development to enter into a design/build contract with Argent Studios Ltd. for the design refinement, fabrication, installation and artist fees to complete a permanent public artwork at North Bank Park; to extend the term and amount of the contract with Shelly Willis to continue her consultancy through artwork installation; to waive the competitive bidding provisions of the Columbus City Codes; and to authorize the expenditure of \$ 206,872.00 from the Miranova TIF - City Riverfront Vision Account and \$33,861.00 from the Recreation and Parks Grant Fund. (\$240,733.00)

Read for the First Time

FR-3 1634-2012 To authorize the Director of the Department of Development to amend the Columbus Downtown Office Incentive Agreement with Teng & Associates, Inc. for the purposes of changing the company's name from Teng & Associates, Inc. to exp U.S. Services, Inc.

Read for the First Time

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

FR-4 1510-2012 To authorize the Director of Public Service to enter into agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this roadway improvement project to repair and resurface State Route 3. (\$0.00)

Read for the First Time

FR-5 1638-2012 To accept various deeds for parcels of real property; to dedicate these parcels as public rights-of-way and to name said rights-of-way appropriately.

Read for the First Time

FR-6 1641-2012 To authorize the Director of the Department of Public Service to execute those documents necessary for the City to grant an encroachment easement, allowing concrete steps and landing within the public rights-of-way needed for this project.

Read for the First Time

RULES & REFERENCE: GINTHER, CHR. PALEY KLEIN MILLS

- FR-7 1247-2012** To amend various sections of the Columbus City Code in Title 7, "Health, Sanitation and Safety Code", dealing with the definition of standards relative to sanitary maintenance of premises, solid waste, noxious weeds and rodents, insects, vermin and other pests.
- Read for the First Time**
- FR-8 1584-2012** This legislation enacts new Section 229 of the Columbus City Code to establish a City of Columbus Domestic Partnership Registry, and amends Ordinance No. 1077-2010, passed November 22, 2010, by updating the directive and criteria of extending benefits to older children and domestic partners of City employees.
- Read for the First Time**
- FR-9 1713-2012** To amend sections 329.04, 329.08 and 329.09 of Chapter 329 of Columbus City Codes, 1959, by revising the local bidder definition and the manner in which it is applied in the construction procurement code.
- Read for the First Time**
- FR-10 1726-2012** To amend Chapter 523 in the Columbus City Codes pertaining to commercial sales licenses.
- Read for the First Time**

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

- FR-11 0033-2012** To rezone 1675 GEORGESVILLE SQUARE DRIVE (43228), being 16.35± acres located at the northeast corner of Holt Road and Georgesville Square Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-007).
- Read for the First Time**
- FR-12 1615-2012** To grant a Variance from the provisions of Section 3367.01, M-2, Manufacturing uses, of the Columbus City Codes; for the property located at 6950 AMERICANA PARKWAY (43068), to permit a 6,600 square foot child day care center in the M-2, Manufacturing District (Council Variance # CV12-026).
- Read for the First Time**
- FR-13 1642-2012** To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District Use; 3312.21, Landscaping and screening; 3321.05(B) (2), Vision clearance; 3332.19, Fronting on a public street;

3332.21, Building lines; 3332.27, Rear yard; 3372.541, Landscaped area and treatment; 3372.542, Maximum lot coverage and 3372.544, Maximum floor area of the Columbus City Codes for property located at 2482 NEIL AVENUE (43201), to allow up to 17 dwelling units on one parcel in the R-2F, Residential District with reduced development standards. (Council Variance # CV10-032)

Read for the First Time

- FR-14 1643-2012** To rezone 3936 SCIOTO DARBY CREEK ROAD (43026), being 7.98± acres located on the north side of Scioto Darby Creek Road, 980± feet west of Scioto Darby Executive Court, From: R-1, Residential and C-4, Commercial Districts, To: L-M, Limited Manufacturing District (Rezoning # Z12-010).

Read for the First Time

- FR-15 1671-2012** To rezone 5049 EDWARDS FARM ROAD (43221), being 14.3± acres located on the west side of Edwards Farm Road, 500± feet south of Bourbon Street, From: R, Rural District, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z12-020).

Read for the First Time

- FR-16 1686-2012** To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, apartment residential district use and 3333.23, Minimum side yard permitted, of the Columbus City Codes, for the property located at 738 BRYDEN ROAD (43205), to permit a hostel with reduced development standards in the ARLD, Apartment Residential District. (Council Variance #CV12-019)

Read for the First Time

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

TYSON

- CA-1 0147X-2012** To honor, recognize, and celebrate the life of Mr. Frederick J. Yates, Jr., and to extend our sincerest condolences to his family and friends on the occasion of his passing Sunday, July 15, 2012.

This item was approved on the Consent Agenda.

GINTHER

- CA-2 0149X-2012** To honor and recognize the National Association of Women Business

Owners (NAWBO) Columbus, Ohio, Chapter for advancing women entrepreneurs toward economic, social and political achievement.

This item was approved on the Consent Agenda.

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

CA-3 1440-2012 To amend the 2012 Capital Improvement Budget; to authorize the City Auditor to transfer \$140,247.00 between projects within the Gov'l SuperB.A.B.'s (Build America Bonds) Fund and the Gov'l B.A.B.'s (Build America Bonds) Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with HKI Associates for professional engineering services for demolition of the 109 North Front Street building; and to authorize the expenditure of \$140,247.00 from the Capital Improvement Funds. (\$140,247.00)

This item was approved on the Consent Agenda.

CA-4 1517-2012 To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Roto Rooter for the repair of a storm water drain in the east lot at the Jerry Hammond Center, 1111 East Broad Street; to authorize the expenditure of \$8,412.76 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$8,412.76)

This item was approved on the Consent Agenda.

CA-6 1628-2012 To authorize the Finance and Management Director to expend \$192,000.00, or so much thereof as may be necessary, to reimburse the General Fund for construction and building renovation expenses incurred by the Office of Construction Management; to authorize an expenditure from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$192,000.00)

This item was approved on the Consent Agenda.

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

CA-7 1573-2012 To authorize a supplemental appropriation from the unappropriated balance of the Health Department Grants Fund for additional funds received for the Project Love County Project, in the amount of \$64.78; and to declare an emergency. (\$64.78)

This item was approved on the Consent Agenda.

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

CA-9 1605-2012 To authorize the Director of the Department of Development to

execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (2594-96 Sullivant Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-10 1614-2012** To authorize the Director of Development and Director of Public Service to enter into the Memorandum of Understanding Between City of Columbus, Ohio and Preferred Real Estate Investments II, LLC for fulfillment of Northeast Area Pay as We Grow requirements for Developer Property and completion of Warner Road Storm Sewer Improvement Storm Sewer Plan and take all actions necessary to implement this MOU; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-11 1618-2012** To authorize the Director of the Department of Development to enter into a grant agreement with Franklinton Development Associates for Brownfield assessment and redevelopment of the site located at 421-435 West State Street, pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$200,000.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$200,000.00)

This item was approved on the Consent Agenda.

- CA-12 1629-2012** To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN12-005) of 1.061 + acres in Perry Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

This item was approved on the Consent Agenda.

- CA-13 1631-2012** To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN12-013) of 0.6 + acres in Clinton Township to the City of Columbus as required by the Ohio Revised Code; and to declare an emergency.

This item was approved on the Consent Agenda.

RECREATION & PARKS: KLEIN, CHR. TYSON MILLS GINTHER

- CA-14 1498-2012** To authorize the City Auditor to set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material and equipment in conjunction with golf course improvements; and to authorize the expenditure of \$50,000.00 from the Voted Recreation and Parks Bond Fund 702. (\$50,000.00)

This item was approved on the Consent Agenda.

- CA-15 1504-2012** To authorize the Director of Finance and Management and the Director of Recreation and Parks, respectively, to enter into contracts for the purchase of golf course equipment with vendors utilizing the purchasing provisions of the Columbus City Codes when required; to authorize the expenditure of \$225,000.00 from the Voted Parks and Recreation Bond Fund 702 for said purchases; and to declare an emergency. (\$225,000.00)

This item was approved on the Consent Agenda.

- CA-16 1522-2012** To authorize and direct the Director of Recreation and Parks to enter into contract with Morrison Sign Company, Inc. for the Whetstone Park Entrance Sign Project; to authorize the expenditure of \$61,193.00 and a contingency of \$6,307.00 for a total of \$67,500.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$67,500.00)

This item was approved on the Consent Agenda.

- CA-17 1527-2012** To authorize and direct the Director of Recreation and Parks to enter into contract with Youngs General Contracting, Inc. for the Emerald Ash Borer Tree Removal Fall 2012 - Items 1 and 2 - Project; to authorize the expenditure of \$198,242.00 and a contingency of \$19,758.00 for a total of \$218,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$218,000.00)

This item was approved on the Consent Agenda.

- CA-18 1528-2012** To authorize and direct the Director of Recreation and Parks to enter into contract with ANSOL ICEE, Inc. for the Emerald Ash Borer Tree Removal Fall 2012 - Items 3 and 4 - Project; to authorize the expenditure of \$79,500.00 and a contingency of \$7,900.00 for a total of \$87,400.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$87,400.00)

This item was approved on the Consent Agenda.

- CA-19 1564-2012** To authorize and direct the Director of Recreation and Parks to grant consent to the Columbus Running Company Charity Fund and the March of Dimes to apply for permission to sell alcoholic beverages at the Tap 'N' Run 4K event on August 25, 2012; and to declare an emergency.

This item was approved on the Consent Agenda.

TECHNOLOGY: MILLER, CHR. KLEIN MILLS GINTHER

- CA-20 0937-2012** To authorize the Director of the Department of Technology to modify a contract with Manpower Professional Services (formerly known as COMSYS, dba Experis), for web professional services to augment existing staff resources to enhance the city's internet sites; to authorize the expenditure of \$57,649.05 from the Department of Technology, Information Services Division, Capital Improvement Bonds Fund; and to declare an emergency. (\$57,649.05)

This item was approved on the Consent Agenda.

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

- CA-21 1430-2012** To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Bomar Construction Company, Inc. for sidewalk and retaining wall improvements at Police Substation No. 1 & 18 at 1585 Morse Road; to authorize the expenditure of \$45,788.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$45,788.00)

This item was approved on the Consent Agenda.

- CA-22 1438-2012** To authorize and direct the Director of Public Safety to modify and extend a contract for the Support Services Division with Aviat Networks for a Maintenance Level Agreement (MLA) for the Microwave Network Equipment which supports the Police and Fire 800 MHz Radio Systems infrastructure in accordance with the sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$12,906.00 from the General Fund; and to declare an emergency. (\$12,906.00)

This item was approved on the Consent Agenda.

- CA-23 1506-2012** To authorize and direct the Director of Public Safety to modify the Intelligence Casework Management System contract with ACISS Systems, Inc. for the Division of Police; to authorize the expenditure of \$2,400.00 from the Law Enforcement Drug Seizure fund; and to declare an emergency (\$2,400.00).

This item was approved on the Consent Agenda.

- CA-24 1525-2012** To authorize and direct the Finance and Management Director to issue a purchase order for Panasonic Arbitrator Accessories from Insight Public Sector for the Division of Police, to authorize the expenditure of \$89,374.09 from the General Government Grant funds, to authorize the transfer of funds within the General Government Grant Fund between object levels; and to declare an emergency. (\$89,374.09)

This item was approved on the Consent Agenda.

- CA-25 1540-2012** To authorize the Finance and Management Director to enter into

contract with Upstate Wholesale Supply dbaBrite Computers for Fujitsu Lifebook T731 laptops and related equipment on behalf of the Division of Police; to authorize the transfer and expenditure of \$225,872.90 from the Public Safety Justice Assistance Grant Fund; to authorize the appropriation and expenditure of \$64,088.35 from the Special Income Tax Fund; and to declare an emergency. (\$289,961.25)

This item was approved on the Consent Agenda.

- CA-28 1595-2012** To authorize and direct the Director of Public Safety to enter into a contract with the Ohio Department of Public Safety, for the leasing of the LEADS equipment and interface for the Division of Police; to authorize the expenditure of \$64,020.00 from the General Fund; and to declare an emergency. (\$64,020.00)

This item was approved on the Consent Agenda.

- CA-29 1611-2012** To authorize and direct the Finance and Management Director to issue a purchase order to the Gordon Flesch Company Inc. from an existing universal term contract for the lease and maintenance of multi-functional devices for the Division of Police, to authorize the expenditure of \$104,597.97 from the General Fund; and to declare an emergency. (\$104,597.97)

This item was approved on the Consent Agenda.

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

- CA-30 1287-2012** To authorize the Director of Finance and Management to establish purchase orders for the purchase and assembly of four flusher trucks in accordance with Ohio Department of Transportation and State of Ohio contracts for the Division of Planning and Operations; to amend the 2012 C.I.B; to authorize the transfer and expenditure of \$491,539.00 within the Streets and Highway G.O. Bonds Fund and the Street and Highway Improvement Fund; and to declare an emergency. (\$491,539.00)

This item was approved on the Consent Agenda.

- CA-31 1516-2012** To authorize the Director of Public Service to modify and increase an existing contract with Complete General Construction Company and provide for additional construction administration and inspection funds in connection with the Bridge Rehabilitation - Riverbend Over Scioto Big Run project; to appropriate funds and authorize the expenditure of up to \$169,131.22 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$169,131.22)

This item was approved on the Consent Agenda.

CA-32 1552-2012 To authorize the Director of Public Service to provide payment to the Ohio Department of Transportation for this U.S. Route 33 resurfacing and curb ramp rehabilitation project; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to amend the 2012 Capital Improvements Budget; to authorize the expenditure of \$42,590.00 within the Streets and Highways G.O. Bonds Fund for the Division of Design and Construction; and to declare an emergency. (\$42,590.00)

This item was approved on the Consent Agenda.

CA-33 1576-2012 To authorize the establishment of a \$50,000.00 Urban Infrastructure Recovery Fund right of way acquisition contingency fund to be used to acquire small parcels of additional right of way for miscellaneous UIRF projects and other right of way expenses as requested by the Department of Public Service, Division of Design and Construction; to authorize the City Attorney's Office, Real Estate Division to expend \$50,000.00 from the Streets and Highways G.O. Bonds Fund for these miscellaneous acquisitions; and to declare an emergency. (\$50,000.00)

This item was approved on the Consent Agenda.

CA-34 1632-2012 To dedicate a 0.090 acre tract of land as public right-of-way; to name said public right-of-way as Third Avenue and to declare an emergency.

This item was approved on the Consent Agenda.

CA-35 1635-2012 To accept the real property as recorded in instrument number 200605190098061, Franklin County Recorder's Office, to dedicate a 0.138 acre tract of said real property as public right-of-way; to name said public right-of-way as North High Street and to declare an emergency.

This item was approved on the Consent Agenda.

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

CA-36 1256-2012 To authorize the City Auditor to make a change order, transfer and expenditure of \$321,799.81 within the Sanitary Sewer Super Build America Bond Fund, Fund 669; to authorize the transfer within and the expenditure of \$31,500.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2012 Capital Improvement Budget; and to authorize the Director of Public Utilities to enter into contract with Prime Engineering Inc. and to declare an emergency. (\$353,299.81)

This item was approved on the Consent Agenda.

CA-37 1329-2012 To authorize the Director of Public Utilities to enter into a construction

contract with Conie Construction in connection with the First Ave Inflow Redirection Sanitary Improvement Project; to authorize the expenditure of \$669,104.00 from the Sanitary Sewer General Obligation Bond Fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$669,104.00)

This item was approved on the Consent Agenda.

- CA-38 1453-2012** To authorize the Director of Public Utilities to modify and increase the engineering services agreement with Stantec Consulting Services, Inc. for Phase 4 of the Geographical Information System (GIS) Conversion Services Project; to authorize the transfer of \$124,397.52 within the Electric Permanent Improvement Fund, Fund 565; to authorize an amendment to the 2012 Capital Improvements Budget; and to authorize an the appropriation and expenditure of \$124,397.52 from the Electric Permanent Improvement Fund. (\$124,397.52)

This item was approved on the Consent Agenda.

- CA-39 1480-2012** To authorize the Director of Finance and Management to establish blanket purchase orders for water treatment chemicals from existing Universal Term Contracts for the Division of Power and Water (W), and to authorize the expenditure of \$163,000.00 from Water Systems Operating Fund. (\$163,000.00)

This item was approved on the Consent Agenda.

- CA-40 1518-2012** To authorize the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc. for the West Broad Street 12" Water Line Improvements Project; to amend the 2012 Capital Improvements Budget; to authorize a transfer and expenditure up to \$166,845.97 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; and to declare an emergency. (\$166,845.97)

This item was approved on the Consent Agenda.

- CA-41 1535-2012** To authorize the Director of Public Utilities to execute a planned contract modification with Prime Engineering Inc. for construction administration and construction inspection services for the West Broad Street 12" Water Line Improvements Project; for the Division of Power and Water; to authorize a transfer and expenditure up to \$46,000.00 from the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$46,000.00)

This item was approved on the Consent Agenda.

APPOINTMENTS

- CA-43 A0134-2012** Appointment of Sharry Carey 2591 Steele Avenue Columbus Ohio

43204 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2015 (resume attached).

This item was approved on the Consent Agenda.

CA-44 A0135-2012 Appointment of Gene Klingler 105 N. Wheatland Columbus Ohio 43204 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2015 (resume attached).

This item was approved on the Consent Agenda.

CA-45 A0136-2012 Appointment of Greg Large 1484 Seeran Place Columbus Ohio 43228 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2015 (resume attached).

This item was approved on the Consent Agenda.

CA-46 A0137-2012 Appointment of Lane Newcome 141 S. Sylvan Avenue Columbus Ohio 43204 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2015 (resume attached).

This item was approved on the Consent Agenda.

CA-47 A0138-2012 Appointment of Keith Chaldis 109 S. Burgess Avenue Columbus Ohio 43204 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2013 (resume attached).

This item was approved on the Consent Agenda.

CA-48 A0139-2012 Appointment of Nancy Rhynard 4355 Langton Road Hilliard Ohio 43026 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2015 (resume attached).

This item was approved on the Consent Agenda.

CA-49 A0140-2012 Appointment of Richard Riley 2984 Crescent Drive Columbus Ohio 43204 to serve on the Greater Hilltop Area Commission with a term expiration date of July 31, 2013 (resume attached).

This item was approved on the Consent Agenda.

CA-50 A0141-2012 Appointment of Marian Hymer 381 Galloway Road Galloway Ohio 43119 to serve on the Westland Area Commission with a term expiration date of April 30, 2015 resume attached).

This item was approved on the Consent Agenda.

CA-51 A0142-2012 Appointment of David VanOrder 240 Eastcreek Drive Galloway Ohio 43119 to serve on the Westland Area Commission with a term expiration date of April 30, 2015 (resume attached).

This item was approved on the Consent Agenda.

- CA-52 A0143-2012** Appointment of Diana Good 650 Mustang Canyon Drive Galloway Ohio 43119 to serve on the Westland Area Commission with a term expiration date of April 30, 2015 (resume attached).
This item was approved on the Consent Agenda.
- CA-53 A0144-2012** Appointment of Melissa Barth Kelly 425 Hemhill Drive Galloway Ohio 43119 to serve on the Westland Area Commission with a term expiration date of April 30, 2015 (resume attached).
This item was approved on the Consent Agenda.
- CA-54 A0145-2012** Appointment of Adam Slane 5330 Sawatch Drive Columbus Ohio 43228-8200 to serve on the Westland Area Commission with a term expiration date of April 30, 2015 (resume attached).
This item was approved on the Consent Agenda.
- CA-55 A0146-2012** Appointment of Elenora Moore 2027 Hegemon Drive Columbus Ohio 43219 to serve on the Northeast Area Commission with a term expiration date of May 26, 2014 (resume attached).
This item was approved on the Consent Agenda.
- CA-56 A0147-2012** Appointment of Barbara Wright 3133 Blue Ridge Road Columbus Ohio 43219 to serve on the Northeast Area Commission with a term expiration date of May 26, 2014 (resume attached).
This item was approved on the Consent Agenda.
- CA-57 A0148-2012** Appointment of Cheryl Taylor-Woods 3171 East Hudson Street Columbus Ohio 43219 to serve on the Northeast Area Commission with a term expiration date of May 26, 2014 (resume attached).
This item was approved on the Consent Agenda.
- CA-58 A0149-2012** To appoint Steven Gladman to the Sewer and Water Advisory Board for a term expiring on July 31, 2021 (resume attached).
This item was approved on the Consent Agenda.

Approval of the Consent Agenda

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

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

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

1530-2012 To amend the 2012 Capital Improvement Budget; to authorize transfers between projects within the Construction Management Capital Improvement Fund; to authorize the Finance and Management Director to modify a contract on behalf of the Office of Contract Management with Schooley Caldwell Associates for design services for the restoration/replacement of the first and second floor perimeter windows of the City Hall Building along with renovation of a second floor office area and conference room; to authorize the expenditure of \$336,500.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$336,500.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

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

SR-1 1447-2012 To authorize and direct the Board of Health to modify a revenue contract from the Ohio Department of Health awarded to conduct investigations of smoking complaints, in an amount not to exceed \$37,875.00. (\$37,875.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

ADMINISTRATION: CRAIG, CHR. MILLER PALEY GINTHER

SR-2 1464-2012 To authorize the appropriation of \$70,000.00 within the Jobs Growth Fund; to authorize the transfer of \$70,000.00 from the Jobs Growth Fund to the General Fund; to authorize the appropriation of \$70,000.00 within Department of Human Resources General Fund for a Human Resource analyst ; and to declare an emergency. (\$70,000.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

SR-3 1534-2012 To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with Oxford Consulting Group, Inc. equal to twenty-five percent (25%) of the amount of new income tax withheld on new employees for a term of two (2) years in consideration of the company's proposed creation of 45 new full-time permanent positions.

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-4 1602-2012 To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 32 parcels of real property held in the Land Bank, pursuant to the Land Reutilization Program and Neighborhood Stabilization Program, to Southern Gateway Homes, LLC; and to declare an emergency.

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

1587-2012 To authorize the Director of the Department of Development to modify a contract with the Lifecare Alliance to extend the termination date to May 31, 2013; and to declare an emergency.

TABLED UNTIL 7/30/2012

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

Absent: 1 - Andrew Ginther

Abstained: 1 - Michelle Mills

Affirmative: 5 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, and Priscilla Tyson

RECREATION & PARKS: KLEIN, CHR. TYSON MILLS GINTHER

SR-5 1253-2012 To authorize the Directors of Recreation and Parks, Public Service and Public Utilities to enter into the Scioto Greenways Primary Agreement with the Columbus Downtown Development Corporation (CDDC) for the removal of the Main Street Dam and the development of the Scioto River; and to declare an emergency.

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-6 1520-2012 To authorize and direct the Director of Recreation and Parks to enter into contract with Elford, Inc. for the Willis Athletic Complex Renovation Project; to authorize the expenditure of \$1,330,326.00 and a contingency of \$133,674.00 for a total of \$1,464,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$1,464,000.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SMALL & MINORITY BUSINESS DEVELOPMENT: MILLER, CHR. CRAIG TYSON GINTHER

SR-7 1696-2012 To authorize Columbus City Council to expend \$7,000.00 from the Jobs Growth Fund to enter into a contract with the Economic and Community Development Institute (ECDI) for development, implementation and management of the City of Columbus "Kickstart" business plan competition, and to declare an emergency. (\$7,000.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

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

SR-8 1439-2012 To authorize the Finance and Management Director to create a purchase order with Parr Public Safety Equipment Inc. for the upfitting of seventy-five (75) 2011 Crown Victoria Police Interceptors; to authorize the appropriation of \$415,412.75 from the Special Income Tax Fund; to authorize the expenditure of \$415,412.75 from the

Special Income Tax Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$415,412.75)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-9 1483-2012

To authorize the Columbus Fire Chief to accept a grant award from State Farm Insurance for the purchase of smoke detectors for the Fire Division distribution program, to appropriate \$5,000.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency. (\$5,000.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

1590-2012

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 \$97,000.00 from the General Fund; and to declare an emergency. (\$97,000.00)

TABLED UNTIL 7/30/2012

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

Absent: 1 - Andrew Ginther

Abstained: 1 - Michelle Mills

Affirmative: 5 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, and Priscilla Tyson

1594-2012

To authorize and direct the Director of Public Safety to pay prisoner medical bills to Grant/Riverside Methodist Hospitals and to Mount Carmel Health for the Division of Police, to authorize the expenditure of \$71,959.60 from the General Fund; and to declare an emergency. (\$71,959.60)

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

Absent: 1 - Andrew Ginther

Abstained: 2 - A. Troy Miller, and Michelle Mills

Affirmative: 4 - Hearcel Craig, Zachary Klein, Eileen Paley, and Priscilla Tyson

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

SR-10 0135X-2012 To authorize the Director of the Department of Public Utilities, on behalf of the Division of Power and Water, to declare the necessity of installing ornamental street lighting with underground wiring for the Broad Meadows - Highfield Drive area under the assessment procedure, and to declare an emergency.

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-11 1501-2012 To authorize the Director of Public Utilities to execute a construction contract with Kokosing Construction Co., Inc. for the Hap Cremean Water Plant Treatment Improvements Project; for the Division of Power and Water; to authorize a transfer and expenditure up to \$69,241,500.00 within the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$69,241,500.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-12 1537-2012 To authorize the Finance and Management Director to establish Blanket Purchase Orders with various water metering companies, for the purchase of water meters and appurtenances, based on pending Universal Term Contracts, for the Division of Power and Water, to authorize a transfer and expenditure up to \$2,878,000.00 within the Water Works Enlargement Voted Bonds Fund, and to amend the 2012 Capital Improvements Budget. (\$2,878,000.00)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

1677-2012 To authorize the Director of the Department of Public Utilities to execute a Quitclaim Deed of Easement in order to grant a perpetual, non-exclusive easement to the Ohio Power Company, an Ohio corporation, for the purposes of providing electrical services to that

City owned property, commonly known as the HAP Cremean Water Treatment Plant and to declare an emergency

TABLED UNTIL 7/30/2012

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

Absent: 1 - Andrew Ginther

Abstained: 1 - Michelle Mills

Affirmative: 5 - Hearcel Craig, Zachary Klein, A. Troy Miller, Eileen Paley, and Priscilla Tyson

RULES & REFERENCE: GINTHER, CHR. PALEY KLEIN MILLS

SR-13 1321-2012 To amend Chapter 1147 of the Columbus City Code by enacting Section 1147.21 to authorize the Director of Public Utilities to promulgate a rule that allows a credit on the Clean River Sanitary Sewer Charge for any customer that exceeds the detention requirements of the Stormwater Drainage Manual.

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-14 1327-2012 To amend Chapter 1145 of the Columbus City Codes 1959, to enact new Regulation of Sewer Use to become effective October 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 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

SR-15 1688-2012 To amend Title 5 of the Columbus City Codes by enacting new Chapter 524, entitled "Community Markets On Public Property," to establish licensing requirements for community markets operating on public property.

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson

ADJOURNMENT

ADJOURNED AT 5:55 PM

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, and Priscilla Tyson



City of Columbus

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

Minutes - Final Zoning Committee

*A. Troy Miller, Chair
All Members*

Monday, July 23, 2012

6:30 PM

City Council Chambers, Rm 231

REGULAR MEETING NO.42 OF CITY COUNCIL (ZONING), JULY 23, 2012 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent 1 - Andrew Ginther

Present 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley,
and Priscilla Tyson

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 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley,
and Priscilla Tyson

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1432-2012 To rezone 2700 BETHEL ROAD (43201), being 39.44± acres located on the north side of Bethel Road, 600± feet west of Pickforde Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z12-018).

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley,
and Priscilla Tyson

1532-2012 To grant a Variance from the provisions of Sections 3363.01, M-manufacturing district; 3312.49(C), Minimum numbers of parking spaces required; and 3321.05(A), Vision clearance, of the Columbus City codes; for the property located at 754 BANK STREET (43206), to permit a single-unit dwelling in conjunction with an art studio and office with reduced development standards in the M, Manufacturing District

(Council Variance #CV12-024).

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

1561-2012 To rezone 6511 EAST BROAD STREET (43213), being 5.12± acres located on the south side of East Broad Street, 480± feet east of Outerbelt Street, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District and to declare an emergency (Rezoning # Z12-021).

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

1566-2012 To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3309.14, Height District, 3312.03(D), Administrative requirements; 3312.49(C), Minimum number of parking spaces; 3312.53, Minimum number of loading spaces required; 3321.01, Dumpster Area; 3321.05(B)(1), Vision clearance; and 3356.11, C-4 district setback lines, of the Columbus City Codes for property located at 834 NORTH HIGH STREET (43215), to permit residential and parking uses with reduced development standards in the C-4, Commercial District and to declare an emergency (CV12-023)

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

- 1307-2012** To rezone 5822 NORTH HAMILTON ROAD (43054), being 116.26± acres located on the east side of Hamilton Road, 670± feet north of Preserve Boulevard, From: L-AR-12, Limited Apartment Residential, PUD-8, Planned Unit Development, and L-C-4, Limited Commercial Districts; To: CPD, Commercial Planned Development and L-AR-O, Limited Apartment Office Districts.

TABLED UNTIL 7/30/2012

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

- 1490-2012** To grant Variance from the provisions of Sections 3333.04, Permitted uses in AR-O apartment office district; 3333.18, Building lines; 3318.03, Requirements; 3333.255, Perimeter yard, of the Columbus City Codes; for the property located at 5822 NORTH HAMILTON ROAD (43230), to permit commercial uses in the L-AR-O, Limited Apartment Residential District with reduced development standards. (Council Variance #CV10-021).

TABLED UNTIL 7/30/2012

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

ADJOURNMENT

ADJOURNED AT 6:37 PM

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

Absent: 1 - Andrew Ginther

Affirmative: 6 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, and Priscilla Tyson

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 - July 31, 2012 3:00 pm

SA004502 - Curb Recon-Citywide Curb Rehab-Project 2

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Electronic proposals will be received by the Department of Public Service through www.bidx.com, until July 31, 2012, at 3:00 P.M. local time, for Curb Reconstruction - Citywide Curb Rehabilitation - Project 2, C.I.P. No. 530210-100029.

Hard copy proposals will not be accepted by the City.

The work for which proposals are invited consists of: removing and replacing, at potentially thirty-three (33) locations, curb and gutter and constructing ADA curb ramps along those streets when warranted. The work consists of removing curb locations and replacing in kind, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth at www.bidx.com.

Bidders who wish to learn more about the Bid Express service or to sign up for an account can visit the Bid Express web site at www.bidx.com or call Bid Express customer support at 1-888-352-BIDX for information. Bidders must also have an account with one of Bid Express' surety verification companies, either Surety 2000 (www.surety2000.com/default.asp) or Insure Vision (www.web.insurevision.com/ebonding/). Contact them directly to set up an account.

Bidders must have an account with Bid Express and either Surety 2000 or Insure Vision in order to bid on this project.

ORIGINAL PUBLISHING DATE: July 11, 2012

SA004503 - Bridge Cleaning and Sealing 2012

Electronic proposals will be received by the Department of Public Service through www.bidx.com, until July 31, 2012, at 3:00 P.M. local time, for Bridge Cleaning and Sealing 2012.

Hard copy proposals will not be accepted by the City.

The work for which proposals are invited consists of: performing cleaning and/or sealing of various bridges around the City of Columbus. This includes deck, railing, expansion joints, scuppers, sidewalks, abutments, piers, backwalls, bearing devices, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth at www.bidx.com.

Bidders who wish to learn more about the Bid Express service or to sign up for an account can visit the Bid Express web site at www.bidx.com or call Bid Express customer support at 1-888-352-BIDX for information. Bidders must also have an account with one of Bid Express' surety verification companies, either Surety 2000 (www.surety2000.com/default.asp) or Insure Vision (www.web.insurevision.com/ebonding/). Contact them directly to set up an account.

Bidders must have an account with Bid Express and either Surety 2000 or Insure Vision in order to bid on this project.

ORIGINAL PUBLISHING DATE: July 11, 2012

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004478 - General Engineering Consultant Services

This contract will provide for General Engineering Consultant Services, whose tasks shall include, but not limited to, investigations, inspections and evaluations of existing conditions, surveying, preparation of engineering or architectural drawings, documents/drawings for permit approval, specifications and bid documents, preparation of record plan drawings for small projects and technical assistance in the preparation of Facilities/Equipment Maintenance (FEM) documents. The Offeror must have experienced personnel and equipment for performing this work. Small projects that may, on occasion, require engineering services under this contract include small Capital Improvement Projects (formerly known as Plant Improvement Projects or PIPs) and FEM service contracts.

Initial services are for Division of Sewerage and Drainage (DOSD) facilities. Additional DPU facilities may be added in the future.

ORIGINAL PUBLISHING DATE: June 29, 2012

BID OPENING DATE - August 2, 2012 11:00 am

SA004508 - PS/SELF-PROPELLED TELESCOPIC BOOM LIFT

1.0 SCOPE AND CLASSIFICATION:

1.1 Scope: The City of Columbus, Division of Planning and Operations, is requesting formal bids for a one (1) time purchase of one (1) self-propelled telescopic boom aerial platform.

1.2 Classification: The successful bidder will provide and deliver one (1) new and unused self-propelled telescopic boom aerial platform with a minimum lift capacity of five-hundred pounds (500 lbs.).

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 14, 2012

SA004510 - PUBLIC UTILITIES MAILING ENVELOPES

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Technology, on behalf of the Department of Public Utilities to obtain formal bids to establish a purchase order for the purchase of 1,500,000 mailing envelopes for use by City to mail utility bills.

1.2 Classification: Envelopes will be shipped and invoiced in three equal and separate shipments at three-month intervals. The first shipment is due November 30, 2012. Paper used may not contain less than 30% post-consumer recycled content. Pricing shall be fixed and firm per thousand.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 26, 2012

SA004518 - QSA and ASV Services

1.1 Scope: It is the intent of the City of Columbus, City Treasurer to obtain proposals for from vendors that are both PCI Qualified Security Assessors (QSAs) and PCI Approved Scanning Vendors (ASV) (vendors) to perform a PCI DSS gap analysis, establish a baseline for ongoing compliance, and initiate performance of quarterly ASV vulnerability scans, as the City transitions from merchant Level 3 to Level 2.

1.2 Classification: The vendor must conform to PCI SSC QSA qualification/designation requirements, and be recognized by the PCI SSC as having met ASV requirements. The PCI SSC must have deemed the vendor as being in "Good Standing" as a QSA and ASV for the last 3 years. The vendor must have been listed in both the PCI SSC QSA List and the ASV List for the last 3 years respectively. The PCI SSC must not have revoked the vendor's QSA or ASV status within the last 3 years, or placed it "remediation" status within the last 3 years.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 21, 2012

SA004500 - QUEST SOFTWARE SUBSCRIPTION RENEWALS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Technology seeks to obtain formal bids to establish a purchase order for the purchase of Quest software subscription renewals of existing Quest software used within the City of Columbus.

1.2 Classification: Only responses from authorized partners or distributors of Quest software shall be considered for award. Pricing shall be fixed and firm for exact items and quantities listed within the specification. The term of the award shall be December 1, 2012 through December 31, 2013.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 19, 2012

SA004499 - Winter Asphalt Hot Mix UTC/PSPO

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of this bid proposal to provide the City of Columbus, a "firm offer for sale" blanket type contract for the purchase of Winter Asphalt Hot Mix. These materials will be used by various City agencies during the winter season only. The proposed contract will be in effect from November 1, 2012 to and including April 30, 2013.

1.2 Classification: The City estimates it will purchase for pick-up approximately two hundred tons of CMS item #448 Intermediate Course Asphalt Concrete (Medium Traffic), PG64-22, and eight hundred tons of CMS item # 448 Surface Course Asphalt Concrete (Medium Traffic), PG64-22. CMS is City of Columbus Construction and Materials Specification book.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 07, 2012

SA004505 - R&P Bridge Inspections 2012-2016 RFP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Professional Services
REQUEST FOR PROPOSAL
Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Department Administrative Office, Jerry Hammond Government Center, 1111 E. Broad Street, Suite 101, Columbus, OH 43205, until 3:00 P.M., Thursday, August 2, 2012 for:

2012-2016 CRPD Bridge Inspections

Three (3) copies of each proposal are required for submittal.

Consultant shall provide bridge inspection every two years; including completion of BR86 forms, photos, and recommendations in report forms. Ninety one CRPD bridges were inspected in 2010; and an additional seven new structures must be added to the reports, and potentially any others built by 2016.

The format for procurement of these services will be per Section 329.12 of the Columbus City Code.

Initial screening will be based on the following criteria:

1. Experience of the Consultant as related to this type of work.
2. Qualifications of key personnel who will be involved with this project.
3. Quality of work previously performed by the consultant for this Department, other City Agencies and other previous clients.

Interested firms should apply to the Recreation and Parks Department with the following information:

1. Firm name, address, telephone number and contact person.
2. Year established.
3. Types of services for which it is qualified.
4. Names and experience of key personnel assigned to this project.
5. List of completed projects of similar nature with contact person for each.
6. Estimate of Fee.

RFP Information Packet for this project and are available from 8 A.M. to 5 P.M., Monday through Friday, beginning Monday, July 16, 2012, at the Planning and Design Section at the Jerry Hammond Government Center, 1111 East Broad Street, Suite 101, Columbus, OH 43205, on Vendor Services or sent electronically by request.

All questions regarding the submittal should be directed to Mollie O'Donnell or Brad Westall, Recreation and Parks Department, 614-645-3308 and 614-645-2441 or mhodonnell@columbus.gov and brwestall@columbus.gov

ORIGINAL PUBLISHING DATE: July 12, 2012

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004506 - R&P Maryland Pool Bathhouse RFP

Professional Services
REQUEST FOR PROPOSAL
Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Department, 1111 E Broad Street, Suite 100, Columbus, OH 43205, until 4:00 P.M., Thursday, August 2, 2012 for:

MARYLAND POOL BATH HOUSE IMPROVEMENTS

Five (5) copies of each proposal are required for submittal.

Consultant shall provide architectural & engineering services to prepare plans and specifications for bidding for renovations to one swimming pool bath house and swimming pool; Maryland Pool located in Saunders Park, 1380 Atcheson, Columbus, Oh 43203. Work is to include facility replacement to match the three built in 2012/12, replacing the swimming pool and pump house with a new multi feature pool and other renovation items. Services shall include the necessary field surveys, program development in conjunction with Department staff, reports, proposals, cost estimates, bid documents and construction administration services.

Project Budget: \$4,500,000 including consultant fees.

The format for procurement of these services will be per Section 329.12 of the Columbus City Code.

Initial screening will be based on the following criteria:

1. Experience of the Consultant as related to this type of work.
2. Qualifications of key personnel who will be involved with this project.
3. Quality of work previously performed by the consultant for this Department, other City Agencies and other previous clients.

Interested firms should apply to the Recreation and Parks Department with the following information:

1. Firm name, address, telephone number and contact person.
2. Year established.
3. Types of services for which it is qualified.
4. Names of principals in the firm with professional registrations.
5. Names and experience of key personnel assigned to this project.
6. Outside consultants, if any, who will be used on this project.
7. MBE/FBE participation in the project.
8. List of completed projects of similar nature with contact person for each.
9. City of Columbus Contract Compliance Certification Number or copy of completed application.
10. Estimate of Fee range for the work along with billing rates for the key personnel involved.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

RFP Information Packet for this project and plans of the project site are available from 8 A.M. to 5 P.M., Monday through Friday, beginning Monday, July 16, 2012, at 1111 E Broad Street, Suite 100, Columbus, OH 43205

All questions regarding the submittal should be directed to Rick Miller, Recreation and Parks Department, 614-645-3385, rjmiller@columbus.gov.

A pre-proposal meeting will be held on Tuesday, July 24 at 10 am at Maryland Swimming Pool, 1380 Atcheson, Columbus, Oh 43203.

ORIGINAL PUBLISHING DATE: July 13, 2012

BID OPENING DATE - August 7, 2012 2:00 pm

SA004524 - AUTOMATIC CAR WASH SERVICES RFI

The City of Columbus is requesting information in order to obtain the services of qualified contractors to provide automatic car wash services for the City of Columbus Police Division. Due to the various locations of City of Columbus Police Precincts, it is the intention of the City of Columbus to negotiate with various contractors in order to ensure that the needs of the City of Columbus Police Division are met.

A map of City of Columbus Police Precincts is available at <http://www.columbuspolice.org/Maps/Citywide%20Overview%20Maps%20-%20Revised%2011-2011.pdf>

Companies that provide such services are encouraged to respond to the e-mail address provided below in order to express their interest in negotiating with the City of Columbus for such a contract.

This solicitation is not a bid. This is a Request for Information only. **You will not be able to respond directly through Vendor Services. Please respond to the e-mail address provided below.** The City of Columbus will contact respondents in order to negotiate. Please respond to this Request for Information with materials that will help the City of Columbus frame its negotiations. Please respond to ssfouts@columbus.gov. In your response, please provide the following information.

1. Please list all locations in Franklin County and contiguous counties at which your company offers automatic car wash services.
2. Please provide the various wash options provided at your locations with the prices. Please indicate if your company is willing to provide discounts to the City of Columbus Police Division.
3. Please indicate the method of payment preferred by your company. The City of Columbus would prefer payment through purchase order established before services are rendered and payment of invoice after services are rendered. However, the City of Columbus would consider the purchase of coupon books.

ORIGINAL PUBLISHING DATE: July 25, 2012

BID OPENING DATE - August 9, 2012 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004512 - STEEL PRODUCTS UTC

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish an option contract(s) with a "Catalog" firm offer for sale of various steel products for all City facilities thru September 30, 2014. The bidder shall submit their standard published catalog(s) and price lists. The City may purchase any items(s) in the catalog and/or price list from the successful bidder after a purchase order for the listed items is issued.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option to purchase and/or delivery of steel and various related items as specified herein. All bidders will provide their standard catalog/price list, their applicable discount structure, and instructions for application of the discount either in the space provided on Pages 5A or on a separate attachment to the bid. Attachment should be clearly marked as an addendum to Page 5A.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 17, 2012

SA004509 - 60' INSULATED AERIAL BUCKET TRUCK

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Power and Water, to obtain formal bids to establish a contract for the purchase of one (1) 60 foot insulated aerial bucket truck with a Cab and Chassis minimum G.V.W. rating of 33,000 pounds and equipped with utility body. Truck will be used by the Division of Electricity when working on various distribution poles.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of a new and unused 60 foot insulated aerial bucket with a minimum G.V.W. rating of 33,000 pounds and equipped with utility body. The City will also consider an option for hybrid electric parallel drive system. All offerors must document an Aerial Bucket Truck /Cab and Chassis 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 Aerial Bucket Truck /Cab and Chassis 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: Aerial Bucket Truck /Cab and Chassis equipment and warranty service offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 11:00 a.m. (local time) on July 30, 2012. Responses will be posted as an addendum to this bid on the City's website (vendorservices.columbus.gov) no later than 11:00 a.m. (local time) on August 2, 2012. See Section 3.2.4 for additional details.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 17, 2012

SA004501 - TRAFFIC PEDESTAL POLES UTC/PSPO

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION:

1.1 Scope: The City of Columbus is seeking bids for Traffic Pedestal Poles, specified herein for use as supports for traffic signals and associated equipment along roadways throughout the City of Columbus. It is the intent to issue "firm offer for sale" blanket type contract(s). The contract(s) shall be in effect from and after its execution by the City to and including January 30, 2015.

1.2 Classification: Bids are requested for the various mast arm signal support poles, transformer-base poles, anchor bolts and other accessories:

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 10, 2012

SA004528 - LAND REDVT/ABATEMENT & DEMOLITION SERV

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

DEMOLITION AND ASBESTOS REMEDIATION CONTRACTOR(S).

I. INTRODUCTION

A. The City of Columbus Department of Development seeks to establish a contract(s) for all labor, materials, and equipment necessary to complete demolition and asbestos abatement services for a structure owned by the City of Columbus, located at 20 E. Merritt Street, Parcel # 010-0002202.

B. Contract term shall begin upon contract execution and go through December 31, 2012.

II. PURPOSE

A. The City of Columbus Department of Development seeks bids from qualified professional service companies to abate asbestos and demolish the structure located at 20 E. Merritt St.; file all required notices and permits (including payment of all fees charged by regulatory agencies); and clear and leave site in a development ready condition.

This project will be subject to Prevailing Wage Rates, and 10% Surety/50% Performance Bond requirements.

Pre Bid Meeting/Site Walkthrough - 20 E. Merritt Street, Columbus OH
July 30th, 2012, 9:30 a.m. - 11:30 p.m. (local time),

Specification Questions: Questions regarding this bid must be sent in writing to Mike Farrenkopf via email - mlfarrenkopf@columbus.gov no later than 4:00 p.m. (local time) on August 1, 2012. Responses will be posted as an addendum to this bid on the City's website (vendorservices.columbus.gov) no later than 4:00 p.m. (local time) on August 2nd, 2012.

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> <<http://vendorservices.columbus.gov/>>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 26, 2012

SA004504 - ORNAMENTAL SIGN POSTS UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION:

1.1. The City of Columbus is seeking bids ornamental sign posts with accessories as specified for placement throughout the City of Columbus. It is the intent to issue a "firm offer for sale" blanket type contract. The contract shall be in effect from its execution by the City to and including March 29, 2013. It is estimated that two-hundred (200) of each item will be purchased.

1.2. Classification: Bids are requested for Ornamental Sign Posts with Finials, Base, and Sign Holder Ring. Installation will be done by City personnel.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 12, 2012

BID OPENING DATE - August 13, 2012 10:00 am

SA004514 - OCM-HVAC UPGRADE @ 1601 ARLINGATE LANE

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

HVAC SYSTEM UPGRADE PHASE 3 AT
1601 ARLINGATE LANE, COLUMBUS, OHIO 43228

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: ?HVAC System Upgrade Phase 3 at 1601 Arlingate Lane, Columbus, Ohio 43228? for July 23, 2012 through August 13, 2012.

1.2 Classification: This is a prevailing wage project requiring bonding and insurance.

Brief description ? Replace the existing CRAC units with new CRAC units in UPS room and Printer Room. One (1) unit shall remain operational at all times for UPS Room and Printer Room. Repair ceiling and floor; paint the wall to match existing as required due to removal of CRAC unit. Relocate existing air separator on the discharge line of chilled water pump to the suction line of the chilled water pump.

Copies of said Bid Documents may be purchased at Arc Columbus beginning Monday, July 23, 2012 at a non-refundable fee of \$30.00 per set. Contact Arc Columbus via phone (614) 224-5149, fax (614) 224-2583 or via the internet at www.atlasblueprint.com. A plan holder?s list will be published via the internet site.

All questions and concerns pertaining to the specifications or drawings shall be directed in writing to the Engineer: Advanced Engineering Consultants, ATTN: Jack Lee via Fax (614-486-4082) or E-mail (jackl@aecmep.com) prior to Tuesday, August 7, 2012 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.
ORIGINAL PUBLISHING DATE: July 20, 2012

BID OPENING DATE - August 14, 2012 3:00 pm

SA004522 - Antares Avenue Phase 2

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Electronic proposals will be received by the Department of Public Service, on behalf of NP Limited Partnership, through www.bidx.com, until August 14, 2012, at 3:00P.M. local time, for the Antares Avenue Phase 2 project.

Hard copy proposals will not be accepted by the City.

The work for which proposals are invited consists of: the project for which proposals are invited consists of: the completion of construction of Antares Avenue between Polaris Parkway and Gemini Parkway. The work consists of: constructing 1,167 feet of new roadway and sidewalks, water line, storm sewer, lighting, planting street trees, construction of a T-Turnaround at the terminus of Barley Loft Road, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth at www.bidx.com.

Bidders who wish to learn more about the Bid Express service or to sign up for an account can visit the Bid Express web site at www.bidx.com or call Bid Express customer support at 1-888-352-BIDX for information. Bidders must also have an account with one of Bid Express' surety verification companies, either Surety 2000 (www.surety2000.com/default.asp) or Insure Vision (www.web.insurevision.com/ebonding/). Contact them directly to set up an account.

Bidders must have an account with Bid Express and either Surety 2000 or Insure Vision in order to bid on this project.

ORIGINAL PUBLISHING DATE: July 25, 2012

SA004515 - Ped Safety Imp-Franklinton RR Sidewalk

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Electronic proposals will be received by the Department of Public Service through www.bidx.com, until August 14, 2012, at 3:00 P.M. local time, for Pedestrian Safety Improvements - Franklinton Railroad Sidewalk, C.I.P. No. 590105-100058.

Hard copy proposals will not be accepted by the City.

The work for which proposals are invited consists of: constructing and/or reconstructing sidewalks near the railroad bridges in the Franklinton Community Area at the following locations: Broad Street west of Glenwood Avenue, Town Street west of Glenwood Avenue, Broad Street west of Starling Street, State Street west of Starling Street, Central Avenue at the railroad bridge, Yale Avenue at the railroad bridge, and Sounder Avenue at the railroad bridge. The work includes: excavation, concrete removal, sidewalk construction, maintaining traffic, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth at www.bidx.com.

Bidders who wish to learn more about the Bid Express service or to sign up for an account can visit the Bid Express web site at www.bidx.com or call Bid Express customer support at 1-888-352-BIDX for information. Bidders must also have an account with one of Bid Express' surety verification companies, either Surety 2000 (www.surety2000.com/default.asp) or Insure Vision (www.web.insurevision.com/ebonding/). Contact them directly to set up an account.

Bidders must have an account with Bid Express and either Surety 2000 or Insure Vision in order to bid on this project.

ORIGINAL PUBLISHING DATE: July 21, 2012

SA004516 - Bridge Rehab Annual Citywide 2012

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Electronic proposals will be received by the Department of Public Service through www.bidx.com, until August 14, 2012, at 3:00 P.M. local time, for the Bridge Rehabilitation - Annual Citywide Project (2012), C.I.P. No. 530301-100063.

Hard copy proposals will not be accepted by the City.

The work for which proposals are invited consists of: routine maintenance to several bridges within the City of Columbus. The work includes: crack sealing, concrete patching on all elements of a bridge, railing repairs, epoxy injection, maintenance of traffic, concrete removal, asphalt overlays, sealing cracks in bridge decks and replacement of expansion joint seals, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth at www.bidx.com.

Bidders who wish to learn more about the Bid Express service or to sign up for an account can visit the Bid Express web site at www.bidx.com or call Bid Express customer support at 1-888-352-BIDX for information. Bidders must also have an account with one of Bid Express' surety verification companies, either Surety 2000 (www.surety2000.com/default.asp) or Insure Vision (www.web.insurevision.com/ebonding/). Contact them directly to set up an account.

Bidders must have an account with Bid Express and either Surety 2000 or Insure Vision in order to bid on this project.

ORIGINAL PUBLISHING DATE: July 21, 2012

BID OPENING DATE - August 15, 2012 2:00 pm

SA004530 - OCM-RENOV OF NEW TRAFFIC CONTROL CENTER

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION FOR A NEW TRAFFIC CONTROL CENTER
FOR THE DEPARTMENT OF PUBLIC SERVICE

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: ?Renovation for a New Traffic Control Center for the Department of Public Service? for July 26, 2012 through August 15, 2012.

1.2 Classification: This is a prevailing wage project requiring bonding and insurance.

Brief description ? Demolition of the existing structure as indicated on the bid documents. Relocating existing equipment to the 120 W. Gay St. building as indicated on the drawings. Installing telecommunication cables as indicated in 120 W. Gay St. building and City Hall. Construction of a new facility connected to the existing warehouse with a computer room, workshop, office space, kitchen/break room area, restrooms, and a TMC command center with wall mounted screens.

Copies of said Bid Documents may be purchased at Alphagraphics beginning Thursday, July 26, 2012 at a non-refundable fee of \$175.00 per set. Contact Alphagraphics via phone (614) 297-1200, fax (614) 297-1300 or via the internet at www.deplanroom.com. A plan holder?s list will be published via the internet site.

All questions and concerns pertaining to the specifications or drawings shall be directed in writing to the Architect: HNTB, ATTN: Katie Ott Zehnder via Fax (614-228-1071) or E-mail (kzehnder@hntb.com) prior to Thursday, August 9, 2012 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.

ORIGINAL PUBLISHING DATE: July 26, 2012

SA004521 - Security Enhancements Hoover Dam Imp.

The City of Columbus, Ohio is soliciting Statements of Qualifications (SOQ) from experienced construction firms to provide construction services to the City for the Department of Public Utilities (DPU), Division of Power and Water. The construction services for which Statements of Qualifications are requested consists of furnishing all materials, equipment, and labor necessary for the installation of access control systems, an intrusion detection system, a digital security surveillance system, physical security improvements including bollards, fencing, minor architectural modifications and site work and such other work as may be necessary to complete the contract in accordance with the plans and specifications that will be made available to the shortlisted bidders that are selected in accordance with the selection process indicated below. The project is identified as Security Enhancements Hoover Dam Improvements, Contract Number 1066, Part 1, Project Number 690479.

ORIGINAL PUBLISHING DATE: July 24, 2012

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - August 16, 2012 11:00 am

SA004527 - AUTOMATED SYSTEM FOR OIL AND GREASE EXTR

1.1 SCOPE. It is the intent of the City of Columbus, Department of Public Utilities to obtain formal bids to establish a contract for the purchase and set-up of an automated extraction/evaporation Oil and Grease instrument by EPA Method 1664. For use in the Surveillance Laboratory of the Division of Sewerage and Drainage

1.2 CLASSIFICATION. This system must be of equal or greater quality to the Environmental Express SPE-Xpress or the Horizon Technologies SPE-DEX 3000XL system. It must include the operating software, set-up and training.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 11:00 a.m. (local time) on August 6, 2012. Responses will be posted as an addendum to this bid on the City's website (vendorservices.columbus.gov) no later than 11:00 a.m. (local time) on August 9. See section 3.4 for additional details.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 25, 2012

SA004507 - TRAFFIC PEDESTRIAN SIGNAL EQUIPMENT UTC/

1.0 SCOPE AND CLASSIFICATION:

1.1. Scope: The City of Columbus is seeking bids for Traffic Pedestrian Signal Equipment for use in traffic signal installations along roadways throughout the City of Columbus. It is the intent to issue a "firm offer for sale" blanket type contracts. The contracts shall be in effect from and after its execution by the City to and including October 31, 2014.

1.2. Classification: Bids are requested for LED Pedestrian Signal Modules with the Countdown feature, Pedestrian Signal Housings, Pedestrian Push Buttons, and Mounting Hardware.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 13, 2012

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004511 - SIGNAGE 120 GAY STREET

1.0 SCOPE & CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus to establish a contract for the purchase of all material, labor and engineering services necessary to program facility and to fabricate and install signage in a building under complete renovation located at 120 West Gay Street, Columbus, OH, 43215. Bidder shall establish timeframes for delivery and installation by estimated date of November 1, 2012.

1.2 Classification: All signs, including work station and room ID's, overheads and flag mounts, directional's and directories shall have a matching appearance and constructed utilizing the same manufacturing process to assure a consistent look throughout.

1.2.1 Signage is required in the general areas (Interior and Building Shell Exterior) and for private offices at 120 West Gay Street as listed: Lower Level (LL), Level 1, Level 2, Level 3, Level 4, and Level 5.

1.2.2 Services required shall include meetings, engineering/design/programming, procurement, scheduling, storage (if required), delivery and installation of signage.

1.2.3 Pricing shall be in accordance with prevailing wage requirements if applicable.

1.2.4 Specifications Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 11:00 am. (local time) on Wednesday, August 1, 2012. Responses will be posted as an addendum to this bid on the City's website (vendorservices.columbus.gov) no later than 11:00 a.m. (local time) on Friday, August 3, 2012.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 21, 2012

SA004525 - ROADWAY IMP. - PARSONS AVE. CORRIDOR

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. August 16, 2012, for professional engineering consulting services for the Roadway Improvements - Parsons Avenue Corridor / Livingston Avenue to Hosack Street project. Proposals are being received by Department of Public Service, Office of Support Services, 109 N. Front St., Room 301, Columbus, OH 43215. The scope of the project shall consist of preparation of final construction drawings for improvements to the Parsons Avenue Corridor between Livingston Avenue and Hosack Street, per the recommendations from the Parsons Avenue Corridor Study. The project will convert the corridor from an existing four-lane section to a three-lane section with full time parking on one side.

The selected Consultant shall attend a scope meeting anticipated to be held the week of August 27 - 31, 2012. If the Project Manager is not available, the Consultant may designate an alternate(s) to attend in his/her place.

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. The last day to submit questions is August 7, 2012. 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: July 25, 2012

BID OPENING DATE - August 23, 2012 11:00 am

SA004523 - PRETREATMENT INFORMATION MANAGEMENT SYST

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus Department of Technology, on behalf of the Department of Public Utilities (DPU), desires to acquire a new commercial-off-the-shelf (COTS) software solution, as a replacement for the current Pretreatment Information Manangement System (PIMS) and various other pretreatment-data reporting tools currently in use by the City's Industrial Wastewater Pretreatment Group (IWPG) within the Division of Sewerage and Drainage (DOSD).

The City is placing this Request for Proposals with the intention to enter into a contract with a Vendor who will provide software, licenses, support services, training and any labor required to bring the System fully operational, and to train City personnel in its best use, in order to keep the System fully functional throughout its expected life span of at least five years (The Solution). This document serves as a guide for use by potential vendors as to the format and requirements of a successful proposal.

The DPU's mission to enhance the quality of life for the residents of central Ohio is the principal driver behind this RFP for a new PIMS. The critical nature of monitoring and maintaining the quality of the industrial pretreatment program makes the PIMS replacement project a high priority for the DPU and the DOSD.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.
ORIGINAL PUBLISHING DATE: July 26, 2012

SA004517 - RFSQ-Bill Presentment & Payment Applicat

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus, Ohio is soliciting Requests for Statements of Qualifications (RFSQ) pursuant to Columbus City Code 329.13 from firms to supply, integrate and support an Electronic/Traditional Bill Presentment and Payment Application. The application may already be developed in Commercial Off-The-Shelf (COTS) form or a fully customized application.

The Department of Public Utilities provides the following services:

- Treats and distributes quality drinking water to approximately 270,000 customers
- Collects and treats wastewater for approximately 270,000 customers
- Maintains the City's stormwater collection system
- Provides electricity to approximately 13,000 customers and 51,000 street lights

Selection of professional services shall be in accordance with Section 329.13 of Columbus City Codes, 1959. Any agreement or contract entered into will be in accordance with the provisions of Chapter 329, of Columbus City Codes, 1959, the standard agreements rules and regulations.

All offerors, and their proposed subcontractors, shall have valid City of Columbus Contract Compliance Numbers (CCCN). Applications for certification may be obtained from the City of Columbus website (www.columbus.gov), or from: City of Columbus, Equal Business Opportunity Commission Office, 109 North Front Street, 4th Floor, Columbus, Ohio 43215-9020 or by calling (614) 645-4764.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 21, 2012

SA004513 - TRANSFORMERS FOR POWER DISTRIBUTION

1.1. Scope: It is the intent of the City of Columbus, Division of Power and Water (Power Section) to obtain bids for a one time purchase of Transformers for the city's Electrical Distribution system.

1.2. Classification: The successful bidder(s) will supply Single Phase Pole Mount Transformers, Single and Three Phase Pad Mount Transformers, of various ratings and connections. The City of Columbus Distribution System is based on a DELTA configuration. The awarded supplier(s) will be required to submit preliminary drawings for approval prior to the manufacturer of the transformers. The supplier is also to perform contamination testing prior to delivery. Final drawings, operating manuals and certified test results must be provided. Transformers are to be shipped complete with oil.

1.3. Bidders are to submit Core and Copper Loss Wattage in their bid response that will be used for the price evaluation.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: July 20, 2012

Ordinances and Resolutions

City of Columbus
City Bulletin Report

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

Legislation Number: 0135X-2012

Drafting Date: 6/28/2012

Current Status: Passed

Version: 1

Matter Type: Resolution

BACKGROUND: To declare the necessity of installing a high pressure sodium street lighting system under the assessment procedure. Property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring for the Broad Meadows - Highfield Drive area, including: Highfield Drive, Milton Avenue from Highfield Drive to and including parcel numbers 010-110713 and 010-110714.

Emergency action is requested due to citizens' approved petition for a timely implementation of construction services.

FISCAL IMPACT: The determined amount to be paid for the City's share under the assessment procedure is \$15,000.00.

To authorize the Director of the Department of Public Utilities, on behalf of the Division of Power and Water, to declare the necessity of installing ornamental street lighting with underground wiring for the Broad Meadows - Highfield Drive area under the assessment procedure, and to declare an emergency.

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring for the Broad Meadows - Highfield Drive area, including: Highfield Drive, Milton Avenue from Highfield Drive to and including parcel numbers 010-110713 and 010-110714; and

WHEREAS, emergency action is necessary to avoid any further delay in the implementation of construction services in accordance with citizens' approved petition for street lighting under the assessment procedure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, in that it is immediately necessary to declare the necessity of making said improvements in order that the same may be completed at the earliest possible time, thereby immediately protecting the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That it is necessary to install a high pressure sodium street lighting system with ornamental poles and underground wiring for the Broad Meadows - Highfield Drive area, including: Highfield Drive, Milton Avenue from Highfield Drive to and including parcel numbers 010-110713 and 010-110714, in the City of Columbus, Ohio, in accordance with the plans, specifications and estimate of the proposed improvement prepared by the Administrator of the Division of Power and Water, which are hereby approved.

SECTION 2. That the installation of said street lights shall be shown on the plans, according to drawing number 13E0211 of the files of the Administrator of the Division of Power and Water of the Department of Public Utilities, which are by reference made a part hereof.

SECTION 3. That the whole cost of said improvement, less the City portion, shall be assessed per lot in proportion to the special benefits which may result from the improvement upon the following described

residential lots and lands, which said lots and lands are hereby determined to be specially benefited equally by said improvement, and in an amount to be determined.

SECTION 4. That the assessment so to be levied shall be paid in twenty semi-annual installments, with interest on deferred payments at a rate not exceeding the prevailing interest rate; provided that the owner of any property assessed may, at his option, pay such assessment or any number of installments of the same, at any time after such assessment has been levied.

SECTION 5. That notes of the City of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in anticipation of collection of the assessments by installments, and in an amount equal thereto.

SECTION 6. That the City portion of the entire cost of improvement shall be paid from the Electric Enterprise Funds.

SECTION 7. 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.

Legislation Number: 0147X-2012

Drafting Date: 7/17/2012

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To honor, recognize, and celebrate the life of Mr. Frederick J. Yates, Jr., and to extend our sincerest condolences to his family and friends on the occasion of his passing Sunday, July 15, 2012.

WHEREAS, Fred Yates was born August 7, 1948, in Cleveland to the late Frederick J. Yates, Sr., and Mary Yates; and

WHEREAS, Fred was beloved by his family, friends, and colleagues for his smile, forgiving nature, and passion for public service; and

WHEREAS, through eleven distinguished years of active duty service in the United States Army, Fred served his country proudly, including in Vietnam, where he completed two tours of duty; and

WHEREAS, Fred was a graduate of The Ohio State University and the Gospel Lighthouse School of Ministry; he also served as the first African American Message Clerk in the Ohio Senate; and

WHEREAS, the residents of Columbus benefitted from Fred's able leadership, including during his tenure with the Columbus Department of Public Safety and as director of the Equal Business Opportunity Commission Office, where he was a champion for minority-owned businesses; and

WHEREAS, Fred is survived by the love of his life and high school sweetheart of 42½ years, Sondra; his children, Adrienne and Frederick III; his mother, Mary Yates Malone; his mother-in-law, E. Louise Horton-Moore; his grandchildren, Anthony James, Jaeda Marie, and Jaelee Rose; his siblings, Carolyn Yates Salami (Abdul), Marsha Yates Jackson (Ulysses), Michael F. Yates, Sr. (Darlene); his aunt, Sharon Gorman Bremer (Charles); his nephews, Michael, Jr., and Martin; his best friend, Larry Price; and innumerable friends,

colleagues, and admirers; now, therefore

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

That this Council does hereby honor, recognize, and celebrate the life of Mr. Frederick J. Yates, Jr., and extends our sincerest condolences to his family and friends on the occasion of his passing Sunday, July 15, 2012.

Legislation Number: 0149X-2012

Drafting Date: 7/19/2012

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

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

WHEREAS, NAWBO Columbus was chartered in 1997 to bring women business owners together to provide support and peer networking; and

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

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

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

WHEREAS, the member accomplishments include 2012 Ernst and Young Entrepreneurs of the Year in the South Central Ohio and Kentucky area, 2012 Small Business Administration Champion, and being featured in the *American Bar Association Journal*, *The Metropreneur*, WBNS 10TV, and *The Columbus Dispatch*; and

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

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

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

Legislation Number: 0937-2012

Drafting Date: 4/23/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This ordinance authorizes the Director of the Department of Technology to modify an agreement with Manpower Professional Services d/b/a Experis, for professional services to enhance the City's internet sites. The original agreement (EL011941) was authorized by ordinance 0955-2011, passed July 11, 2011, providing for service through June 30, 2014. This modification will increase funding by \$57,649.05, providing for additional services needed to re-brand and upgrade the City's internet sites. All other terms and conditions of the original agreement are unchanged, including the following hourly rates: \$95 for web development, \$100 for web project management, \$90 for web business analysis, and \$80 for web usability and graphics.

The amount of this modification is \$57,649.05, and is needed to support the Web re-branding and upgrade projects. While these needs were known at the time of the original agreement, specific requirements and associated costs were not. Additional information is now available, enabling cost estimates for the work required. The City has an existing three-year agreement with Manpower to provide the needed professional services, awarded through solicitation SA003912. To ensure continuity in the consultants currently working with the City, it is in the City's best interests to obtain these services through the existing agreement with Manpower. The cost of these services reflect the pricing proposed in response to the solicitation, as well as the estimates of service hours required to complete the needed work.

FISCAL IMPACT:

Last year, the Department of Technology legislated \$100,000.00 with Manpower Professional Services (dba Experis), for professional services to enhance the City's internet sites. The 2012 cost for the professional services provide by Manpower Professional Services is \$57,649.05. Funds have been identified for this purchase in the amount of \$57,649.05 and are available in the Department of Technology, Information Services Division, Capital Improvement Bond Fund. Including this modification, the aggregate contract total amount is \$157,649.05.

EMERGENCY:

Emergency action is requested to expedite authorization of this contract in order to initiate services from the vendor in support of web site enhancement projects.

CONTRACT COMPLIANCE:

Vendor Name: Manpower Professional Services dba/Experis C.C.#: 39-1929719
Expiration Date: 6/13/13

To authorize the Director of the Department of Technology to modify a contract with Manpower Professional Services (formerly known as COMSYS, dba Experis), for web professional services to augment existing staff resources to enhance the city's internet sites; to authorize the expenditure of \$57,649.05 from the Department of Technology, Information Services Division, Capital Improvement Bonds Fund; and to declare an emergency. (\$57,649.05)

WHEREAS, the Department of Technology has a need to continue the ongoing E-Gov.- Ektron project (470050-100000) to augment existing staff resources devoted to web projects and initiatives, and

WHEREAS, this ordinance authorizes the Director of the Department of Technology to modify an agreement with Manpower Professional Services d/b/a Experis, for professional services to enhance the City's internet sites. The original agreement (EL011941) was authorized by ordinance 0955-2011, passed July 11, 2011, providing for service through June 30, 2014, and

WHEREAS, this modification will increase funding by \$57,649.05, providing for additional services needed to re-brand and upgrade the City's internet sites. All other terms and conditions of the original agreement are unchanged, including the following hourly rates: \$95 for web development, \$100 for web project management, \$90 for web business analysis, and \$80 for web usability and graphics, and

WHEREAS, an emergency exist in the daily operation of the city in that it is immediately necessary for the Director of the Department of Technology to modify a contract with Manpower Professional Services (formerly known as COMSYS, dba Experis), to enhance the city's internet sites, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology is hereby authorized to modify an agreement with Manpower Professional Services d/b/a Experis, for professional services to enhance the City's internet sites. The original agreement (EL011941) was authorized by ordinance 0955-2011, passed July 11, 2011, providing for service through June 30, 2014. This modification will increase funding by \$57,649.05, providing for additional services needed to re-brand and upgrade the City's internet sites. All other terms and conditions of the original agreement are unchanged, including the following hourly rates: \$95 for web development, \$100 for web project management, \$90 for web business analysis, and \$80 for web usability and graphics. The funds associated with this ordinance are available within the Department of Technology, Information Services Division, Capital Improvement Bond Fund.

SECTION 2: That the expenditure of \$57,649.05 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Div.:47-02| Fund: 514| **Sub-fund:** 002| **OCA Code:** 470050| **Project Number:** 470050-100000|
Project Name: E-Gov. Initiative| **Obj. Level 1:** 06| **Obj. Level 3:** 6655| **Amount:** \$57,649.05 Information Services Bonds Fund {2011 Bond fund}

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

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

Legislation Number: 1253-2012

Drafting Date: 6/1/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

Scioto Greenways Project involves the removal of the Main Street dam, the restoration of the Scioto River and construction of park improvements and related utility and bridge improvements along both sides of the Scioto River between the confluence of the Scioto River and the Olentangy River to approximately 800 feet south of the current Main Street dam.

FISCAL IMPACT:

The city is providing \$14,000,000 in bond funds and \$4,000,000 in utility bond funds for a total of \$18,000,000 towards the estimated \$35,500,000 total project cost subject to future appropriations by Columbus City Council. Future legislation will appropriate bond funds in 2013, 2014 and 2015.

To authorize the Directors of Recreation and Parks, Public Service and Public Utilities to enter into the Scioto Greenways Primary Agreement with the Columbus Downtown Development Corporation (CDDC) for the removal of the Main Street Dam and the development of the Scioto River; and to declare an emergency.

WHEREAS, it is necessary for the Directors of Recreation and Parks, Public Service and Public Utilities to enter into the Scioto Greenways Primary Agreement with the Columbus Downtown Development Corporation for the removal of the Main Street Dam and the development of the Scioto River; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks, Public Service and Public Utilities Departments in that it is immediately necessary to enter into said agreement so that work can begin immediately and maintain schedule for 2015 completion, thereby preserving the public health, safety and welfare; now, therefore

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

SECTION 1. That the Directors of Recreation and Parks, Public Service and Public Utilities, severally, be and are hereby authorized to enter into the Scioto Greenways Primary Agreement with the Columbus Downtown Development Corporation for the removal of the Main Street Dam and the development of the Scioto River.

SECTION 2. That this legislation does not authorize any expenditures, and financial commitments of the City will be subject to future appropriations by Columbus City Council.

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

Legislation Number: 1256-2012

Drafting Date: 6/1/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

Background: This ordinance authorizes a change order of funds within the Sanitary Sewer Super Build America Bond Fund, Fund 669 and authorizes the Director of Public Utilities to enter into a contract with Prime Engineering Inc. to provide Construction Administration / Construction Inspection (CA/CI) services for

the Scioto Main Trunk and West Relief Rehabilitation Project.

This change order authorizes that the total amount of cash as follows: \$ \$312,375.00 from CIP # 650715-100000 and \$9,424.81 from 650100-100000. These amounts are being transferred to CIP # 650725-100001 for the Large Diameter Sewer Rehabilitation - Olentangy Main Trunk Sewer. This change order involves EL012629 for Construction Administration / Construction Inspection work authorized in Ordinance 0470-2011 for Prime Engineering Inc.

This legislation also authorizes the Director of Public Utilities to enter into a contract with Prime Engineering Inc. in the amount of \$31,500.00 to provide Construction Administration / Construction Inspection (CA/CI) services for the Scioto Main Trunk and West Relief Rehabilitation Project, CIP 650696-100000.

Emergency Designation: The Department of Public Utilities is requesting an emergency designation at this time.

Contractor Compliance No.: Prime Engineering Inc. | 26-0546656 | 02/17/2014 | ASN

Fiscal Impact: This legislation authorizes the change order of \$321,799.81 within the Sanitary Sewer Super Build America Fund, Fund 669 for EL012629; authorizes the transfer within and the expenditure of funds (\$31,500.00) from the Sanitary Sewer General Obligation Bond Fund, Fund 664; and an amendment to the 2012 Capital Improvement Budget.

Environmental Impact: NA

To authorize the City Auditor to make a change order, transfer and expenditure of \$321,799.81 within the Sanitary Sewer Super Build America Bond Fund, Fund 669; to authorize the transfer within and the expenditure of \$31,500.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2012 Capital Improvement Budget; and to authorize the Director of Public Utilities to enter into contract with Prime Engineering Inc. and to declare an emergency. (\$353,299.81)

WHEREAS, it is necessary to perform a change order for EL012629 for the transfer of funds from the Sanitary Sewer Super Build America Fund, Fund 669; and

WHEREAS, it is necessary to transfer funds from CIP # 650715-100000 and 650100-100000; to CIP # 650725-100001; and

WHEREAS, it is necessary to complete this change order to place the required cash and authority in the correct capital improvement project to pay for the project authorized in Ordinance 0470-2011; and

WHEREAS, it is necessary to authorize the transfer and appropriation of cash within the Sanitary Sewer Super Build America Bond Fund, Fund 669, for purposes of providing sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize the transfer of funds within the Sanitary Sewer General Obligation Bond Fund, Fund 664, for purposes of providing sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Sanitary Sewer Super Build America Bond Fund, Fund 669 and the Sanitary Sewer General Obligation Bond Fund, Fund 664; and

WHEREAS, it is necessary to amend the 2012 Capital Improvements Budget to provide sufficient authority for increasing a capital project account; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into contract with Prime Engineering Inc., and to authorize change order for the construction administration and inspection services for the projects listed herein below, which are necessary to allow for the proper operation of the City's sanitary and water infrastructure, as well as, for the preservation of the public peace, health, property, and welfare; **Now, Therefore,**

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

SECTION 1. That the City Auditor is hereby authorized to change the funding source on EL012629 within Fund 669 Sanitary Sewer Super Build America Bonds as follows:

Move From

EL012629-001 | Project 650100-100000 | Sanitary Sewer Contingency | (\$9,424.81)
EL012969-004 | Project 650715-100000 | Lrg. Diameter Sewer Rehab -Olentangy Main Trunk Sewer Phase B | (\$312,375.00)

Move to

Project 650725-100001 | Olentangy Main Trunk Sewer Rehab Project | OCA 697251 | OL3 6686

SECTION 2. That the City Auditor be and hereby is authorized to transfer and appropriate cash in the amount of \$321,799.81 or as much thereof as may be needed in the following manner:

Move From:

Fund | Proj. No. | Proj. Name | OCA | Amount

669 | 650100-100000 | Sanitary Sewer Contingency | 669100 | \$9,424.81 | OL3 6686
669 | 650715-100000 | Lrg Dia. Sewer Rehab - Olentangy Main Trunk Sewer Ph. B | 669715 | \$312,375.00 | OL3 6686

Move Expenditure To:

Fund | Proj. No. | Proj. Name | OCA | Amount

669 | 650725-100001 | Olentangy Main Trunk Sewer Rehabilitation Project | 697251 | +\$321,799.81 OL36686

SECTION 3. That the City Auditor be and hereby is authorized and directed to transfer a total of \$31,500.00 from within the Sanitary Sewer General Obligation Bond Fund, Fund 664 | Division 60-05 | Object Level Three 6686:

From:

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

664 | 650033-100000 | Big Walnut Trunk Sewer 6F | 650033 | -\$31,500.00

To:

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

664 | 650696-100000 | Scioto Main Trunk and West Relief Rehab Project | 650696 | +\$31,500.00

SECTION 4. That the expenditure of \$31,500.00, or as much thereof as may be needed, be and the same is hereby authorized from the Sanitary Sewer General Obligation Bond Fund, Fund 664 | Division 60-05 | Object Level Three 6686, as follows:

650696-100000 | Scioto Main Trunk and West Relief Rehab Project | 650696 | +\$31,500.00

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

SECTION 6. That the 2012 Capital Improvements Budget Ordinance No. 0368-2012 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein.

Fund # | Project No. | Project Name | Current Authority | Revised Authority | (Change)

669 | 650100-100000 | Sanitary Sewer Contingency | \$100,800 | \$91,376 | (-\$9,425)

669 | 650715-100000 | Lrg Dia. Sewer Rehab - Olentangy Main Trunk | \$321,375 | \$0 | (-\$312,375)

669 | 650725-100001 | Olentangy Main Trunk Sewer Rehabilitation Project | \$0 | \$321,800 | (+\$321,800)

Fund # | Project No. | Project Name | Current Authority | Revised Authority | (Change)

664 | 650033-100000 | Big Walnut Trunk Sewer 6F | \$2,171,299 | \$2,139,799 | (-\$31,500)

664 | 650696-100000 | Scioto Main Trunk and West Relief Rehab Project | \$0 | \$31,500 | (+\$31,500)

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

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

SECTION 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1287-2012

Drafting Date: 6/6/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The Division of Planning and Operations is responsible for sweeping and maintenance and repair of the City's roadway system. To accomplish this mission the Division requires three flusher trucks and one retrofitted flusher truck. These trucks will replace older units beyond their useful service lives and will provide for a more reliable fleet to carry out services provided by the Division. This purchase is consistent with the division's fleet replacement program. One of the flusher trucks will be configured to be powered by compressed natural gas (CNG).

The cabs and chassis necessary for the building of the flusher trucks are available on an existing ODOT contract and the flusher bodies are available on an Ohio Department of Administrative Service Cooperative Contract. The truck to be retrofitted will need to be transported to the Etnyre facility. That service has been bid out separately through the City's purchasing system.

The three new units will be fitted with 2200 gallon flusher bodies and the unit to retrofitted will be equipped with a 1900 gallon flusher body.

ODOT Contract for the Cab and Chassis for the three flusher trucks:

<u>Contract</u>	<u>Item</u>	<u>Vendor</u>	<u>Unit Cost</u>
023-12	Cab and Chassis	Miami Valley International Trucks	\$79,392.00
023-12	Cab and Chassis (CNG)	Miami Valley International Trucks	\$123,955.00

Ohio Department of Administrative Service Cooperative Contract for the four flusher bodies:

<u>Contract</u>	<u>Item</u>	<u>Vendor</u>	<u>Unit Cost</u>
STS-515	1900 Gallon Body	Southeastern Equipment	\$51,405.00
STS-515	2200 Gallon Body	Southeastern Equipment	\$51,865.00

Bids were advertised in the City Bulletin for transportation of the cab and chassis received on April 27, 2012 for bid SO040412 as follows:

<u>Vendor</u>	<u>Cost</u>	<u>Status</u>
Rusty's Towing Service	\$1,800.00	Majority
Eitel's Towing Service	\$1,900.00	Majority

The lowest bid from Rusty's Towing Service, contract compliance number 31-1274409, met specifications as the lowest responsive, responsible bidder. Their bid price this service is \$1,800.00.

Total cost of the purchase of two diesel powered flusher trucks is \$262,514.00.

Total cost of the purchase of the CNG flusher truck is \$175,820.00.

Total cost of the purchase of the unit to be retrofitted is \$53,205.00

Total cost of the purchase of the four units is \$491,539.00.

The quotations are on file with the Purchasing Office. These purchases have been approved by the Fleet Management Division.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against any of the companies listed above.

2. CONTRACT COMPLIANCE

Miami Valley International Trucks' contract compliance number is 31-1040091 and expires 11/02/2012.

Southeastern Equipment's contract compliance number is 34-1503254 and expires 12/15/2012.

Rusty's Towing Service's contract compliance number is 31-1274409 and expires 5/31/2014.

3. FISCAL IMPACT

Funds are available for this expenditure from the Street and Highway Improvement Fund, no. 766, and The Streets and Highways G.O. Bonds Fund, No. 704. A C.I.B. Amendment is necessary to establish funding authority in the correct project for this expenditure. The cost of this purchase is \$491,539.00.

4. EMERGENCY

This legislation is requested to be heard as an emergency to ensure that the four flusher trucks are available for immediate use.

To authorize the Director of Finance and Management to establish purchase orders for the purchase and assembly of four flusher trucks in accordance with Ohio Department of Transportation and State of Ohio contracts for the Division of Planning and Operations; to amend the 2012 C.I.B; to authorize the transfer and expenditure of \$491,539.00 within the Streets and Highway G.O. Bonds Fund and the Street and Highway Improvement Fund; and to declare an emergency. (\$491,539.00)

WHEREAS, the Division of Planning and Operations is responsible for conducting maintenance and repair along the City's roadway system, and

WHEREAS, the purchase of four flusher trucks is necessary to replace vehicles that are past their useful service lives to perform the mission of the Division and ensure the safety of the traveling public, and

WHEREAS, City ordinance 1410-2010 authorizes city agencies to utilize Ohio Department of Transportation contracts, and

WHEREAS, City ordinance 0582-87 authorizes city agencies to utilize Ohio Department of Administrative Services cooperative contracts, and

WHEREAS, the City of Columbus does not include this type of equipment on any Universal Term Contract, and

WHEREAS, this purchase has been approved by the Fleet Management Division, and

WHEREAS, the Division of Planning and Operations wishes to purchase three truck cabs and chassis using Ohio Department of Transportation contract, 023-12 which expires on September 30, 2012, and

WHEREAS, the Division of Planning and Operations wishes to purchase four flusher bodies using Ohio Department of Administrative Service Cooperative Contract, STS515 which expires on September 30, 2012, and

WHEREAS, the Division of Planning and Operations solicited bids for Towing Services for the transportation of one cab and chassis to the Etnyre facility in Oregon, IL, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations in that the funding should be authorized immediately for the purchase of these vehicles, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Director of Finance and Management is hereby authorized to establish purchase orders for the purchase of equipment for four flusher trucks as follows:

Miami Valley International Trucks

11775 Highway Drive
Cincinnati, OH 45241

Amount - \$282,739.00

For the purchase of two diesel powered and one CNG powered single axle cabs and chassis.

Ohio Department of Transportation contract 023-12 which expires on September 30, 2012.

Funding for this legislation is based on quotes dated April 11 and 12, 2012 submitted by Miami Valley International Trucks, and the quoted prices reflect Ohio Department of Transportation contract pricing, and are on file with the Purchasing Office.

Southeastern Equipment Company

P.O. Box 368
Dublin, OH 43016

Amount - \$207,000.00

For the purchase and upfitting of one 1900 gallon flusher body and three 2200 flusher bodies.

Ohio Department of Administrative Service Cooperative Contract STS515 which expires on September 30, 2012.

Funding for this legislation is based on quotes dated April 13, 2012 submitted by Southeastern Equipment

Company, and the quoted prices reflect State of Ohio contract pricing, and are on file with the Purchasing Office.

Rusty's Towing Service

4845 Obetz-Reese Road
Columbus, OH 43207

Amount - \$1,800.00

For the transportation of one cab and chassis to the Etnyre facility in Oregon, IL.
Bids were received on April 27, 2012 for SO040412 and are on file in the Purchasing Office.

SECTION 2. That the 2012 C.I.B. authorized by ordinance 0368-2012 be amended to establish authority for this expenditure in the required project detail as follows:

Fund / Project / Project Name / Current C.I.B. / Amendment / C.I.B as amended

766 / 766999-100000 / Unallocated Balance (Carryover) / \$3,902,740.00 / (\$300,000.00) / \$3,602,740.00

766 / 530020-100000 / Street Equipment (Carryover) / \$0.00 / \$300,000.00 / \$300,000.00

SECTION 3. The sum of \$300,000.00 be and is hereby appropriated from the unappropriated balance of the Street and Highway Improvement Fund, Fund 766, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2012 as follows:

Fund / Project / Project Name / O.L. 01/03 Codes / OCA Code / amount

766 / 766999-100000 / Unallocated Balance / 06-6600 / 766999 / \$300,000.00

SECTION 4. That the transfer of cash and appropriation within the Street and Highway Improvement Fund, no. 766, be authorized as follows:

Transfer from:

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

766 / 766999-100000 / Unallocated Balance / 06-6600 / 766999 / \$300,000.00

Transfer to:

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

766 / 530020-100000 / Street Equipment / 06-6600 / 766020 / \$300,000.00

SECTION 5. That the sum of \$491,539.00 or so much thereof as may be needed is hereby authorized to be expended from the Street and Highway Improvement Fund, no. 766, and The Streets and Highways G.O. Bonds Fund, No. 704, Dept./Div. 59-11 as follows:

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

704 / 530020-100000 / Street Equipment / 06-6651 / 591246 / \$191,539.00

766 / 530020-100000 / Street Equipment / 06-6651 / 766020 / \$300,000.00

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

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

Legislation Number: 1321-2012

Drafting Date: 6/11/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation will supplement Chapter 1147 of Columbus City Code to provide authorization for the Director of Public Utilities to enact a rule that will provide a discount on the current Wet Weather Charge for customers who exceed the detention requirements of the City's Stormwater Drainage Manual.

FISCAL IMPACT: The fiscal impact is estimated to be very small.

To amend Chapter 1147 of the Columbus City Code by enacting Section 1147.21 to authorize the Director of Public Utilities to promulgate a rule that allows a credit on the Clean River Sanitary Sewer Charge for any customer that exceeds the detention requirements of the Stormwater Drainage Manual.

WHEREAS, previously, Columbus enacted a stormwater fee applicable to Columbus residents for the purpose of creating a stormwater utility to address stormwater issues inside the City; and

WHEREAS, Columbus' stormwater fee is based on calculating impervious surfaces for each customer, with 2000 square feet being referred to as an Equivalent Residential Unit (ERU); and

WHEREAS, Columbus City Code Section 1149.12 authorized the Director of Public Utilities to enact a rule that provided for credits from the stormwater fee; and

WHEREAS, pursuant to that authority, the Director enacted a rule that allows a credit from the stormwater fee for customers that exceed the detention requirements of the Stormwater Drainage Manual, as such customers are discharging less stormwater to the City; and

WHEREAS, in 2005, Columbus created the Wet Weather Charge to assist the City in paying for capital projects required by a consent order with Ohio EPA, and the Wet Weather Charge was based on the same ERU calculation as the stormwater fee; and

WHEREAS, the Department inadvertently allowed customers who were receiving a stormwater credit on their ERU count to also receive a credit on their Wet Weather Charge; and

WHEREAS, allowing a credit on the Wet Weather Charge for all customers that exceed the detention requirements of the Stormwater Drainage Manual is consistent with the rationale for allowing a credit on the stormwater fee, and will not cause any significant fiscal impact as such credits are already being provided; and

WHEREAS, the Director should be authorized to enact a rule allowing any customer that exceeds the detention requirements of the City's stormwater drainage manual to receive a credit on the Wet Weather Charge; **NOW THEREFORE**

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

SECTION 1. That Columbus City Codes, 1959, are hereby supplemented with the enactment of a new section 1147.21, reading as follows:

1147.21- Credits.

The director shall promulgate rules and regulations which allow for a credit in the wet weather charge for properties other than single family residential properties.

SECTION 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1327-2012

Drafting Date: 6/11/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND

This ordinance authorizes the amendment of Chapter 1145 of the Columbus City Code, 1959, Regulation of Sewer Use. These amendments will take effect October 1, 2012. Chapter 1145 provides legal authority that enables the City to operate and enforce its approved pretreatment program.

The Ohio Environmental Protection Agency (OEPA) notified the City of Columbus as part of the Clean Water Act and CFR 403.08 and 403.9 (b) that a pretreatment program must be prepared to prevent the introduction of hazardous materials into the wastewater collection and treatment systems. The City of Columbus was granted approval of a Pretreatment Program July 1, 1985 and the section is within the Division of Sewerage and Drainage. The Pretreatment Section has administrative responsibilities to prevent and monitor industrial customers who produce extra strength wastes into the wastewater system and to ensure compliance with Chapter 1145. Currently the Pretreatment Section monitors and tests the discharges from 102 industrial customers.

Ordinance Number 2706-90 passed to amend Chapter 1145 to comply with pretreatment regulations. On February 1, 2007 the Ohio Administrative Code 3745-3 was amended to include new federal pretreatment requirements including the "Streamlining Rule". These changes affected all publically owned treatment works with pretreatment programs approved by OEPA.

The Streamlining Rule was designed to reduce the overall regulatory burden on both industrial users and control authorities without adversely affecting environmental protection. The rule provides the Division of Sewerage and Drainage, Pretreatment Section the flexibility to reduce the burden of technical and administrative requirements without undermining the environmental objectives of the pretreatment program.

The Division of Sewerage and Drainage conducted stakeholder outreach to discuss the revisions to Columbus City Code, 1959, Chapter 1145 between the dates of April 14-17, 2009. On May 19, 2009 the Division of Sewerage and Drainage submitted revisions to Chapter 1145 to the OEPA for review. The OEPA approved these revisions on February 1, 2012. Furthermore the Columbus City Attorney's Office has reviewed and approved these changes to Chapter 1145.

This complete revision of Chapter 1145 will comply with Ohio Administrative Code 3745-3 (Streamlining Rule) and incorporate various Director Rules that have been adopted over time.

The proposed changes include the following key areas:

- Slug Control Requirements
- Noncompliance

Best Management Practices
Sampling
Signatory Requirements
Alternative National Categorical Standards
Mid-tier Categorical Industrial Users
Waiver Monitoring

FISCAL IMPACT: There is no fiscal impact to these revisions. However, it should be noted that the industrial customers that are monitored under this program pay an extra strength charge which is part of the rate structure with Columbus City Code, 1959, Section 1147.

To amend Chapter 1145 of the Columbus City Codes 1959, to enact new Regulation of Sewer Use to become effective October 1, 2012, and to repeal the existing Sections being amended.

WHEREAS, The Ohio Environmental Protection Agency (OEPA) notified the City of Columbus as part of the Clean Water Act and CFR 403.08 and 403.9 (b) that a pretreatment program must be prepared to prevent the introduction of hazardous materials into the wastewater collection and treatment systems and

WHEREAS, the City of Columbus was granted approval of a Pretreatment Program July 1, 1985 and the section that implements the program is within the Division of Sewerage and Drainage. The Pretreatment Section has administrative responsibilities to monitor industrial customers who produce extra strength wastes into the wastewater system and to ensure compliance with Chapter 1145. Currently the Pretreatment Section monitors and test discharges from 102 industrial customers and

WHEREAS, Ordinance Number 2706-90 passed to amend Chapter 1145 to comply with pretreatment regulations. On February 1, 2007 the Ohio Administrative Code 3745-3 was amended to include new federal pretreatment requirements including the "Streamlining Rule". These changes affected all publically owned treatment works with pretreatment programs approved by OEPA and

WHEREAS, the Streamlining Rule was designed to reduce the overall regulatory burden on both industrial users and control authorities without adversely affecting environmental protection. The rule provides the Division of Sewerage and Drainage, Pretreatment Section the flexibility to reduce the burden of technical and administrative requirements without undermining the environmental objectives of the pretreatment program, and

WHEREAS, the Division of Sewerage and Drainage conducted stakeholder outreach to discuss the revisions to Columbus City Code, 1959, Chapter 1145 between the dates of April 14-17, 2009. On May 19, 2009 the Division of Sewerage and Drainage submitted revisions to Chapter 1145 to the OEPA for review. The OEPA approved these revisions on February 1, 2012. Furthermore the Columbus City Attorney's Office has reviewed and approved these changes to Chapter 1145, and

WHEREAS, this complete revision of Chapter 1145 will comply with Ohio Administrative Code 3745-3 (Streamlining Rule) and incorporate various Director Rules that have been adopted over time, and

WHEREAS, City Council finds that these revisions to Chapter 1145 are necessary to meet current Ohio Administrative Codes and recognize to grant the City of Columbus, Division of Sewerage and Drainage, Pretreatment Section flexibility in carrying out its administrative responsibilities under Chapter 1145, now,

therefore

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

Section 1. That effective October 1, 2012, Section 1145.00 through 1145.99 of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

(SEE ATTACHED).

Section 2 That existing Sections 1145.00 through 1145.99 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.

Legislation Number: 1329-2012

Drafting Date: 6/11/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Conie Construction for the First Ave Inflow Redirection Sanitary Improvement Project. The work for which proposals were invited consists of construction of approximately 119 feet of 12-inch watertight sanitary sewer; 249 feet of 15-inch watertight sanitary sewer; 296 feet of 24-inch watertight sanitary sewer; 632 feet of 30-inch watertight sanitary sewer; 8 manholes; 9 curb and gutter inlets and catch basins; cementitious manhole rehabilitation; manhole frame and cover replacement, and other such work as may be necessary to complete the contract in accordance with the plans (CC-16002) and specifications. All work shall be completed within 270 Calendar days of the Notice to Proceed.

2. Procurement Information: The Division advertised for competitive bid proposals on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.09 of Columbus City Codes. The Division of Sewerage and Drainage opened the responding bids on May 30, 2012 from the following companies:

<u>Name</u>	<u>C.C. No./Exp. Date</u>	<u>City/State</u>	<u>Status</u>
Conie Construction	31-0800904/11-16-12	Columbus, Ohio	MAJ
Savko	31-0907362/4-26-14	Columbus, Ohio	MAJ
Eramo	31-0724866/1-31-14	Hilliard, Ohio	MAJ
Complete General	31-4366382/11-1-13	Columbus, Ohio	MAJ
Igle Co.	31-4214570/2-22-13	Columbus, Ohio	MAJ

These bids were reviewed and ranked utilizing the Bid Tab and Quality Factor Form evaluation process. After careful consideration, the committee recommended that Conie Construction Co. be selected to provide the construction services for the First Ave Inflow Redirection Sewer Improvements Project.

3. The Engineer's construction cost estimate was: \$872,640.00

The Award is recommended to the lowest Responsive, Responsible, and Best Bidder.

4. Contract Compliance No.: 31-0800904 | MAJ | Expires: 11/16/2012

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's Unresolved Findings for recovery search.

5. Emergency Designation: Emergency designation is requested at this time.

6. Fiscal Impact: This ordinance authorizes the expenditure of \$669,104.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 664.

7. Economic / Environmental Impact : This project will redirect stormwater runoff from the existing combined sewer system to the Olentangy River. This will reduce the peak in the combined sewer and help to reduce CSO overflows at the First Ave Regulator, as required per the 2005 WWMP. A public meeting was held in April of 2012 to inform the local residents of the impacts to their neighborhood due to the upcoming construction activity.

To authorize the Director of Public Utilities to enter into a construction contract with Conie Construction in connection with the First Ave Inflow Redirection Sanitary Improvement Project; to authorize the expenditure of \$669,104.00 from the Sanitary Sewer General Obligation Bond Fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$669,104.00)

WHEREAS, five (5) competitive bids for construction of the First Ave Inflow Redirection Sanitary Improvement Project, were received and opened on May 30, 2012 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 a construction contract with Conie Construction , in order to provide construction services for the First Ave Inflow Redirection Sanitary Improvement Project; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664; and

WHEREAS, an emergency exist in the usual processing requirements of this legislation for the Division of Sewerage and Drainage, Department of Public Utilities; therefore it is requested that this Council authorize the Director of Public Utilities to enter into a construction contract with Conie Construction, for the First Ave Inflow Redirection Sanitary Improvement Project, at the earliest practical date for the preservation of the public health, welfare, peace, property, and safety; **Now, Therefore,**

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

SECTION 1. That the Director of Public Utilities be, and hereby is, authorized to enter into a construction contract with Conie Construction , 1340 Windsor Avenue, Columbus, Ohio 43211 for the First Ave Inflow Redirection Sanitary Improvement Project in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

SECTION 2. That this legislation authorizes the Director to expend of up to \$669,104.00 or as much thereof as may be needed, is hereby authorized from the Sanitary Sewer General Obligation Bond Fund | Fund 664 | Division 60-05 | First Ave Inflow Redirection Sanitary Improvement Project | Project 650708-100000 | 664708 | Object Level Three 6676.

SECTION 3. That said construction company, Conie Construction, 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 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 the passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1430-2012

Drafting Date: 6/20/2012

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 Bomar Construction Company, Inc. for sidewalk and retaining wall improvements at Police Substation No. 1 & 18 at 1585 Morse Road.

The main entrance of Police Substation No. 1 & 18, is a pedestrian bridge. The pedestrian bridge is supported on both sides by a concrete wall. Over time this concrete wall has deteriorated and no longer supports one side of the bridge. At one point, wood supports were installed on one side of the pedestrian bridge but were meant only as a temporary fix. The current design would require the removal and replacement of the concrete wall, pedestrian bridge and sidewalk. Since there is only one entrance into the building, a second entrance will be made before construction starts at the main entrance.

Formal bids were solicited and four companies submitted bids on May 31, 2012 as follows (1 ^FBE, 0 MBE):

^Bomar Construction Company, Inc.	\$45,788.00
ProCon Professional Construction Services	\$46,080.00
Central Ohio Building Company, Inc.	\$58,700.00
The Righter Company	\$73,742.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Bomar Construction Company, Inc..

Emergency action is requested to begin design and construction as soon as possible to avoid further deterioration of the sidewalk and bridge and prevent potential injury to pedestrians.

Bomar Construction Company, Inc. Company Contract Compliance No. 31-1430310, expiration date March 3, 2013.

Fiscal Impact: The cost of this contract is \$45,788.00. Monies for this expenditure will be contingent upon the upcoming July 2012 bond sale.

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Bomar Construction Company, Inc. for sidewalk and retaining wall improvements at Police Substation No. 1 & 18 at 1585 Morse Road; to authorize the expenditure of \$45,788.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$45,788.00)

WHEREAS, the Finance and Management Department, Office of Construction Management, desires to contract with Bomar Construction Company, Inc. for sidewalk and retaining wall improvements at Police Substation No. 1 & 18 at 1585 Morse Road; and

WHEREAS, Bomar Construction Company, Inc. is the most responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance and Management, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Bomar Construction Company, Inc. for sidewalk and retaining wall improvements at Police Substation No. 1 & 18 at 1585 Morse Road, to begin design and construction as soon as possible to avoid further deterioration of the sidewalk and bridge and prevent potential injury to pedestrians, thereby preserving the the public health, peace property, safety and welfare; now therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction Management with Bomar Construction Company, Inc. for sidewalks and retaining wall improvements at Police Substation No. 1 & 18 at 1585 Morse Road.

SECTION 2. That the expenditure of \$45,788.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03

Fund: 701

Project: 330021-100000

OCA Code: 713321

Object Level 1: 06

Object Level 3: 6620

Amount: \$45,788.00

SECTION 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

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

Legislation Number: 1432-2012

Drafting Date: 6/20/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Rezoning Application Z12-018

APPLICANT: David Wilson; 3650 Kemper Road; Sharonville, Ohio 45241.

PROPOSED USE: To increase the allowed square footage of an outlot from 7000 square feet to 7600 square feet.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on May 10, 2012.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting the CPD, Commercial Planned Development District to increase the allowed square footage of an out lot from 7000 square feet to 7600 to accommodate an auto service facility where a vacant restaurant now stands. The entire 39.44 acre site must be rezoned to accommodate this change to the 1.21 acre out lot. The parking variance that was granted in 2005 allowed 216 spaces less than was required at the time. Due to changes to the Zoning Code, Carriage Place now has 271 more parking spaces than would be allowed if this were to be built new. Additionally, the new text includes updated references and deletes restrictions that are now unnecessary with the adoption of the new landscaping and parking lot landscaping regulations. The additional 600 square feet of commercial use in the out lots is compatible with surrounding uses, and zoning patterns of the area. Staff supports the revised parking variance to vary the maximum allowed parking because this is an existing situation due to a change in the Zoning Code and that there is no new construction in the main shopping center.

To rezone **2700 BETHEL ROAD (43201)**, being 39.44±acres located on the north side of Bethel Road, 600± feet west of Pickforde Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z12-018).

See Attachments_A for body text

Legislation Number: 1438-2012

Drafting Date: 6/21/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the Director of Public Safety, on behalf of the Division of Support Services, to modify and extend a contract with Aviat Networks aka Harris Stratex Networks. On July 7/1/2010 Council passed ordinance 0787-2010 to enter into a contract with Aviat Networks, AKA Harris Stratex Networks, for a Maintenance Level Agreement (MLA) for the Microwave Network Equipment which supports the Police and Fire 800 MHz Radio Systems Infrastructure. It is essential that Police and Fire have twenty-four hour backup maintenance service available in the event of a communications microwave failure. This ordinance extends the contract for another year and increases the amount to \$12,906.00. This agreement is being entered into under the Sole Source provision provided in Section 329.07 of the Columbus City Code. Aviat Networks is the only known company that can provide the essential backup service 24 hours a day, seven

days a week.

The City of Columbus began the 800 MHz Radio System operations in April 1992. The Support Services Division initiated a new 800 MHz radio system and microwave network infrastructure upgrade in 2007, utilizing Homeland Security funding. The warranty period (2 years) has expired on this equipment purchase. This contract will provide 24 hour backup field engineering support, repair, and exchange of equipment.

Contract Compliance: Contract Compliance Number 77-0016028 - Expires: 7/5/2014

EMERGENCY DESIGNATION: Emergency designation is requested in order to avoid any possibility of delay in maintenance and support of our Microwave Network Equipment.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$12,906.00 from the Division of Support Services 2012 General Fund operating budget. This is the third year of this contract. The original equipment had a two year warranty that expired in 2010. Support Services expended \$11,855.00 in 2010 and \$11,641.00 in 2011 for these services.

To authorize and direct the Director of Public Safety to modify and extend a contract for the Support Services Division with Aviat Networks for a Maintenance Level Agreement (MLA) for the Microwave Network Equipment which supports the Police and Fire 800 MHz Radio Systems infrastructure in accordance with the sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$12,906.00 from the General Fund; and to declare an emergency. (\$12,906.00)

WHEREAS, on July 7, 2010 Council approved and passed Ordinance 0787-2010, which established an extended warranty-Maintenance Level Agreement (MLA) with Aviat Networks AKA Harris Stratex Networks; and

WHEREAS, the Division of Support Services is responsible for Police and Fire communications systems; and

WHEREAS, this legislation authorizes the Director of Public Safety to modify and extend the warranty-Maintenance Level Agreement (MLA) for the 800 MHz Radio System and Microwave Network Infrastructure that supports Police and Fire, and provides 24 hour backup field engineering support, repair, and exchange of equipment in the event of a communications microwave failure, and expend \$12,906.00; and

WHEREAS, Aviat Networks is the only known company that can provide essential backup service 24 hours a day, seven days a week, to the systems; and

WHEREAS, this agreement is being established under the Sole Source Provision provided in Section 329.07 of the Columbus City Codes, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to authorize the Director of Finance and Management to extend a contract with Aviat Networks in an effort to avoid any disruptions in communications, thereby preserving the public health, peace, property, safety and welfare, now, therefore

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

SECTION 1. That the Director of Public Safety be and is hereby authorized and directed to modify and extend a contract with Aviat Networks for the Police and Fire 800 MHz Radio System and Microwave Network Infrastructure.

SECTION 2. That this agreement is made in accordance with the Sole Source provision of Section 329.07 of the Columbus City Code.

SECTION 3. That for the purpose stated in Section 1 hereof, the expenditure of 12,906.00, or so much thereof as may be needed, is hereby authorized from:

Div. 30-02 | Subfund: 010 | Obj. Level 2: 03 | Obj. Level 3: 3372 | OCA: 320104 | Amount: \$12,906.00

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

Legislation Number: 1439-2012

Drafting Date: 6/21/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance authorizes the Finance and Management Director on behalf of the Fleet Management Division to enter into contract with Parr Public Safety Equipment Inc for the up fitting of seventy-five (75) Crown Victoria Police Interceptors on behalf of the Division of Police. Ordinance 0925-2012, which passed May 7, 2012, authorized the purchase of such vehicles. The Public Safety Department, Communications Division will oversee the installation of equipment in these Police vehicles.

The upfitting of these vehicles will include the installation of lighting components, light bars, cameras, and communication infrastructure so they will be ready to be deployed into service. Because of the complexity of the service for the "upfitting" it was determined that an "Request For Information" (RFI) process be used to select a vendor related to several key factors for an award and they were: the vendor must have certified installers for the Panasonic Arbitrator & Brite Computer Console system, full service warranty services upon immediate notification (within a 2-4 hour window), previous experience with installations for the similar equipment, and be able to guarantee delivery of at least eight cruisers per week, once all the "parts & pieces" were in for the "upfits". After publishing the RFI on the city's Vendor Services website, three vendors responded indicating their willingness to submit competitive bids. After a panel from Fleet Management, Support Services, and Purchasing conducted interviews with all three, Fleet Management and Support Services determined that Parr Public Safety Equipment Inc was the only vendor capable of providing the services within the parameters desired, thereby receiving the contract for these services.

Emergency action is requested to allow the upfitting of the new cruisers and their deployment into service as soon as possible thereby removing older, high maintenance vehicles.

Contract compliance number: 201619573 which expires 12/31/2013.

Fiscal Impact: a total of \$415,412.75 will be spent from the Special Income Tax Fund for the Division of

Police. This ordinance authorized the appropriation and expenditure of \$415,412.75 from the Special Income Tax Fund.

To authorize the Finance and Management Director to create a purchase order with Parr Public Safety Equipment Inc. for the upfitting of seventy-five (75) 2011 Crown Victoria Police Interceptors; to authorize the appropriation of \$415,412.75 from the Special Income Tax Fund; to authorize the expenditure of \$415,412.75 from the Special Income Tax Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$415,412.75)

WHEREAS, the Fleet Management Division purchased seventy-five 2011 Crown Victorias on behalf of the Division of Police; and

WHEREAS, it is now necessary to upfit the cruisers with lighting components, light bars, radios and other communication infrastructure which will be overseen by the Communications Division so they can be deployed onto the City streets as soon as possible; and

WHEREAS, a Request for Information was published on Vendor Services for the upfitting; and

WHEREAS, Parr Public Safety Equipment Inc was the sole vendor to respond to this RFI and will be awarded this contract; and

WHEREAS, it is in the best interest of the City to waive competitive bidding requirements as Parr Public Safety has certified installers and meet all requirements on installation and warranty work thereby validating the warranty; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to upfit the newly purchased Police cruisers so that they are ready to be deployed into the Police Fleet as soon as possible, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

Section 1. That the Finance and Management Director on behalf of the Fleet Management Division is hereby authorized to issue a purchase order with Parr Public Safety Equipment Inc for the upfitting of seventy-five (75) 2011 Crown Victoria Police Interceptors with lighting components, light bars, cameras and communication infrastructure so they can be placed in service as soon as possible.

Section 2. That the City Auditor is authorized to appropriate \$415,412.75 within the Special Income Tax Fund as follows:

Department: 30-03
Fund: 430
OCA: 430036
Obj Level 03: 6643
Amount: \$415,412.75

Section 3. That the expenditure of \$415,412.75, or so much thereof as may be necessary, in regard to the action authorized in Section 2, be and is hereby authorized from the Special Income Tax Fund 430 as follows:

Department: 30-03

Fund: 430
OCA: 430036
Obj Level 03: 6643
Amount: \$415,412.75

Section 4. That in accordance with the Columbus City Codes, City Council has determined it is in the best interest of the City of Columbus that the bidding requirements be and hereby are waived for the action authorized in SECTION 1.

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

Legislation Number: 1440-2012

Drafting Date: 6/21/2012

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 HKI Associates for professional engineering services for demolition of the 109 North Front Street building. This building is functionally obsolete suffering from a number of structural and mechanical deficiencies. It is highly energy inefficient, and due to its multi-level design with narrow and uneven floor plates, cannot be renovated in a cost efficient manner to create a modern office environment suitable for the provision of city services.

The building demolition work will be performed in preparation for future construction on the site. The scope of services include: decommissioning and demolition of the building; identification of hazardous wastes; investigation of potentially contaminated soils on the site; assessment of water/sewer piping; removal of electrical/ natural gas services, telephone/data wiring, exterior building shell, basement walls, foundations, slabs-on-grade, disposal of all said building components; and resolution of potential storage and/or relocation of historic markers and commemorations on the north side of the building. Once the building demolition is complete, the site will be properly backfilled and re-compacted to a level grade in preparation for future construction.

Requests for Statements of Qualifications were available on March 2, 2012, and submitted on or before April 13, 2012. The City received nine proposals (0 FBE, *1 MBE): DLZ Architecture, Inc., M+A Architects, J. L. Bender Architects & Planners, JBA Architects, P.C., Panich, Noel & Associates, MS Consultants, Inc., SPGB Architects, LLC., OAS & XYZ, and *HKI Associates.

HKI Associates Contract Compliance No. 31-1305016, expiration date February 28, 2014.

Fiscal Impact: The cost of this contract is \$140,247.00. A transfer of \$53,871.00 between projects within the Gov'l SuperB.A.B.'s (Build America Bonds) Fund is necessary to provide sufficient authority for said project. An additional \$86,376.00 will be transferred between projects within the Gov'l B.A.B.'s (Build America Bonds) Fund.

To amend the 2012 Capital Improvement Budget; to authorize the City Auditor to transfer \$140,247.00

between projects within the Gov'l SuperB.A.B.'s (Build America Bonds) Fund and the Gov'l B.A.B.'s (Build America Bonds) Fund; to authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with HKI Associates for professional engineering services for demolition of the 109 North Front Street building; and to authorize the expenditure of \$140,247.00 from the Capital Improvement Funds. (\$140,247.00)

WHEREAS, the 109 North Front Street building is functionally obsolete and suffering from a number of structural and mechanical deficiencies, is highly energy inefficient, and due to its a multi-level design, cannot be renovated in a cost efficient manner to create modern office space to efficiently provide city services; and

WHEREAS, the building demolition work will be performed to properly prepare the site for future construction of an eventual replacement facility capable of providing improved city services to the citizens and businesses in the community; and

WHEREAS, it is necessary to amend the 2012 Capital Improvement Fund and to transfer cash between projects within the Gov'l SuperB.A.B.'s (Build America Bonds) Fund and the Gov'l B.A.B.'s (Build America Bonds) Fund; and

WHEREAS, the Finance and Management Department, Office of Construction Management desires to enter into professional services contract with HKI Associates for professional architectural and engineering services for demolition of the 109 North Front Street building; now, therefore:

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

SECTION 1. That the 2012 Capital Improvement Budget be amended as follows:

Fund 707

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

109 N. Front Street-Critical Observation Repair 570030-100161 (Unvoted Carryover)

\$250,000|\$196,129|(\$53,871)

109 N. Front Street Building Demolition 570061-100000 (Unvoted Carryover) \$0|\$53,871|\$53,871

Fund 746

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

109 N. Front Street-Critical Observation Repair 570030-100161 (Unvoted Carryover) \$86,376|\$0|(\$86,376)

109 N. Front Street Building Demolition 570061-100000 (Unvoted Carryover) \$0|\$86,376|\$86,376

SECTION 2. That the City Auditor is hereby authorized and directed to transfer funds within the Gov'l SuperB.A.B.'s (Build America Bonds) Fund as follows:

Fund 707

FROM:

Dept./Div: 45-27|Fund: 707|Project Number: 570030-100161|Project Name - 109 N. Front Street-Critical Observation Repair |OCA: 773161|Amount: \$53,871.00

TO:

Dept./Div.: 45-27| Fund: 707|Project Number: 570061-100000|Project Name: 109 N. Front Street Building Demolition|OCA: 707061|Amount: \$53,871.00

SECTION 3. That the City Auditor is hereby authorized and directed to transfer funds within the Gov'l B.A.B.'s (Build America Bonds) Fund as follows:

Fund 746

FROM:

Dept./Div.: 45-27|Fund: 746 |Project Number: 570030-100161|Project Name: 109 N. Front Street-Critical Observation Repair|OCA: 763131|Amount: \$ 86,376.00

TO:

Dept./Div.: 45:27 |Fund: 746 |Project Number: 570061-100000|Project Name: 109 N. Front Street Building Demolition|OCA: 746061|Amount: \$86,376.00

SECTION 4. That the Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction Management with HKI Associates for professional architectural and engineering services for demolition of the 109 North Front Street building.

SECTION 5. That the expenditure of \$140,247.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 4, be and is hereby authorized and approved as follows:

Division: 45-27
Fund: 707
Project: 570061-100000
OCA Code: 707061
Object Level: 06
Object Level 3: 6621
Amount: \$53,871.00

Division: 45-27
Fund: 746
Project: 570061-100000
OCA Code: 746061
Object Level: 06
Object Level 3: 6621
Amount: \$86,376.00

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

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

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

Legislation Number: 1447-2012

Drafting Date: 6/22/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: In 2011, the Board of Health was awarded a revenue contract from the Ohio Department of Health in the amount of \$34,375.00 to conduct investigations of smoking complaints during the period July 1, 2011 through June 30, 2013. ODH has awarded Columbus Public Health \$37,875.00 in additional funding for these investigations, for a total revenue contract amount not to exceed \$72,250.00. Under this contract, the Ohio Department of Health will reimburse Columbus Public Health for costs associated with the investigations of smoking complaints filed for violations of Chapter 3794 of the ORC.

FISCAL IMPACT: The Ohio Department of Health will reimburse Columbus Public Health a maximum of \$72,250.00 for smoking investigations and the miscellaneous costs incurred from those investigations. The revenue will be deposited into the Health Special Revenue Fund.

To authorize and direct the Board of Health to modify a revenue contract from the Ohio Department of Health awarded to conduct investigations of smoking complaints, in an amount not to exceed \$37,875.00. (\$37,875.00)

WHEREAS, the Ohio Department of Health has a need for smoking complaints investigations to be conducted on their behalf in accordance with Chapter 3794 of the Ohio Revised Code; and,

WHEREAS, the Ohio Department of Health has contracted with Columbus Public Health to conduct smoking complaints investigations during the period July 1, 2011 through June 30, 2013; and,

WHEREAS, it is necessary to modify the existing revenue contract from the Ohio Department of Health for additional funding awarded for smoking complaint investigations; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to modify an existing revenue contract with the Ohio Department of Health for additional funds awarded in the amount of \$37,875.00. The total revenue contract amount shall not exceed \$72,250.00, which has been awarded for the purpose of investigating smoking complaints through June 30, 2013.

SECTION 2. That the City Auditor is authorized to make any accounting changes necessary to ensure that this revenue contract is properly accounted for and recorded accurately on the City's financial records.

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

Legislation Number: 1453-2012

Drafting Date: 6/22/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND: This Ordinance authorizes the Director of Public Utilities to modify and increase an

engineering services agreement with Stantec Consulting Services, Inc. for the Division of Power and Water (Power). The original agreement provided for professional engineering services for Phase I of the Geographical Information System (GIS) Conversion Services Project which consisted of data source preparation and documentation, project management and production methodology, proof of concepts of one (1) complete distribution circuit, verification of existing Power GIS data within the Downtown area and two (2) ArcFM software licenses. Phase II authorized the expenditure for engineering services to complete the downtown underground power distribution system and to start the overhead distribution system. Phase II also included two (2) additional sets of software and training for the software purchased for this project. Phase III completed the distribution power system to include overhead and underground distribution power lines. Phase IV will complete the secondary power system to include overhead and underground secondary power lines and meters to the City of Columbus power customers.

1.1 Amount of additional funds for Phase IV: \$124,397.52

Org. Contract (Phase 1) Ord. 1474-2009	\$199,321.60
Modification #1 (Phase 2) Ord. 1784-2010	\$210,948.20
Modification #2 (Phase 3) Ord. 1568-2011	\$98,000.00
<u>Modification #3 (Phase 4) current</u>	<u>\$124,397.52</u>
Total	\$632,667.32

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

This was a planned modification as indicated in the original authorizing legislation, Ordinance No. 1474-2009.

1.3. Reason other procurement processes are not used:

This was a planned contract modification identified in the original contracting legislation. The engineering services during this phase are a continuation of the services in Phase I, Phase II, and Phase III.

1.4. How cost of modification was determined:

Costs were submitted by the Consultant and reviewed and verified by the City Project Manager.

2. CONTRACT COMPLIANCE INFO: 11-2167170, expires 12/21/13, Majority

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

3. FISCAL IMPACT: This legislation includes a transfer of funds within the Electric Permanent Improvement Fund (Fund 565) and an amendment to the 2012 Capital Improvements Budget to allow sufficient cash and authority to be available in the proper project to cover the necessary expenditure.

4. ECONOMIC AND ENVIRONMENTAL IMPACT STATEMENT: The cost of this contract modification was planned in the original legislation so the economic impact was minimized. This legislation is not estimated to result in any change in condition to the environment.

To authorize the Director of Public Utilities to modify and increase the engineering services agreement with Stantec Consulting Services, Inc. for Phase 4 of the Geographical Information System (GIS) Conversion Services Project; to authorize the transfer of \$124,397.52 within the Electric Permanent Improvement Fund, Fund 565; to authorize an amendment to the 2012 Capital Improvements Budget; and to authorize an the appropriation and expenditure of \$124,397.52 from the Electric Permanent Improvement Fund. (\$124,397.52)

WHEREAS, Contract No. EL010405, for Phase 1, was authorized by Ordinance No. 1474-2009, passed December 14, 2009, was executed May 20, 2010, and approved by the City Attorney on June 07, 2010; and

WHEREAS, Contract No. EL011312, for Phase 2, was authorized by Ordinance No. 1784-2010, passed December 16, 2010, was executed February 10, 2011, and approved by the City Attorney on February 16, 2011; and

WHEREAS, Contract No. EL012396, for Phase 3, was authorized by Ordinance No. 1568-2011, passed October, 24, 2011, was executed February 2, 2012, and approved by the City Attorney on February 6, 2012; and

WHEREAS, the Division of Power and Water (Power) would like to modify and increase the engineering services agreement with Stantec Consulting Services, Inc. for the Geographical Information System (GIS) Conversion Services Project; and

WHEREAS, it is necessary to authorize the transfer of \$124,397.52 within the Electric Permanent Improvement Fund for purposes of providing sufficient funding for the aforementioned project; and

WHEREAS, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for purposes of creating and providing sufficient budget authority for the aforementioned project; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Electric Permanent Improvement Fund; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to modify and increase the engineering services agreement with Stantec Consulting Services, Inc. for the Geographical Information System (GIS) Conversion Services Project so that services can proceed without interruption at the earliest practical date for the preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the Director of Public Utilities is hereby authorized and directed to modify and increase the engineering services agreement with Stantec Consulting Services, Inc., for the Geographical Information System (GIS) Conversion Services Project, in the amount of \$124,397.52

SECTION 2. That this contract modification is in compliance with Section 329.16 of Columbus City Codes, 1959.

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

Division: Power and Water (Power)
Fund Name: Electric Permanent Improvement Fund
Fund No.: 565
Dept./Div.: 60-07
OL3: 6679

<u>Project No.</u>	<u>Project Name</u>	<u>OCA</u>	<u>Amount</u>
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565999-100000 Unallocated (carryover) Unallocated Balance 052043 \$124,397.52

SECTION 4. That the 2012 Capital Improvement Budget is hereby amended as follows:

Division of Power and Water (Power), Division 60-07:

Fund No. / Project No. / Project Name / Current Authority / Revised Authority / Change

565 / 565999-100000 / Unallocated Balance / \$208,162 / \$83,765 / -\$124,397

565 / 670827-100000 / GIS Mapping / \$0 / \$124,397 / +\$124,397

SECTION 5. That the City Auditor be and is hereby authorized to transfer \$124,397.52 within the Division of Power and Water (Power), Division No. 60-07, Electric Permanent Improvement Fund, Fund No. 565, Object Level One-06, Object Level Three-6679 as follows:

TRANSFER FROM:

Fund No. / Project No. / Project Name / OCA Code / Amount

565 / 565999-100000 / Unallocated Balance / 052043 / \$124,397.52

TRANSFER TO:

Fund No. / Project No. / Project Name / OCA Code / Amount

565 / 670827-100000 / GIS Mapping / 565827 / \$124,397.52

SECTION 6. That the expenditure of \$124,397.52 is hereby authorized for the GIS Conversion Engineering Services Agreement within the Electric Permanent Improvement Fund, Fund No. 565, Division 60-07, Project No. 670827-100000, Object Level Three 6679, OCA Code 565827.

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

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

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

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

Legislation Number: 1464-2012

Drafting Date: 6/25/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

City Council created the Jobs Growth Initiatives Fund for the purpose of actively seeking key job creation investment opportunities that employ Columbus workers and strengthen the City's income tax revenues to pay for critical city services.

Among the items included in the Jobs Growth Fund, is funding in the amount of \$70,000 to provide the Department of Human Resources sufficient money to allow for an additional analyst within the Compensation Management program area of the Department. This position will focus on workforce planning, and strategic recruitment and retention citywide. It will assist departments with creating, updating and reviewing their strategic plans, determining the resources and competencies necessary to implement the strategic plan, reviewing current resources and determining where there are gaps, designing a recruitment strategy to close the gaps, and ensuring that compensation is aligned with the departments short and long term strategic vision. This is a strategic investment that will ultimately aid in retaining talented and qualified workers to best serve our citizenry.

City Council amended the 2012 budget in order to provide for this position within the Department of Human Resources. This ordinance transfers these funds to allow Department of Human Resources to accomplish this goal.

FISCAL IMPACT:

This legislation authorizes the transfer of funds from the Jobs Growth Fund to the General Fund, per the intent of City Council.

To authorize the appropriation of \$70,000.00 within the Jobs Growth Fund; to authorize the transfer of \$70,000.00 from the Jobs Growth Fund to the General Fund; to authorize the appropriation of \$70,000.00 within Department of Human Resources General Fund for a Human Resource analyst ; and to declare an emergency. (\$70,000.00)

WHEREAS, City Council included in the Jobs Growth Fund monies for a workforce planning and strategic recruitment and retention position to be hired in the compensation management program area of the Department of Human Resources; and

WHEREAS, funds must be appropriated and transferred from the Jobs Growth fund to the General fund to keep accurate financial records and accomplish this goal; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to make the above noted appropriation and transfer to maintain accurate financial records, all for the preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE**,

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

Section 1. That from the unappropriated monies in the Jobs Growth Fund, Fund No. 015, and from all monies estimated to come into said Fund from any and all sources for the period ending December 31, 2012, the sum of \$70,000.00 is hereby appropriated to the City Council, Division No. 20-01, Object Level One - 10, Object Level Three -5501, OCA 200115.

Section 2. That the City Auditor be and is hereby authorized and directed to transfer \$70,000 from the Jobs Growth Fund to the General Fund, as follows:

From: Jobs Growth Fund, Fund No. 015, City Council, Dept. No. 20-01, OCA 200115, Object Level One - 10, Object Level Three - 5501

To: General Fund, Fund No. 010, Department of Human Resources, Dept. No. 46-01, OCA 460011, Object Level One - 01, Object Level Three -1000

Section 3. That from the unappropriated monies in the General Fund, Fund No. 010, and from all monies estimated to come into said Fund from any and all sources for the period ending December 31, 2012, the sum of \$70,000 is hereby appropriated to the Department of Human Resources, Dept. No. 46-01, Object Level One - 01, Object Level Three - 1000, OCA 460011.

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.

Legislation Number: 1480-2012

Drafting Date: 6/26/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: The Purchasing Office has existing Universal Term Contracts for water treatment chemicals with the companies listed below. The Division of Power and Water (W) needs to establish blanket purchase orders, based on these existing contracts, for the purchase of these chemicals during 2012. None of the vendors listed below have certified MBE/FBE status.

Definition of use for each water treatment chemical

Sodium Hypochlorite-Disinfection

Liquid Caustic Soda-Non Carbonate Hardness

Carbon Dioxide-Stabilizer

Vendor Contract # Contract Compliance #

Bonded Chemicals (Sodium Hypochlorite) FL004866 61-1162384

Bonded Chemicals (Liquid Caustic Soda) FL004865 61-1162384

Continental Carbonic Products (Carbon Dioxide) FL005155 36-2876213

Contract Compliance Exp. Date

Bonded Chemicals, Inc. September 03, 2012

Bonded Chemicals, Inc. September 03, 2012

Continental Carbonic Products March 4, 2013

FISCAL IMPACT: The Division of Power and Water (W) has allocated \$18,893,772.00 for this commodity in the 2012 Budget.

\$15,711,798.74 was expended in 2010.

\$14,965,624.05 was expended in 2011.

To authorize the Director of Finance and Management to establish blanket purchase orders for water treatment

chemicals from existing Universal Term Contracts for the Division of Power and Water (W), and to authorize the expenditure of \$163,000.00 from Water Systems Operating Fund. (\$163,000.00)

WHEREAS, the Purchasing Office has existing Universal Term Contracts for water treatment chemicals, and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power and Water (W), to authorize the Director of Finance and Management to establish blanket purchase orders in accordance with the terms and conditions of existing Universal Term Contracts to obtain Water Treatment Chemicals for the preservation of public health, peace, property, safety; now, therefore,

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish blanket purchase orders for water treatment chemicals from existing Universal Term Contracts, for the Division of Power and Water (W), Department of Public Utilities.

SECTION 2. That the expenditure of \$163,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 02, Object Level Three numbers, vendors, contract numbers with expiration dates, OCA Codes, and amounts listed below, to pay the cost thereof.

<u>Vendor/</u> <u>Chemical</u>	<u>OCA</u> <u>UTC #</u>	<u>Code</u>	<u>OBL 3</u>	<u>Amount</u>
Bonded Chemicals, Inc. Sodium Hypochlorite BPO #BPCMH18B	FL004866	602417	2204	\$40,000.00
Bonded Chemicals, Inc. Liquid Caustic Soda BPO #BPCMH14B	FL004865	602532	2204	\$93,000.00
Continental Carbonic Products Carbon Dioxide BPO # BPCMH10E	FL005155	602417	2204	\$30,000.00
Grand Total				\$163,000.00

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

Legislation Number: 1483-2012

Drafting Date: 6/26/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the Columbus Fire Chief to accept a grant award of \$5,000.00 from State Farm Insurance under its Good Neighbor Citizenship (GNC) grant program. The funds will be used to purchase smoke detectors for the smoke detector distribution program.

FISCAL IMPACT: This ordinance authorizes the Fire Chief to accept a grant and the City Auditor to appropriate a total of \$5,000.00 in the Special Revenue Fund Private Grants for the purchase of smoke detectors for distribution by Columbus Fire Fighters. There are no required city matches for these grants.

EMERGENCY LEGISLATION: The Fire Division needs to replenish its stock of smoke detectors and use the funds before the grant expiration dates.

To authorize the Columbus Fire Chief to accept a grant award from State Farm Insurance for the purchase of smoke detectors for the Fire Division distribution program, to appropriate \$5,000.00 from the unappropriated balance of the Special Revenue Private Grants Fund, and to declare an emergency. (\$5,000.00)

WHEREAS, the Columbus Division of Fire received a grant award of \$5,000.00 from State Farm Insurance for the purchase of smoke detectors for the smoke detector distribution program, and

WHEREAS, it is in the best interest of the City of Columbus for the Fire Chief to accept these grants, and

WHEREAS, it is necessary to appropriate funds from these grants in order to purchase smoke detectors, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to authorize and direct the grant acceptance and appropriation of funds to enable the timely purchase of the items needed before the grant deadline 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 Columbus Fire Chief be and is hereby authorized and directed to accept a grant award in the amount of \$5,000.00 from State Farm Insurance for the purchase of smoke detectors for the distribution program.

SECTION 2. That from the unappropriated monies in the Special Revenue Private Grants Fund, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the fiscal year ending December 31, 2011, the sum of \$5,000.00 is appropriated to the Division of Fire as follows:

Division 30-04, Fund 291, Object Level 3, 2249, OCA 348020, Grant # 348020, Amount \$5,000.00

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

SECTION 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.

Legislation Number: 1498-2012

Drafting Date: 6/27/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background:

This ordinance will authorize the City Auditor to set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material and equipment in conjunction with golf course improvements. These are unanticipated expenditures that may include, but are not limited to, items such as roof and HVAC renovations, ADA improvements, plumbing and electrical. All work will be based on three estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Fiscal Impact:

\$50,000.00 is required and budgeted in the Voted Recreation and Parks Bond Fund to meet the financial obligations of these various expenditures - Fund 702, OCA Code, 722917; Object Level 3, 6621; Project No. 510429-100017, General Golf Course Improvements.

To authorize the City Auditor to set up a certificate in the amount of \$50,000.00 for various expenditures for labor, material and equipment in conjunction with golf course improvements; and to authorize the expenditure of \$50,000.00 from the Voted Recreation and Parks Bond Fund 702. (\$50,000.00)

WHEREAS, various unanticipated Golf Course Improvements are necessary within the Recreation and Parks Department; and

WHEREAS, funding is available for these improvements from unallocated balances within the Voted Recreation and Parks Bond Fund; **NOW, THEREFORE**

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

SECTION 1. That the purchase of labor, materials and equipment is necessary for various unanticipated golf course improvements within the Recreation and Parks Department.

SECTION 2. That the expenditure of \$50,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Voted Recreation and Parks Bond Fund , Fund 702, Dept. 51-03, Project No. 510429-100017 Golf General Facility Improvements, Object Level 3 No. 6621, OCA Code 722917, to pay the cost thereof. All work will be based on three (3) estimates and will not exceed \$20,000.00 per contract or job.

SECTION 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

Legislation Number: 1501-2012

Drafting Date: 6/27/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Kokosing Construction Co., Inc. in the amount of \$69,241,500.00, for the Hap Cremean Water Plant Treatment Improvements Project, Division of Power and Water Contract Number 1151.

Work under this project consists of incorporating ozonation disinfection immediately following recarbonation and rehabilitation of existing filters for operation in biologically active mode. These improvements require significant rehabilitation and modification to existing Basin 7 and demolition of Basin 8 as well as upgrade and modification of ancillary process systems.

2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT: Intermediate ozonation and biologically active filtration is selected by the City to meet water quality regulations, specifically the Stage 2 Disinfectant/Disinfection Byproduct Rule. In addition, these improvements will help address concerns with the treatment of atrazine, taste, odor, endocrine disruptors and trace pharmaceuticals in the source water. No community outreach or economic impacts are considered for this project.

3. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened six bids on June 20, 2012 from Shook Construction Co. - \$68,903,400; Kokosing Construction Co., Inc. - \$69,241,500; Kenmore Construction Co., Inc. - \$70,422,837.50; Walsh Construction Co. - \$73,288,351.15; Adams Robinson Enterprises, Inc. - \$79,034,900; and Walbridge/Dugan & Meyers, a Joint Venture - \$80,698,950.

Shook Construction Co. submitted the lowest bid, however, Kokosing Construction Co., Inc. is considered the lowest, best, most responsive, and responsible bidder after the Local Business Credit is applied to their bid amount. The Division's project manager has recommended the award go to Kokosing Construction Co., Inc. based on this credit, and the Administrator of the Division of Power and Water and the Director of Public Utilities has agreed.

Kokosing Construction Co., Inc.'s Contract Compliance Number is 31-1023518 (expires 2/14/14, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amount can be found on the attached Information form.

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

4. EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner as work under this contract requires taking portions of the water plant out of service for limited periods of time. A major process outage is scheduled during the low demand months of October through December 2012. Consequently, the improvements must be underway on or about September 4, 2012 or else the overall project will be delayed one year.

5. FISCAL IMPACT: Funds for this expenditure will be provided from two sources. A transfer within the Water Works Enlargement Voted Bonds Fund as well as funds being contingent upon the upcoming July 2012 Bond Sale via the transfer detailed in this Ordinance. An amendment to the 2012 Capital Improvements Budget will also be necessary.

To authorize the Director of Public Utilities to execute a construction contract with Kokosing Construction Co., Inc. for the Hap Cremean Water Plant Treatment Improvements Project; for the Division of Power and Water; to authorize a transfer and expenditure up to \$69,241,500.00 within the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$69,241,500.00)

WHEREAS, six bids for the Hap Cremean Water Plant Treatment Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on June 20, 2012; and

WHEREAS, Kokosing Construction Co., Inc. was deemed the lowest, best, most responsive, and responsible bidder, in the amount of \$69,241,500, after the Local Business Credit was applied to their bid amount; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Hap Cremean Water Plant Treatment Improvements Project to Kokosing Construction Co., Inc.; and

WHEREAS, it is necessary for this Council to authorize a transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Power and Water; and

WHEREAS, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a construction contract with Kokosing Construction Co., Inc., for the Hap Cremean Water Plant Treatment Improvements Project, in an emergency manner as construction needs to begin by September 2012, or the overall project could be delayed by an entire year, for the immediate preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Hap Cremean Water Plant Treatment Improvements Project with the lowest, best, most responsive, and responsible bidder, Kokosing Construction Co., Inc., 6235 Westerville Road, Suite 200, Westerville, Ohio 43081; in the amount of \$69,241,500.00; 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 City Auditor is hereby authorized and directed to appropriate the following:

Division: Power and Water
Dept./Div. No.: 60-09
OL3: 6623

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

609 | Water Build America Bonds Fund | 609999-100000 (carryover) | Unallocated Balance Fund 609 | 609999 | \$36,993.10

610 | Water Super Build America Bonds Fund | 610999-100000 (carryover) | Unallocated Balance Fund 610 | 610999 | \$7,502.86

SECTION 3. That the City Auditor is hereby authorized to transfer \$9,564,158.37 within the Department of Public Utilities, Division of Power and Water, Dept/Div. No. 60-09, Object Level Three 6623:

*****See Attachment "ORD 1501-2012 Transfers" for complete breakdown.**

SECTION 4. That the 2012 Capital Improvements Budget is hereby amended as follows:

<u>Fund No.</u>	<u>Proj. No.</u>	<u>Proj. Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Change</u>
606	690411-100000	(carryover) Watershed Misc. Imp's	\$479,000	\$15,000	-\$464,000
606	690428-100001	(carryover) DRWP Cap. Incr.-DD/Constr.	\$7,251,111	\$7,251,114	+\$3
		(establish authority to match cash)			
606	690428-100001	(carryover) DRWP Cap. Incr.-DD/Constr.	\$7,251,114	\$126,400	-\$7,124,714
606	690446-100000	(carryover) Gen'l Eng. Svcs.-Supply	\$768,196	\$700,000	-\$68,196
606	690473-100001	(carryover) Bethel Rd. Booster Sta.	\$150,000	\$0	-\$150,000
606	690430-100001	(carryover) HCWP Trmt Imp's	\$2,631,200	\$10,438,110	+\$7,806,910
609	609999-100000	(carryover) Unallocated Balance-609	\$0	\$36,994	+\$36,994
		(establish authority to match cash)			
609	609999-100000	(carryover) Unallocated Balance-609	\$36,994	\$0	-\$36,994
609	690026-100004	(carryover) 910 Vehicle Fuel. Sta.	\$0	\$491	+\$491
		(establish authority to match cash)			
609	690026-100004	(carryover) 910 Vehicle Fuel. Sta.	\$491	\$0	-\$491
609	690236-100010	(carryover) German Vlg. WL Imp's	\$0	\$25,110	+\$25,110
		(establish authority to match cash)			
609	690236-100010	(carryover) German Vlg. WL Imp's	\$25,110	\$0	-\$25,110
609	690430-100001	(carryover) HCWP Trmt Imp's	\$0	\$62,595	+\$62,595
610	610999-100000	(carryover) Unallocated Balance-610	\$0	\$7,503	+\$7,503
		(establish authority to match cash)			
610	610999-100000	(carryover) Unallocated Balance-610	\$7,503	\$0	-\$7,503
610	690430-100001	(carryover) HCWP Trmt Imp's	\$0	\$7,503	+\$7,503

SECTION 5. That the expenditure of \$69,241,500 is hereby authorized for the Hap Cremean Water Plant Treatment Improvements Project within Division 60-09, Object Level Three 6623, as follows:

<u>Fund No.</u>	<u>Fund Name</u>	<u>Project No.</u>	<u>OCA Code</u>	<u>Amount</u>
606	Water Works Enlargement Voted Bonds Fund	690430-100001 (carryover)	664301	\$7,806,908.52
609	Water Build America Bonds Fund	690430-100001 (carryover)	694301	\$62,592.96
610	Water Super Build America Bonds Fund	690430-100001 (carryover)	643001	\$7,502.86
606	Water Works Enlargement Voted Bonds Fund	690430-100001 (New Funding)	664301	\$61,364,495.66 (proceeds coming from 2012 Summer Bond Sale)

SECTION 6. That said construction company shall conduct the work to the satisfaction of the Director of

Public Utilities and the Administrator of the Division of Power and Water.

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

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

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

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

Legislation Number: 1504-2012

Drafting Date: 6/27/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

To authorize the Director of Finance and Management and the Director of Recreation and Parks, respectively, to enter into contracts for the purchase of golf course equipment with vendors utilizing the purchasing provisions of the Columbus City Codes when required; to authorize the expenditure of \$225,000.00 from the Voted Parks and Recreation Bond Fund 702 for said purchases; and to declare an emergency. (\$225,000.00)

WHEREAS, various expenditures for golf course equipment to be purchased through the City of Columbus Purchasing system are necessary within the Recreation and Parks Department; and

WHEREAS, funding is available for these purchases from unallocated balances within the Voted Parks and Recreation Golf Bond Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to authorize the expenditure of said funds to ensure Fall 2012 delivery of equipment; **NOW, THEREFORE**

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

Section 1. That the Director of Recreation and Parks is authorized to enter into contracts for the purchase of golf course equipment for purchases that do not exceed \$1,000. Such purchases shall be administered through the Golf Division of the Department of Recreation and Parks.

Section 2. That the Director of Finance and Management is authorized to enter into contracts for the purchase of golf course equipment for purchases that exceed \$1000. Such purchases shall be in accordance with Chapter 329 of the Columbus City Codes, 1959, and will be administered by the Purchasing Office.

Section 3. That the expenditure of \$225,000.00, or so much thereof as may be necessary, be and is hereby

authorized from the Voted Recreation and Parks Bond Fund No. 702, , Dept. 51-03, Project No. 510429-100001 Equipment Replacement, Object Level 3 #6652, OCA Code 724291

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

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

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

Legislation Number: 1506-2012

Drafting Date: 6/27/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: In 2010, the City of Columbus, Division of Police purchased an Intelligence Casework Management Computer Software System from ACISS Systems, Inc. (Ordinance #0604-2010, passed 5/17/2010) to more efficiently organize current and future Division criminal intelligence data, which will be more effectively shared with local and state-wide law enforcement agencies and mobile units that have need of our support.

After initial project award on August 6, 2010, data migration/interfaces services and twelve months of system access to ACISS Inc.'s dedicated training instance were authorized, pursuant to Ordinance #1792-2010, passed 12/13/2010. Data migration/interfaces services were completed in August 2011, thereby initiating the twelve months of Division-wide training as of September 1, 2011. The Division's ability to access the ACISS Systems, Inc.'s training instance expires August 31, 2012. It is now necessary to encumber additional funds in order to continue access to this necessary training instance for an additional twelve months. The initial contract term established under RFQ SA003277, is effective for three (3) years, until August 6th, 2013, and authorizes the option to renew for an additional two (2), one year periods beyond the initial contract term.

BID INFORMATION: N/A

Contract Compliance No: 59-1922156, expires 6/02/2013

Emergency Designation: Emergency legislation is needed to prevent an interruption of this Intelligence Casework Management System training for Division sworn personnel.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$2,400.00 from the Law Enforcement Drug Seizure fund to purchase system access to ACISS Inc.'s dedicated training instance as allowed under the terms of Contract EL011275.

To authorize and direct the Director of Public Safety to modify the Intelligence Casework Management System contract with ACISS Systems, Inc. for the Division of Police; to authorize the expenditure of \$2,400.00 from the Law Enforcement Drug Seizure fund; and to declare an emergency (\$2,400.00).

WHEREAS, the Division of Police was awarded funding through the FY2009 COPS Technology Program Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services, via the Franklin County Office of Homeland Security and Justice Programs, for the purchase of an Intelligence/Case Management System; and

WHEREAS, ACISS Systems, Inc. was awarded pursuant to RFP SA003277; and

WHEREAS, the balance of the grant award was set aside by the Division to purchase data migration/interfacing and training, allowed under the terms of Contract EL011275; and

WHEREAS, it is necessary to continue Intelligence Casework Management System training for Division personnel; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize and direct the Director of Public Safety to modify contract EL011275 with ACISS Systems, Inc. for the purchase of 12 additional months of system access to the dedicated training instance associated with the Investigative/Casework Management System, for the preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the City of Columbus Director of Public Safety be and is hereby authorized and directed to modify contract EL011275 with ACISS Systems, Inc. to purchase an additional 12 months of system access to the dedicated training instance in order to complete training of Division sworn personnel associated with the Intelligence Casework Management System for the Division of Police, Department of Public Safety.

SECTION 2. That the additional twelve months of system access has been quoted by ACISS Systems, Inc. at the same monthly cost allowed under the terms of Contract EL011275.

SECTION 3. That the expenditure of \$2,400.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV 30-03 | FD 219 | OBJ1 02 | OBJ3 3367 | OCA 300988 | SUBFUND 016 | 2,400.00 |

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.

Legislation Number: 1516-2012

Drafting Date: 6/28/2012

Current Status: Passed

1. BACKGROUND:

This legislation authorizes the Director of Public Service to execute a construction contract modification with Complete General Construction Company for the Bridge Rehabilitation - Riverbend Over Scioto Big Run project and also authorizes additional construction administration and inspection funds.

Work performed under this contract consisted of complete superstructure replacement, substructure replacement and minor approach pavement, drainage and guardrail work for the existing bridge on Riverbend Road over the Big Run Creek.

The work being performed under this modification is replacement of the existing piers. During construction it was determined that the original piers were beyond rehabilitation and in need of replacement. In order to minimize delays to the project it is in the best interest of the City to modify the existing construction contract.

When the contractor began demolition of the structure, it was noticed that the existing cast in place piling on the project was beginning to fracture at the welds. At this point the design engineer was contacted and notified of the issue and the contractor was directed to remove the existing piers completely to prevent them from inadvertently collapsing. In doing this, the existing pier columns can no longer be used to support the existing structure. The design engineer proposed that new H piles would be driven in between the existing piling and the new pier cap would be cast on top of the new piling as was shown in the original plan. It was also recommended that the new piling would be encased in concrete to protect from debris and corrosion.

In order for the contractor to complete the original bid work, this work must be performed. If this portion of the work was bid out, the current contractors work would be delayed, and a delay claim would be filed.

The cost of this modification was negotiated with the contractor based upon state average cost data.

The original contract amount authorized by ordinance 0360-2012 and executed March 9, 2012 is \$654,840.85 (EL012521)

The amount of this, the first, modification is \$144,131.22

The total contract amount including this modification is \$798,972.07

Additional inspection funding in the amount of \$25,000.00 is also being added due to the additional work needed for the project

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Complete General Construction Company.

2. CONTRACT COMPLIANCE

The contract compliance number for Complete General Construction Company is 314366382 and expires 11/1/13.

3. FISCAL IMPACT

Funding for this project is available within the 2012 Capital Improvement Budget in the Streets and Highways G.O. Bonds Fund. This ordinance is contingent on the 2012 Bond Sale.

4. EMERGENCY DESIGNATION.

Emergency action is requested in order provide funding for this modification so project work can continue on this bridge and work can be completed to ensure the safety of the travelling public.

To authorize the Director of Public Service to modify and increase an existing contract with Complete General Construction Company and provide for additional construction administration and inspection funds in

connection with the Bridge Rehabilitation - Riverbend Over Scioto Big Run project; to appropriate funds and authorize the expenditure of up to \$169,131.22 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$169,131.22)

WHEREAS, the Division of Design and Construction is engaged in the Bridge Rehabilitation - Riverbend Over Scioto Big Run project; and

WHEREAS, contract no. EL012521 with Complete General Construction Company was authorized by ordinance no. 0360-2012, passed by City Council March 6, 2012, executed March 9, 2012 and approved by the City Attorney on March 15, 2011; and

WHEREAS, this project consists of the complete superstructure replacement, substructure replacement and minor approach pavement, drainage and guardrail work for the existing bridge on Riverbend Road over the Big Run Creek; and

WHEREAS, during construction it was determined that the original piers were beyond rehabilitation and in need of replacement; and

WHEREAS, the Department of Public Service has determined it to be in the City's best interest to modify the subject contract to add necessary work and add additional funding for the contract and inspection; and

WHEREAS, this ordinance authorizes the first modification to the Bridge Rehabilitation - Riverbend Over Scioto Big Run contract in the amount of up to \$144,131.22; and

WHEREAS, this ordinance also authorizes additional inspection funding in the amount of up to \$25,000; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that the funding should be authorized immediately to maintain an accelerated project schedule, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Director of Public Service be and is hereby authorized to modify and increase contract no. EL012521 with Complete General Construction Company, 1221 East Fifth Avenue, Columbus, Ohio, 43219(mailing address) for the construction of the Bridge Rehabilitation - Riverbend Over Scioto Big Run project in the amount of up to \$144,131.22 or so much thereof as may be needed, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved and to provide for additional construction administration and inspection funding in the amount of up to \$25,000.00.

SECTION 2. That for the purpose of paying the cost thereof, the sum of up to \$169,131.22 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, Fund 704, for the Division of Design and Construction, Dept-Div. 59-12, as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount
704 / 530301-100000 / Bridge Rehabilitation / 06-6621 / 704301 / \$144,131.22
704 / 530301-100000 / Bridge Rehabilitation / 06-6687 / 704301 / \$25,000.00

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source

for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1517-2012

Drafting Date: 6/28/2012

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 Roto Rooter for the repair of a storm water drain in the east lot at the Jerry Hammond Center, 1111 East Broad Street. The initial contract was formally bid in February 2010 (SA003498) and was established for various sanitary and storm water repairs on an as needed basis. Legislation was not necessary earlier as the contract did not initially exceed \$20,000.00 (the threshold for Councilmanic approval). The contract encompasses all buildings under the purview of the Facilities Management Division.

The scope of the project shall include, but is not limited to, the excavation of the storm drain and replacing with (SDR) sewer drain rated pipe and Frenco 5000 stainless steel bands. As well, all storm drains and catch basins in the parking lot will be video inspected. The hole will be backfilled with gravel and the excavated area will be repaved.

Emergency legislation is requested so that the contractor will be able to complete this project during good weather.

Roto Rooter Contract Compliance No. 42-0499300, expiration date February 27, 2014.

Fiscal Impact: The cost of the contract is \$8,412.76. Funding is available in the Construction Management Capital Improvement Fund.

To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Roto Rooter for the repair of a storm water drain in the east lot at the Jerry Hammond Center, 1111 East Broad Street; to authorize the expenditure of \$8,412.76 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$8,412.76)

WHEREAS, the Facilities Management Division formally bid a contract with Roto Rooter through SA003498; and

WHEREAS, it is necessary to modify said contract for the repair of a storm water drain in the east lot 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 Roto Rooter for the repair of a storm water in the east lot at the Jerry Hammond Center, 1111 East Broad Street, so that the contractor will be able to complete this project during good weather, thereby protecting 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 Roto Rooter the repair of a storm water line in

the east lot at the Jerry Hammond Center, 1111 East Broad Street.

SECTION 2. That the expenditure of \$8,412.76, 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: 45-07
Fund: 733
Project: 570030-100120
OCA: 733120
Object Level 01: 06
Object Level 03: 6620
Amount: \$8,412.76

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.

Legislation Number: 1518-2012

Drafting Date: 6/28/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc. in the amount of \$166,845.97, for the West Broad Street 12" Water Line Improvements Project, Division of Power and Water Contract Number 2005.

This project consists of installing approximately 900 linear feet of 12-inch water line and appurtenances.

2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT: This project is required due to the ODOT roadway improvement project. The ODOT project is installing storm sewers for additional drainage that impact the existing water main along West Broad Street. The proposed main will eliminate this conflict with the ODOT project. Throughout the design phase of the project, the DOPW coordinated with ODOT, the Franklin County Engineer's Office, and the property owners in the area. During construction the contractor and the DOPW Project Manager will coordinate with the area businesses to perform the necessary work and maintain water service.

3. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened five bids on June 27, 2012 from: Darby Creek Excavating, Inc. - \$166,845.97; Danbert, Inc. - \$216,680.20; Shelly &

Sands, Inc. - \$224,361.50; Conie Construction Co. - \$237,600.00; and Columbus Asphalt Paving - \$294,170.80.

Darby Creek Excavating, Inc.'s bid was deemed the lowest, most responsive and responsible bid in the amount of \$166,845.97. Their Contract Compliance Number is 31-1345111 (expires 2/16/14, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amount can be found on the attached Information form.

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

4. EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner as these improvements are of immediate concern due to the project remaining on schedule. ODOT is scheduled to sell bids for the West Broad Improvements project (FRA-40-6.31) in January and required all utility relocations to be completed by October, 2012. In order to meet this schedule, we must begin construction as soon as possible.

5. FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc. for the West Broad Street 12" Water Line Improvements Project; to amend the 2012 Capital Improvements Budget; to authorize a transfer and expenditure up to \$166,845.97 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; and to declare an emergency. (\$166,845.97)

WHEREAS, five bids for the West Broad Street 12" Water Line Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on June 27, 2012; and

WHEREAS, the lowest, most responsive and responsible bid was from Darby Creek Excavating, Inc. in the amount of \$166,845.97; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the West Broad Street 12" Water Line Improvements Project with Darby Creek Excavating, Inc.; and

WHEREAS, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Power and Water; and

WHEREAS, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc., for the West Broad Street 12" Water Line Improvements Project, in an emergency manner in order to have improvements constructed before ODOT's October 2012 deadline, for the immediate preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the West Broad Street 12" Water Line Improvements Project with the lowest, most responsive, and responsible bidder, Darby Creek Excavating, Inc., 6790 Brooksmiller Road, Circleville, Ohio 43113; in the amount of \$166,845.97; 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 City Auditor is hereby authorized to transfer \$166,845.97 within the Department of Public Utilities, Division of Power and Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6629, as follows:

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

606 | 690479-100000 (carryover) | Security Enhancements | 606479 | -\$166,845.97

606 | 690236-100063 (carryover) | W. Broad WL Imp's | 663663 | +\$166,845.97

SECTION 3. That the 2012 Capital Improvements Budget is hereby amended as follows:

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

606 | 690479-100000 (carryover) | Security Enhancements | \$1,900,000 | \$1,733,154 | -\$166,846

606 | 690236-100063 (carryover) | W. Broad WL Imp's | \$0 | \$166,846 | +\$166,846

SECTION 4. That the expenditure of \$166,845.97 is hereby authorized for the West Broad Street 12" Water Line Improvements Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept. -Div. 60-09, Project No. 690236-100063 (carryover), Object Level Three 6629, OCA Code 663663.

SECTION 5. That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

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

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

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

SECTION 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Drafting Date: 6/28/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background:

Bids were received by the Recreation and Parks Department on June 26, 2012 for the Willis Athletic Complex Renovation Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Elford	MAJ	\$1,330,326
RW Setterlin	MAJ	\$1,381,800
Gutknecht	MAJ	\$1,570,600
Charter Hill	MAJ	\$1,653,300
2K General	MAJ	\$1,688,800

Project work consists of the following base bid and alternates:

Base Bid - hazardous materials abatement, structural repairs, new wood gymnasium flooring, exterior sheathing and cladding materials replacement, custom-fabricated gutters, new hollow metal doors and frames, painting all new and existing interior walls, ceilings, doors and frames, new HVAC system, new electric water coolers, new interior and exterior lighting, and finish grading and sitework as shown on the plans and any services necessary to complete the project in accordance with the intentions of the drawings and specifications.

Alternate #1 - replacement of existing overhead sectional door, not including the track, frame or operating mechanism.

Alternate #2 - provision of acoustical attenuation treatments for the gymnasium space.

Alternate #3 - replacement of basketball operator motors, cables and spare cables per the drawings.

Planning Areas: 11

Principal Parties:

Elford, Inc.
Debbie Edwards (Contact)
1220 Dublin Road
Columbus, OH 43215
614-488-4000 (Phone)
314371060 (Contract Compliance) compliant through 2/17/2013
50+ (Columbus Employees)

Emergency Justification:

An emergency exists in the usual daily operations of the Rec and Parks Department in that it is immediately necessary to enter into said contract in order to begin construction as soon as possible and allow for construction to be completed over the fall and winter months and be ready for public usage in Spring 2013.

Financial Impact:

Contingent on July 10 Bond Sale.
\$1,464,000.00

To authorize and direct the Director of Recreation and Parks to enter into contract with Elford, Inc. for the Willis Athletic Complex Renovation Project; to authorize the expenditure of \$1,330,326.00 and a contingency of \$133,674.00 for a total of \$1,464,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$1,464,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on June 26, 2012 for the Willis Athletic Complex Renovation Project, and the contract will be awarded to Elford, Inc. as the lowest and best responsive bidder; and

WHEREAS, an emergency exists in the usual operation of the Recreation and Parks Department that it is immediately necessary to enter into said contract so that work can begin and the project completed during the current construction season, thereby preserving the public health, safety and welfare; **NOW THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Elford, Inc. for the Willis Athletic Complex Renovation Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$1,464,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702 as follows:

Contingent on July 10 Bond Sale
Fund 702 Recreation and Parks Bond Fund
Project #510035-100252 (Willis) OCA#723552, Obj Level 3#6620

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

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1522-2012

Drafting Date: 6/28/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background:

The Whetstone Community Recreation Council is contributing \$25,000.00 toward this project. Bids were received by the Recreation and Parks Department on June 19, 2012 for the Whetstone Park Entrance Sign Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Morrison Sign Company	MAJ	\$61,193.00

Project work consists of the following base bid and alternates:

Base Bid - demolition of existing signs and the design, fabrication and installation of new identification/entrance sign as illustrated on the drawings. Work also includes three 3'x5' service panels and site restoration.

Alternate #1 - fabrication of 12 additional service panels (text to be provided).

Alternate #2 - supply and installation of 15 shrubs.

Planning Area: 10

Principal Parties:

Morrison Sign Company, Inc.
Dave Morrison (Contact)
2757 Scioto Parkway
Columbus, OH 43221
614-276-1181 (Phone)
311151356 (Contract Compliance) exp. 8/23/12
25+ (Columbus Employees)

Emergency Justification:

An emergency exists in the usual daily operations of the Rec and Parks Department in that it is immediately necessary to enter into said contract in order to begin construction as soon as possible and allow for construction to be completed during this construction season.

Benefits to Public:

Project improvements will create a new sign that will be a combination of the signage for Whetstone Recreation Center, the Park of Roses and the Columbus Metropolitan Library - Whetstone Branch.

Community Input/Issues:

Partial funding from the Community Recreation Council as well as Columbus Public Library, approved by Clintonville Area Commission.

Financial Impact:

Contingent on July 10 Bond Sale.
\$67,5000

To authorize and direct the Director of Recreation and Parks to enter into contract with Morrison Sign Company, Inc. for the Whetstone Park Entrance Sign Project; to authorize the expenditure of \$61,193.00 and a contingency of \$6,307.00 for a total of \$67,500.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$67,500.00)

WHEREAS, bids were received by the Recreation and Parks Department on June 19, 2012 for the Whetstone Park Entrance Sign Project, and the contract will be awarded to Morrison Sign Company, Inc. as the lowest and best responsive bidder; and

WHEREAS, an emergency exists in the usual operation of the Recreation and Parks Department that it is immediately necessary to enter into said contract so that work can begin and the project completed during the current construction season, thereby preserving the public health, safety and welfare; **NOW THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Morrison Sign Company, Inc. for the Whetstone Park Entrance Sign Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$67,500.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702 as follows:

Contingent on July 10th Bond Sale
Recreation and Parks Voted Bond Fund 702
\$67,500 Project #510035-100000 (Facility Improve) OCA#702035, Obj Level 3#6620

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

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1525-2012

Drafting Date: 6/28/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Need: The Division of Police needs to purchase additional Panasonic Arbitrator Accessories (radio audio transmitters and microphone pouches) for police field use. To date the Division has purchased 112 Panasonic Arbitrator cruiser video cameras with accessories and maintenance agreements using funds from the 2008 COPS Grant titled Integrated Mobile Computer/Digital Video. This purchase of additional accessories will be funded with this same 2008 COPS grant. The Division received permission from the Federal COPS office for this modification to the original budget. Altogether, the Division of Police has purchased approximately 295 Arbitrator cameras for use in vehicles from a combination of grant and capital funds.

There is also a need to transfer funds within this grant from Object Levels (1) 03 & 06 to Object Level (1) 02 to provide funds for this UTC purchase.

Bid Information: The Purchasing Office has set up a universal term contract with Insight Public Sector for the purchase of Panasonic Arbitrator and accessories under contract FL004640.

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

Contract Compliance No: 363949000, Expires 04/20/2014

Emergency Designation: Emergency legislation is needed to expedite the acquisition of the accessories and maintain the submitted timeline for grant activities.

FISCAL IMPACT: This purchase will be funded through the General Government Grant Fund. There is no impact on the financial status of the General Fund due to this purchase.

To authorize and direct the Finance and Management Director to issue a purchase order for Panasonic Arbitrator Accessories from Insight Public Sector for the Division of Police, to authorize the expenditure of \$89,374.09 from the General Government Grant funds, to authorize the transfer of funds within the General Government Grant Fund between object levels; and to declare an emergency. (\$89,374.09)

WHEREAS, the Division of Police needs to purchase additional Panasonic radio audio transmitters and microphone pouches for field work and replacements in police cruisers; and

WHEREAS, the city has an universal term contract with Insight Public Sector for the purchase of Panasonic Arbitrator accessories; and

WHEREAS, the purchase will be authorized to come from the General Government Grant fund; and

WHEREAS, Insight Public Sector, Inc. is a local supplier with field personnel and expertise to support the needs of the Division of Police; and

WHEREAS, funds need to be transferred between object levels within this Grant Fund; and

WHEREAS, an emergency exists in the usual operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to purchase these additional Panasonic accessories to maintain the grant activities timeline for the preservation of the public health, peace, property, safety and welfare; now therefore:

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order to Insight Public Sector for the purchase of Panasonic Arbitrator accessories in accordance with the universal term contract #FL004640.

SECTION 2. That funds need to be transferred within this Grant as follows:

From:

DEPT 30-03| FUND 220| OBJ LEV (1) 03| OCA 338097| AMOUNT \$12,550.00

DEPT 30-03| FUND 220| OBJ LEV (1) 06| OCA 338097| AMOUNT \$64,845.98

To:

DEPT 30-03| FUND 220| OBL LEV (1) 02| OCA 338097| AMOUNT \$77,395.98

SECTION 3. That the expenditure of \$89,374.09, or so much thereof as may be needed, be and the same is hereby authorized as follows:

DEPT 30-03 | FUND 220 | OBJ LEV 1 02 | OBJ LEV 3 2193 | OCA 338097 |

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.

Legislation Number: 1527-2012

Drafting Date: 6/29/2012

Current Status: Passed

Background:

Bids were received by the Recreation and Parks Department on June 19, 2012 for the Emerald Ash Borer (EAB) Tree Removal Fall 2012 - Items 1 and 2 - Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Youngs General Contracting	MAJ	\$198,242
Ansol Icee	MAJ	\$230,000
National Tree Care	MAJ	\$300,868
Oberlanders	MAJ	\$313,520
A-1 Tree Service	MAJ	\$114,930*

*Contractor did not bid all items

Project work consists of:

Item #1 - removal of 506 trees for Planning Areas 1, 2, and 5.

Item #2 - removal of 274 trees for Planning Areas 3, 4, 6, 9, 10, 11, 12, 14 and 19.

Planning Areas: Citywide

Principal Parties:

Young's General Contracting, Inc.

Dennis Young (Contact)

5100 Hwy PP

Poplar Bluff, MO 63901

573-785-1501 (Phone)

431652949 (Contract Compliance), Contract compliant through: 3/5/14

Emergency Justification:

An emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to enter into said contract so that these trees can be removed to help mitigate the potential damage created by the Emerald Ash Borer.

Financial Impact:

Contingent on July 10th Bond Sale

\$218,000.00

To authorize and direct the Director of Recreation and Parks to enter into contract with Youngs General Contracting, Inc. for the Emerald Ash Borer Tree Removal Fall 2012 - Items 1 and 2 - Project; to authorize the expenditure of \$198,242.00 and a contingency of \$19,758.00 for a total of \$218,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$218,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on June 19, 2012 for the for the EAB Tree Removal Fall 2012 - Items 1 and 2 - Project, and the contract will be awarded to Young's General Contracting, Inc. as the lowest and best responsive bidder; and

WHEREAS, an emergency exists in the usual operation of the Recreation and Parks Department that it is immediately necessary to enter into said contract so that these trees can be removed to help mitigate the potential damage created by the emerald ash borer, thereby preserving the public health, safety and welfare;

NOW THEREFORE

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Youngs General Contracting, Inc. for the EAB Tree Removal Fall 2012 - Items 1 and 2 - Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$218,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702 as follows:

Contingent on July 10 Bond Sale
Recreation and Parks Voted Bond Fund 702
Project 510039-100002 (EAB) Obj Level 3# 6621, OCA#723902

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

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1528-2012

Drafting Date: 6/29/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background:

Bids were received by the Recreation and Parks Department on June 19, 2012 for the Emerald Ash Borer (EAB) Tree Removal Fall 2012 - Items 3 and 4 - Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Ansol Icee	MAJ	\$79,500
Youngs General Contracting	MAJ	\$83,218
A-1 Tree Service	MAJ	\$89,280
Oberlanders	MAJ	\$109,300
National Tree Care	MAJ	\$83,305*

*Contractor did not bid all items

Project work consists of:

Item #3 - removal of 170 trees for Planning Areas 20, 22, and 26.

Item #4- \$30,000 allowance for stump removal.

Planning Areas: Citywide

Principal Parties:

ANSOL ICEE, Inc.

Mike Vilga (Contact)

P.O. Box 82044

San Diego, CA 92138

619-606-6978 (Phone)

043734597 (Contract Compliance) expires 5/26/2013

3+ (Columbus Employees)

Emergency Justification:

An emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to enter into said contract so that these trees can be removed to help mitigate the potential damage created by the Emerald Ash Borer.

Financial Impact:

Contingent on July 10 Bond Sale
\$87,400.00

To authorize and direct the Director of Recreation and Parks to enter into contract with ANSOL ICEE, Inc. for the Emerald Ash Borer Tree Removal Fall 2012 - Items 3 and 4 - Project; to authorize the expenditure of \$79,500.00 and a contingency of \$7,900.00 for a total of \$87,400.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$87,400.00)

WHEREAS, bids were received by the Recreation and Parks Department on June 19, 2012 for the for the EAB Tree Removal Fall 2012 - Items 3 and 4 - Project, and the contract will be awarded to ANSOL ICEE, Inc. as the lowest and best responsive bidder; and

WHEREAS, an emergency exists in the usual operation of the Recreation and Parks Department that it is immediately necessary to enter into said contract so that these trees can be removed to help mitigate the potential damage created by the emerald ash borer, thereby preserving the public health, safety and welfare;

NOW THEREFORE

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with ANSOL ICEE, Inc. for the EAB Tree Removal Fall 2012 - Items 3 and 4 - Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$87,400.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 702 as follows:

Contingent on July 10th Bond Sale
Recreation and Parks Voted Bond Fund 702
Project 510039-100002 (EAB) Obj Level 3# 6621, OCA#723902

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

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

Drafting Date: 6/29/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with Schooley Caldwell Associates for design services for the restoration/replacement of the first and second floor perimeter windows of the City Hall building along with renovation of a second floor office area and conference room.

The original contract was authorized by Ordinance No. 0730-2008, passed May 7, 2008. The original contract authorized professional design services for second floor renovations within City Hall; however, due to budget constraints the renovation was postponed. Ordinance No. 0449-2011, passed, April 13, 2011, authorized design services for the renovation of the second floor conference room space and a pilot window replacement program in City Hall. The drawings from 2008 will be updated as the basis for this project. The interior renovation will reconfigure a second floor office area and conference room for improved functionality through meeting room and technology and additional seating. This will enable the City to conduct business and operations more efficiently by locating certain support functions and meeting locations closely together.

As part of an earlier phase of the contract, a pilot window restoration project was established. Extensive field investigation was conducted by Schooley Caldwell Associates and various solutions were considered. Owing to the deteriorated state and compromised structural integrity of the first and second floor perimeter windows, it was established that these windows are in need of immediate intervention. This modification will include the removal of the first and second floor perimeter windows in their entirety and, installation of new custom-made aluminum windows and cast aluminum ornamental grilles to match the historic windows in style, color and sightlines. The new windows will be high performing and thermally efficient, with the required industry standard thermal breaks, sealants and insulation.

Schooley Caldwell Associates is a nationally recognized historic restoration design firm and has institutional knowledge of the project and performed the original professional services. It is practical and cost effective for the coordination and continuity of the project to use them for this modification. Therefore, it would not be in the best interest of the City to go with another vendor.

Emergency action is requested so that the needed design can be completed and bids issued so that window replacements can be installed and energy savings realized as quickly as possible and potential safety concerns addressed.

Schooley Caldwell Associates Contract Compliance No. 31-092509, expiration date March 14, 2013.

Fiscal Impact: The cost of this modification is \$336,500.00. Funding is available within the Construction Management Capital Improvement Fund. This ordinance authorizes the transfer of \$36,000.00 between projects within the Gov'l SuperB.A.B.'s (Build American Bonds) Fund.

To amend the 2012 Capital Improvement Budget; to authorize transfers between projects within the Construction Management Capital Improvement Fund; to authorize the Finance and Management Director to modify a contract on behalf of the Office of Contract Management with Schooley Caldwell Associates for design services for the restoration/replacement of the first and second floor perimeter windows of the City Hall Building along with renovation of a second floor office area and conference room; to authorize the expenditure of \$336,500.00 from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$336,500.00)

WHEREAS, it is necessary to amend the 2012 Capital Improvement Budget and transfer cash between projects in the Gov'l SuperB.A.B.'s (Build America Bonds) Fund; and

WHEREAS, Ordinance No. 0730-2008, passed May 7, 2008, authorized the original contract for professional design services for two conference rooms and an office within City Hall; and

WHEREAS, Ordinance No. 0449-2011, passed, April 13, 2011, authorized design services for the renovation of the second floor, conference room space and a pilot window replacement program in City Hall; and

WHEREAS, it is necessary to modify the contract with Schooley Caldwell Associates for the for design services for the restoration/replacement of the first and second floor perimeter windows of the City Hall building along with renovation of a second floor office area and conference room; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to modify a contract with Schooley Caldwell Associates for the for design services for the restoration/replacement of the first and second floor perimeter windows of the City Hall Building along with renovation of a second floor office area and conference room thereby allowing the city to benefit from energy savings and the elimination of potential safety concerns, thereby preserving the public health, peace, property, and welfare; now, therefore:

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

SECTION 1. That the 2012 Capital Improvement Fund be amended as follows:

Fund 707

City Hall Renovations-HVAC (Unvoted Carryover) 570031-100002	\$652,444 \$615,944 (\$36,500)
City Hall Second Floor Windows (Unvoted Carryover) 570031-100123	\$0 \$36,500 \$36,500

SECTION 2. That the City Auditor is hereby authorized to transfer funding within the Gov'l SuperB.A.B.'s (Build America Bonds) Fund as follows:

Fund 707

FROM:

Dept./Div.: 45-27|Fund: 707|Project Number: 570031-100002|Project Name - City Hall Renovations - HVAC
|OCA: 770002|OL3: 6620|Amount: \$36,500.00

TO:

Dept./Div.: 45-27| Fund: 707 |Project Number: 570031-100123|Project Name: City Hall Second Floor
Windows |OCA: 731123|OL3: 6620|Amount: \$36,500.00

SECTION 3. That the Finance and Management Director is hereby authorized to modify a contract on behalf of the Office of Construction Management with Schooley Caldwell Associates for design services for the restoration/replacement of the first and second floor perimeter windows of the City Hall building along with renovation of a second floor office area and conference room.

SECTION 4. That the expenditure of \$336,500.00, 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: 45-27

Fund: 746

Project: 570031-100123

OCA Code: 763123

Object Level: 06
Object Level 3: 6620
Amount: \$300,000.00
Division: 45-27
Fund: 707
Project: 570031-100123
OCA Code: 731123
Object Level: 06
Object Level 3: 6620
Amount: \$36,500.00

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

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

SECTION 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1532-2012

Drafting Date: 6/29/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Council Variance Application: CV12-024

APPLICANT: Brianne E. DeRolphe; c/o Donald Plank, Plank Law Firm; 145 East Rich St., 3rd Floor; Columbus, OH 43215.

PROPOSED USE: Add a single-unit dwelling to an existing commercial building for a live-work unit.

BREWERY DISTRICT COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested Council variance will allow a single-unit dwelling with a partial second-story addition within an existing commercial building in the M, Manufacturing District. The building will function as a live-work unit with an art studio, office and the dwelling unit. The site is located within the High Street Corridor Subarea of the Southern Tier of the *Brewery District Plan* (1992), which states that the current zoning does not accurately represent the existing residential uses, and emphasizes the residential character of the area. Variances for a parking space reduction of 3 required spaces and to allow a fence for security purposes in required vision clearance are included in the request. Staff has supported requests for live-work units for other properties within the Brewery District, and this proposal would not be out of character for the area. In addition, the City of Columbus Zoning Code contains no district allowing a mixture of residential and commercial uses on the ground floor, so this is the only venue the applicant has to pursue such a project.

To grant a Variance from the provisions of Sections 3363.01, M-manufacturing district; 3312.49(C), Minimum

numbers of parking spaces required; and 3321.05(A), Vision clearance, of the Columbus City codes; for the property located at **754 BANK STREET (43206)**, to permit a single-unit dwelling in conjunction with an art studio and office with reduced development standards in the M, Manufacturing District (Council Variance #CV12-024).

WHEREAS, by application No. CV12-024, the owner of property at **754 BANK STREET (43206)**, is requesting a Council Variance to permit a single-unit dwelling in conjunction with an art studio and office with reduced development standards in the M, Manufacturing District; and

WHEREAS, Section 3363.01, M-manufacturing district, prohibits single-unit dwelling use, while the applicant proposes a single-unit dwelling with a partial second-story addition within an existing commercial building to function as a live-work unit; and

WHEREAS, Section 3312.49(C), Minimum numbers of parking spaces required, requires three (3) parking spaces for the art studio/office uses, and two (2) parking spaces for the single-unit dwelling, a total of five (5) parking spaces, while the applicant proposes two (2) parking spaces; and

WHEREAS, Section 3321.05(A), Vision clearance, requires a ten foot clear vision triangle at the intersection of a driveway and the right-of-way, while the applicant proposes a fence and sliding gate for security purposes within the clear vision triangle as shown on the site plan; and

WHEREAS, the Brewery District Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because Staff has supported requests for live-work units for other properties within the Brewery District, and this proposal would not be out of character for the area. In addition, the City of Columbus Zoning Code contains no district allowing a mixture of residential and commercial uses on the ground floor, so this is the only venue the applicant has to pursue such a project; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **754 BANK STREET (43206)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3363.01, M-manufacturing district; 3312.49(C), Minimum numbers of parking spaces required; and 3321.05(A), Vision clearance of the Columbus City Codes, is hereby granted for the property located at **754 BANK STREET (43206)**, insofar as said sections prohibit

single-unit residential use in the M, Manufacturing District, with a parking space reduction from five (5) required parking spaces to two (2) spaces, and obstruction of the required clear vision triangle by a security fence at the intersection of the driveway and Bank Street, said property being more particularly described as follows:

754 BANK STREET (43206), being 0.08± acres located on the east side of Bank Street, 93.75± feet south of Frankfort Street, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, and being described as follows:

Being part of Lot Number One Hundred Seventy (170) and Lot Number One Hundred Seventy-one (171) of the C. F. Jaeger's Addition, as the same are numbered and delineated upon the record plat thereof, of record in Plat Book 2, page 335, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at an iron pin set in the East line of Bank Street (41 feet wide), which said iron pin represents the Northwest corner of said Lot 170; thence Southerly along the East line of said Bank Street, and the Westerly lines of said Lots 170 and 171, measure Forty-four and twenty hundredths (44.20) feet, to a point in the Westerly line of said Lot 171, which last said point is Northerly Eighteen and fifty hundredths (18.50) feet, measured along the Westerly line of said Lot 171 from the Southwest corner of said Lot 171; thence Easterly and parallel to the Northerly line of said Lot 170; measure Eighty-four and seventy-five hundredths (84.75) feet, to an iron pin; thence Forty-four and twenty hundredths (44.20) feet to a stake set in the Northerly line of said Lot 170; thence Westerly along the Northerly line of said Lot 170, measure Eighty-four and seventy-five hundredths (84.75) feet to the point of beginning.

Street Address: 754 Bank Street, Columbus, OH 43206
Parcel No.: 010-026514

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a single-unit dwelling as a live-work unit in conjunction with commercial uses permitted in the M, Manufacturing District.

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

SECTION 4. That this ordinance is further conditioned on the subject site being developed in accordance with the submitted site plan titled, "**ZONING VARIANCE - 754 BANK STREET**," signed by Donald Plank, Attorney for the Applicant, and dated June 26, 2012. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Building and Zoning Services, or a designee, upon submission of the appropriate data regarding the proposed adjustment.

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

Legislation Number: 1534-2012

Drafting Date: 6/29/2012

Current Status: Passed

BACKGROUND: The Department of Development is proposing to enter into a Jobs Growth Incentive Agreement with Oxford Consulting Group, Inc. equal to twenty-five percent (25%) of the amount of personal income tax withheld on new employees for a term of two (2) years. Oxford Consulting Group, Inc. will make an investment of approximately \$60,000, including \$15,000 in leasehold improvements, \$20,000 in equipment, \$25,000 in furniture and fixtures, and create 45 new full-time permanent positions with annual payroll of approximately \$3.65 million and relocate 4 existing jobs from Westerville to the City of Columbus.

Oxford Consulting Group, Inc. is a nationwide information technology consulting firm serving businesses across North America. Michelle Kerr, President, founded Oxford Consulting Group Inc. in 1998 in Indianapolis, Indiana by providing consulting and project management services to mid-market manufacturers in the automotive and consumer packaged goods arena. The company expanded to include business-to-business (B2B) integration and electric data interchange. In 2004, Oxford Consulting Group, Inc. sold the largest portion of the company to a publicly traded software company, QAD, based in Santa Barbara, California. The remainder of the company was relocated to Westerville, Ohio where the company services include IBM B2B and commerce solutions, mid-market IT staffing and IT services for small and medium sized businesses in the Central Ohio area.

Oxford Consulting Group, Inc. is proposing to expand into the Columbus community by establishing a satellite office. The company will enter into a 4-year lease agreement on a vacant commercial office space comprised of 1,400 square feet located at 1500 West Third Avenue and invest approximately \$60,000 in leasehold improvements, including new equipment, furniture, and fixtures to meet its increased growth and consumer demand.

FISCAL IMPACT: No funding is required for this legislation.

To authorize the Director of the Department of Development to enter into a Jobs Growth Incentive Agreement with Oxford Consulting Group, Inc. equal to twenty-five percent (25%) of the amount of new income tax withheld on new employees for a term of two (2) years in consideration of the company's proposed creation of 45 new full-time permanent positions.

WHEREAS, the City desires to increase employment opportunities and encourage the creation of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, the Department of Development has received a completed Jobs Growth Incentive Application from Oxford Consulting Group, Inc.; and

WHEREAS, Oxford Consulting Group, Inc. is proposing to enter into a 4-year lease agreement on a vacant office space located at 1500 West Third Avenue to expand its' business into the Columbus community; and

WHEREAS, Oxford Consulting Group, Inc. has indicated that a Jobs Growth Incentive is crucial to its decision to establish the aforementioned satellite office in Columbus; and

WHEREAS, the City of Columbus desires to facilitate Oxford Consulting Group, Inc.'s future growth at the

project site; and

WHEREAS, in consideration of Oxford Consulting Group, Inc.'s proposed investment of \$60,000, the creation of 45 new full-time permanent positions and the relocation of 4 existing jobs; and **NOW THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a Jobs Growth Incentive Agreement with Oxford Consulting Group, Inc. equal to twenty-five percent (25%) of the amount of income tax withheld on new employees for a term of two (2) years.

Section 2. Each year of the term of the agreement with Oxford Consulting Group, Inc. the City's obligation to pay the incentive is expressly contingent upon the passage of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

Section 3. That the City of Columbus Jobs Growth Incentive Agreement is signed by Oxford Consulting Group, Inc. within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

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

Legislation Number: 1535-2012

Drafting Date: 6/29/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a planned contract modification to the Construction Administration and Construction Inspection Services Agreement with PRIME Engineering, Inc. (fka Prime Engineering & Architecture, Inc.). Funding for this modification will be for the West Broad Street 12" Water Line Improvements Project, Division of Power and Water Contract Number 2005.

This project consists of installing approximately 900 linear feet of 12-inch water line and appurtenances.

1.1. Amount of additional funds to be expended: \$ 46,000.00

Original Contract Amount: \$ 242,955.63

Modification 1: \$ 95,810.89

Modification 2 (current): \$ 46,000.00

Total (Orig. + Mods. 1-2) \$ 384,766.52

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

The modification was anticipated and explained in the original legislation (Ordinance No. 0470-2011). This is a continuation of the anticipated process.

1.3. Reason other procurement processes are not used:

The original contract selected three firms to provide construction administration services for projects in 2011, 2012, and 2013.

1.4. How cost of modification was determined:

A cost proposal was provided by Prime Engineering, Inc., and reviewed by the Division of Power and Water and was deemed acceptable.

2. MULTI-YEAR CONTRACT:

This contract establishes fixed direct labor, overhead, and fixed fee rates for various Department of Public Utilities projects for the period of 2011-2013. The Department anticipates requesting additional appropriations to this contract during the remainder of 2011, 2012, and 2013 fiscal years, through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill capital improvement related needs subject to the approval of a contract modification by City Council. The rates schedules established within this contract will remain in force throughout the life of the contract.

3. CONTRACT COMPLIANCE INFO: 26-0546656| ASN | Expires 2/28/14

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

4. EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner as these improvements are of immediate concern due to the project remaining on schedule. ODOT is scheduled to sell bids for the West Broad Improvements project (FRA-40-6.31) in January and required all utility relocations to be completed by October, 2012. In order to meet this schedule, we must begin construction as soon as possible. This ordinance is in conjunction with Ordinance 1581-2012.

5. FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to execute a planned contract modification with Prime Engineering Inc. for construction administration and construction inspection services for the West Broad Street 12" Water Line Improvements Project; for the Division of Power and Water; to authorize a transfer and expenditure up to \$46,000.00 from the Water Works Enlargement Voted Bonds Fund; and to declare an emergency. (\$46,000.00)

WHEREAS, original contract number EL011805 (replaced by EL012628 due to name change) for \$242,955.63 was authorized by Ordinance No. 0470-2011, passed April 25, 2011, was executed on June 16, 2011, and was approved by the City Attorney on June 21, 2011; and

WHEREAS, Modification No. 1 under contract number EL012421 (replaced by EL012631 due to name change) for \$95,810.89 was authorized by Ordinance No. 1891-2011, passed December 12, 2011, was executed on January 25, 2012, and was approved by the City Attorney on February 6, 2012; and

WHEREAS, it is necessary to modify the construction administration and construction inspection services contract with Prime Engineering, Inc., for the West Broad Street 12" Water Line Improvements Project; to provide additional monies to cover the cost of needed additions to the contract work in accordance with the Department's design requirements in order to ensure the continued operation of its water infrastructure; and

WHEREAS, it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Power and Water; and

WHEREAS, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, in that it is immediately necessary to authorize the Director of Public Utilities to modify and increase the construction administration and construction inspection services contract with Prime Engineering, Inc.; for the West Broad Street 12" Water Line Improvements Project; in an emergency manner in order to have improvements constructed before ODOT's October 2012 deadline, 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 Public Utilities be and hereby is authorized to modify and increase the professional engineering services agreement with Prime Engineering, Inc., 3000 Corporate Exchange Dr., Suite 600, Columbus, Ohio 43231 that will continue to provide construction administration and construction inspection services for water improvement projects in accordance with the terms and conditions of the contract on file in the offices of the Division of Power and Water.

SECTION 2. That the City Auditor is hereby authorized to transfer \$46,000.00 within the Department of Public Utilities, Division of Power and Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6686, as follows:

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

606 | 690479-100000 (carryover) | Security Enhancements | 606479 | -\$46,000.00

606 | 690236-100063 (carryover) | W. Broad WL Imp's | 663663 | +\$46,000.00

SECTION 3. That the 2012 Capital Improvements Budget is hereby amended as follows:

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

606 | 690479-100000 (carryover) | Security Enhancements | \$1,733,154 | \$1,687,154 | -\$46,000

606 | 690236-100063 (carryover) | W. Broad WL Imp's | \$166,846 | \$212,846 | +\$46,000

SECTION 4. That the expenditure of \$46,000.00 is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690236-100063 (carryover), West Broad Street 12" Water Line Improvements Project, OCA 663663, Object Level Three 6686.

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

SECTION 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 the contracted firm shall perform the work to the satisfaction of the Director of Public

Utilities and the Administrator of the Division of Power and Water.

SECTION 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1537-2012

Drafting Date: 6/29/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

To authorize the Finance and Management Director to establish Blanket Purchase Orders with various water metering companies, for the purchase of water meters and appurtenances, based on pending Universal Term Contracts, for the Division of Power and Water, to authorize a transfer and expenditure up to \$2,878,000.00 within the Water Works Enlargement Voted Bonds Fund, and to amend the 2012 Capital Improvements Budget. (\$2,878,000.00)

WHEREAS, the Division of Power and Water needs to purchase water meters and appurtenances for new customer installations and for maintenance of existing customer's meters; and

WHEREAS, the Purchasing Office is in the process of establishing Universal Term Contracts; and

WHEREAS, the Department of Public Utilities would like to establish blanket Purchase Orders based on these pending Universal Term Contracts; and

WHEREAS, it is necessary for this Council to authorize the City Auditor the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Director of Finance and Management to establish Blanket Purchase Orders, for water meters and appurtenances based on pending Universal Term Contracts, for the preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish Blanket Purchase Orders for water meters and appurtenances from Universal Term Contracts in process with Badger Meter, Inc., Metron-Farnier LLC, Ferguson Waterworks, Neptune Equipment Co., Utility Service & Supply, Inc., Sensus USA, Inc., and Itron, Inc., in a total amount of \$2,878,000.00, for the Division of Power and Water, Department of Public Utilities.

SECTION 2. That the City Auditor is hereby authorized to transfer \$1,438,000.00 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6670, as follows:

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

606 | 690479-100000 (carryover) | Security Enhancements | 606479 | -\$1,438,000
606 | 690394-100000 (carryover) | Water Meter Renewal | 606394 | +\$1,438,000

SECTION 3. That the 2012 Capital Improvements Budget is hereby amended as follows:

Fund No. | Project No. | Project Name | Current Authority | Revised Authority | change

606 | 690479-100000 (carryover) | Security Enhancements | \$1,687,154 | \$249,154 | -\$1,438,000
606 | 690394-100000 (carryover) | Water Meter Renewal | \$250,001 | \$1,688,001 | +\$1,438,000

SECTION 4. That the expenditure of \$1,438,000.00 is hereby authorized for water meters and appurtenances within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690394-100000 (carryover), Object Level Three 6670, OCA Code 606394, as designated below:

<u>Vendor Name</u>	<u>Amount</u>
Badger Meter, Inc.	\$1,438,000

SECTION 5. That the expenditure of \$1,440,000.00 is hereby authorized for water meters and appurtenances within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690394-100000 (New Funding - (proceeds coming from upcoming July 2012 Bond Sale), Object Level Three 6670, OCA Code 606394, as designated below:

Badger Meter, Inc.	\$622,000
Metron-Farnier LLC	\$102,000
Ferguson Waterworks	\$234,000
Neptune Eqpt. Co.	\$70,000
Utility Service/Supply	\$45,000
Sensus USA, Inc.	\$17,000
Itron, Inc.	<u>\$350,000</u>
	\$1,440,000

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

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

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

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

Legislation Number: 1540-2012

Drafting Date: 6/29/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background: This legislation authorizes the Finance and Management Director to issue a contract with Upstate Wholesale Supply dba Brite Computers for Fujitsu laptops with modem and GPS and five (5) year no fault warranty and related equipment on behalf of the Division of Police. This equipment will be installed in the seventy five (75) 2011 Ford Crown Victorias purchased earlier this year.

Solicitation SA004427 for Fujitsu laptops, with modem, GPS and five year no fault warranty and related equipment closed on June 21, 2012. There were three vendors who responded. Upstate Wholesale Supply dbaBrite Computers was the lowest bidder and also met specifications. The other two companies, OfficeMax North America and Howard Technology did not meet specifications. After review of the bids, the Division of Police recommends the bid award to Upstate Wholesale Supply dba Brite Computers.

Contract compliance number is 16-1382350 and expires 10/19/2013.

Fiscal Impact: The Fleet Management Division has funding available from the Special Income Tax Fund and the Division of Police JAG Grant Fund 220, Grant No. 331202. This ordinance authorizes the appropriation and expenditure of \$64,088.35 from the Special Income Tax Fund.

Emergency action is requested to allow the seventy five (75) Police cruisers to be upfitted with laptops with modem, GPS and five (5) year no fault warranty so they can be deployed into service as soon as possible.

To authorize the Finance and Management Director to enter into contract with Upstate Wholesale Supply dbaBrite Computers for Fujitsu Lifebook T731 laptops and related equipment on behalf of the Division of Police; to authorize the transfer and expenditure of \$225,872.90 from the Public Safety Justice Assistance Grant Fund; to authorize the appropriation and expenditure of \$64,088.35 from the Special Income Tax Fund; and to declare an emergency. (\$289,961.25)

WHEREAS, there was a formal competitive bid process issued through the Purchasing Office as Solicitation SA004427; and

WHEREAS, the Division of Police recommended the lowest bidder, Upstate Wholesale Supply dbaBrite Computers, and who also met all of the specifications for Fujitsu laptops and related equipment; and

WHEREAS, this equipment is necessary so as to be installed into the recently purchased 2011 Ford Crown Victorias so that they can be fully deployed into service; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police in that it is immediately necessary to enter into contract for Fujitsu laptops with modem, GPS and five (5) year no faulty warranty and related equipment in order to fully deploy 75 recently purchased police cruisers as soon as possible, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

Section 1. That the Finance and Management Director is hereby authorized to enter into contract with Upstate

Wholesale Supply dba Brite Computers for the purchase of 75 Fujitsu laptops with modem, GPS and five (5) year no fault warranty and related equipment on behalf of the Division of Police.

Section 2. That the Auditor is hereby authorized to transfer appropriation in the amount of \$225,872.90 from Department 30-03, Grant 331202, OCA 331202, Object Level 1 03 to Department 30-03, Grant 331202, OCA 331202, Object Level 1 02.

Section 3. That the City Auditor is authorized to appropriate \$64,088.35 within the Special Income Tax Fund as follows:
Fund 430, OCA 430036, Object Level Three 2215, Amount \$64,088.35

Section 4. That the sum of \$289,961.25, or so much thereof as may be necessary in regard to the action authorized in Section 1, is hereby authorized to be expended as follows:

Dept: 30-03
Grant: 331202
OCA Code: 331202
Obj level 1: 02
Object level 03: 2215
Amount: \$225,872.90
Dept: 30-03
Fund: 430
OCA Code: 430036
Obj level 1: 02
Object level 03: 2215
Amount: \$64,088.35

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

Legislation Number: 1552-2012

Drafting Date: 7/2/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance authorizes The Director of Public Service to provide payment to the Ohio Department of Transportation (ODOT) for a resurfacing and curb ramp rehabilitation project on U.S. Route 33 (Dublin Road) from the Marble Cliff south corporation line to the Grandview Heights/Columbus corporation line east of Grandview Avenue. This is an Ohio Department of Transportation project that will also consist of work in a section of Grandview Heights.

This project will plane and resurface pavement on U.S. 33 and rehabilitate curbs ramps and adjacent curbs and sidewalks along portions of U.S. 33 and construct multi use paths on Dublin Road and Urlin Avenue.
(FRA-33-12.61 PID 79316)

13 ADA curb ramps will be added or reconstructed as part of this project.

The Ohio Department of Transportation requires payment in advance of bid openings for projects similar to this based on estimates. Once the bids are opened, if the cost is higher than the estimate additional funds are

required. Ordinance 1001-2012 authorized the Director of Public Service to enter into agreement and provide payment in the amount of \$245,078.00 for the construction of this project. Bids were higher than expected and an additional funding is now required from the City. This ordinance authorizes the expenditure of \$42,590.00 to provide payment to the Ohio Department of Transportation for the construction of this project.

2. EMERGENCY DESIGNATION

Emergency action is requested in order to meet ODOT's schedule for this project and provide sidewalks and multi use paths at the earliest possible time. Payment is needed by the Ohio Department of Transportation by early August 2012.

3. FISCAL IMPACT

Ordinance 1001-2012 authorized the expenditure of \$245,078.00 for the City's share of this project. Additional Funds for the City's share of this project are required and are available within the Streets and Highways G.O. Bonds Fund.

To authorize the Director of Public Service to provide payment to the Ohio Department of Transportation for this U.S. Route 33 resurfacing and curb ramp rehabilitation project; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to amend the 2012 Capital Improvements Budget; to authorize the expenditure of \$42,590.00 within the Streets and Highways G.O. Bonds Fund for the Division of Design and Construction; and to declare an emergency. (\$42,590.00)

The following ordinance enacted by the City of Columbus, Ohio, hereinafter referred to as the Legislative Authority or Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the 24th day of February, 2011, the LPA enacted legislation (Ordinance 1790-2010) proposing cooperation with the Director of the Ohio Department of Transportation (Director of Transportation) for the described project:

Part 1 - Resurfacing of U.S. Route 33.

Part 2 - Improvement and repair of curb ramps, adjacent curbs and sidewalks along portions of U.S. Route 33, lying within the City of Columbus; and

WHEREAS, ordinance 1001-2012 authorized the Director of Public Service to enter into agreement and provide payment to ODOT in the amount of \$245,078.00 for a resurfacing and curb ramp rehabilitation project on U.S. Route 33 (Dublin Road) from the Marble Cliff south corporation line to the Grandview Heights/Columbus corporation line east of Grandview Avenue based on estimates by the Ohio Department of Transportation; and

WHEREAS, the bid amount was higher than expected resulting in additional funding required by the City; and

WHEREAS, this ordinance authorizes the Director of Public Service to provide additional payment in an amount up to \$42,590.00 for this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is the sense of this Council that the Director of the Ohio Department of Transportation must proceed with the aforesaid highway improvement, thereby preserving the public health,

peace, property, and safety; now, therefore

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

SECTION 1. That the sum of up to Forty Two Thousand Five Hundred Ninety and no/100 dollars, (\$42,590.00) or so much thereof as may be needed be and is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, Fund 704, Division of Design and Construction, Department-Div 59-12, as follows:

Fund / Project # / Project / Object Level Three Codes / OCA Code / Amount
704 / 530282-100066 / Resurfacing - Urban Paving - US33 - Marble Cliff to Grandview / 06-6631 / 748266 / \$42,590.00

SECTION 2. That the 2012 Capital Improvement Budget established within ordinance 0368-2012 be and hereby is amended to provide funding for this project as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount
704 / 530282-100055 / Resurfacing 2010 - Project 4 (Carryover) / \$129,658.00 / (\$42,590.00) / \$87,068.00
704 / 530282-100066 / Resurfacing - Urban Paving - US33 - Marble Cliff to Grandview (Carryover) / \$195,739.00 / \$42,590.00 / \$238,329.00

SECTION 3. That the transfer of cash and appropriation between projects within Fund 704, the Streets & Highways GO Bond Fund is authorized as follows:

FROM:

Fund / Project / Project / Object Level Three Codes / OCA Code / Amount
704 / 530282-100055 / Resurfacing 2010 - Project 4 / 06-6600 / 742855 / \$42,590.00

TO:

Fund / Project # / Project / Object Level Three Codes / OCA Code / Amount
704 / 530282-100066 / Resurfacing - Urban Paving - US33 - Marble Cliff to Grandview / 06-6600 / 748266 / \$42,590.00

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

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

Legislation Number: 1561-2012

Drafting Date: 7/3/2012

Version: 2

Current Status: Passed

Matter Type: Ordinance

Rezoning Application Z12-021

APPLICANT: CORC Limited; c/o Kirk Paisley; M & A Architects; 775 Yard Street; Suite 325; Columbus, OH 43212.

PROPOSED USE: To allow C-3, restaurant uses.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on June 14, 2012.

FAR EAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The proposed Commercial Planned Development District will allow a C-3 restaurant use on a portion of the site which will be made an outparcel. The site is currently zoned CPD to allow a C-2 use and the areas that are occupied contain existing office / medical office building uses. The proposal is appropriate and consistent with the development and zoning pattern in the area and the recommendation of the *Broad-Blacklick Area Plan* (2011). The screening, setbacks and height limits for the southern sub area will ensure compatibility with the adjacent dwellings while the access limitations should help maintain the traffic flow along East Broad Street.

To rezone **6511 EAST BROAD STREET (43213)**, being 5.12± acres located on the south side of East Broad Street, 480± feet east of Outerbelt Street, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District **and to declare an emergency** (Rezoning # Z12-021).

WHEREAS, application #Z12-021 is on file with the Department of Building and Zoning Services requesting rezoning of 5.12± acres from CPD, Commercial Planned Development District, to CPD, Commercial Planned Development District; and

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

WHEREAS, the Far East Area Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval because the proposed Commercial Planned Development District will allow restaurant and office development which is appropriate and consistent with the development and zoning pattern in the area and the recommendation of the *Broad-Blacklick Area Plan* (2011). The screening, setbacks and height limits for the southern sub area will ensure compatibility with the adjacent dwellings while the access limitations should help maintain the traffic flow along East Broad Street, and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

6511 EAST BROAD STREET (43213), being 5.12± acres located on the south side of East Broad Street, 480± feet east of Outerbelt Street, and being more particularly described as follows:

ZONING DESCRIPTION

1.020 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 3, Township 1, Range 16, United States Military Lands and being 1.01 acre out of a 5.115 acre tract conveyed to Eastglen Land LLC of record in Instrument Number 200408130189451. (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, for reference, at the northeast corner of Lot 122 in "Brook Farm Section 2" as recorded in Plat Book 60, Pages 28 and 29, said point being on the southerly line of a 6.27 acre tract conveyed to The Pataskala Banking Company of record in Instrument Number 201202150021802;

Thence N85°59'30" W, with the northerly line of said Lot 122 and the southerly line of said 6.27 acre tract, a distance of 33.10 feet to a point at the southwesterly corner of said 6.27 acre tract and also the southeasterly corner of said 5.115 acre tract;

Thence N03° 56'28" E, along the common line of said 6.27 and 5.115 acre tracts, a distance of 447.35 feet to a point, the True Point of Beginning;

Thence across said 5.115 acre tract the following courses and distances:

N 86° 03'34" W, a distance of 104.27 feet to a point;

S 03° 57'43" W, a distance of 86.84 feet to a point;

N 86° 58'43" W, a distance of 25.00 feet to a point on the easterly line of the "Eastglen Professional Condominium, First Amendment" as recorded in Condo Plat Book 143, Page 92;

Thence N 03° 57'43" E, along the easterly line of said "Eastglen Professional Condominium, First Amendment", a distance of 279.51 feet to an angle point thereof;

Thence N 01° 31'12" E, along the easterly line of said "Eastglen Professional Condominium, First Amendment", a distance of 117.85 feet to a point at the northeasterly corner thereof and on the southerly right-of-way of East Broad Street and the southerly line of a 0.551 acre tract as conveyed to City of Columbus, Ohio in Official Record 32343, Page J08;

Thence N 81° 54'48" E, along said southerly right-of-way and southerly line of said 0.551 acre tract, a distance of 137.19 feet to a point at the northeasterly corner of said 0.551 acre tract and on the westerly line of said 6.27 acre tract;

Thence S 03° 56'28" W, along the common line of said 6.27 acre and 0.551 acre tracts, a distance of 343.60 feet to the True Point of Beginning and containing 1.010 acres of land, more or less.

Bearings are based on the Ohio State Plane Coordinate System, a portion of the southerly right of way line of East Broad Street, having a bearing of N 81°54'48"E, is the basis of bearing for this description.

The above description is for Zoning purposes only and is not intended to be used for the transfer real property.

ZONING OF 4.095 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 3, Township 1, Range 16, United States Military Lands and being 4.095 acres out of a 5.115 acre tract conveyed to Eastglen Land LLC of record in Instrument Number 200408130189451. (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

BEGINNING at the northeasterly corner of "Eastglen Professional Condominium, First Amendment" as recorded in Condominium Plat Book 143, Page 92, said nail also being in the southerly line of a 0.551 acre tract conveyed to the City of Columbus in Official Record 32343J08 and also being the northwesterly corner of the remainder of a 5.115 acre tract conveyed to Eastglen Land, LLC in Instrument Number 200408130189451;

Thence along the line common to said "Eastglen Professional Condominium, First Amendment" and the

remainder of said 5.115 acre tract the following courses;

South 01°31'12" West, a distance of 117.85 feet to a point;

South 03°57'43" West, a distance of 279.51 feet to a point;

Thence across said 5.115 acre remainder the following courses;

South 86°58'43" East, a distance of 25.00 feet to a point;

North 03°57'43" East, a distance of 86.84 feet to a point;

South 86°03'34" East, a distance of 104.27 feet to an iron pin set on the westerly line of a 6.27 acre tract conveyed to The Pataskala Banking Company in Instrument Number 201202150021802;

Thence South 03°56'29" West, along the common line of said 6.27 acre tract and 5.115 acre remainder, a distance of 452.35 feet to a point at the southwesterly corner of said 6.27 acre tract, said point also being in the northerly line of "Brook Farm Section Two" as recorded in Plat Book 60, Page 28;

Thence North 85°56'36" West, along said northerly line, a distance of 293.51 feet to a point at the southeasterly corner of "Eastglen Professional Condominium" as recorded in Condominium Plat Book 121, Page 43;

Thence North 03°57'43" East, a distance of 727.88 feet to a point at the southwesterly corner of a 0.551 acre tract conveyed to City of Columbus in Official Record 32343J08;

Thence North 81°54'48" East, along the southerly line of said 0.551 acre tract, a distance of 162.64 feet the POINT OF BEGINNING and containing 4.095 acres of land, more or less.

To Rezone From: CPD, Commercial Planned Development District

To: CPD, Commercial Planned Development District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said change on the said original zoning map and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Department of Building and Zoning Services as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "**RAISING CAIN'S CHICKEN FINGERS**," dated June 29, 2012, and text titled, "**COMMERCIAL PLANNED DEVELOPMENT TEXT**," dated June 14, 2012, both signed by Kirk A. Paisley, Architect, and the text reading as follows:

COMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICT: CPD, Commercial Planned Development

PROPERTY ADDRESS: 6511 East Broad Street

OWNER(S): Equity Inc.

APPLICANT/AGENT: CORC Limited / M+A Architects

DATE OF TEXT: June 14, 2012

APPLICATION #: Z12-021

1. INTRODUCTION: This site, consisting of a total of 5.115 acres is being rezoned from CPD (Commercial Planned Development District) to CPD in order to revise the site plan and text to allow a C-3 restaurant on a portion of the site which will be made an outparcel. The site is currently zoned CPD to allow a C-2 use and the areas that are occupied contain existing office / medical office building uses. Sub-Area A is the area that is existing or is planned to contain office / medical office building use and is an area of 4.095 acres. Sub-Area B will contain the C-3 restaurant use and is an area of 1.020 acres. The C-3 use has been found to be consistent with the development within the surrounding site area and will share the existing curb cut on the site as is per the recommendation of the City of Columbus Department of Public Service. Please note, that the CPD text has also been revised in order to bring the text up to the current level of City of Columbus Zoning standards for items such as landscaping and signage.

SUB-AREA "A" (4.095 ACRES)

2. PERMITTED USES: Those uses permitted in Chapter 3353 (C-2) Commercial District of the Columbus City Code.

3. DEVELOPMENT STANDARDS:

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

1. The building, parking/maneuvering setbacks from the south property line shall be 25 feet; building setback from E. Broad Street shall be 50 feet; parking/maneuvering setback from E. Broad Street shall be 10 feet; building setback and parking/maneuvering setback line from the east and west property lines shall be 10 feet.

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

1. Access shall be restricted to one curbcut with a west bound left turn lane on East Broad Street.
2. This development shall also have vehicular access to the adjacent parcel to the west.
3. The developer shall grant an access easement in a form customary for the area to the adjacent parcel to the east so that parcel's traffic may cross the subject property to reach the Lucent traffic signal.

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

1. Except for the installation of utilities and fencing the existing tree line within the 25 ft. setback from the south property line shall remain in its natural condition. Dead and diseased trees may however be removed from said setback area subject to sound forestry management practices. A six foot board on board wooden fence will be installed along the north edge of the 25 foot setback at the same time as the construction of the restaurant listed in Sub-Area B.

D. Building design and/or Interior-Exterior treatment commitments.

1. Any building within 100 feet of the south property line shall be a maximum of one story in height.
2. The maximum building height shall be 35 feet.

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. The building and landscaping may be up-lit so long as the lighting shall not interfere with neighboring uses or right-of way traffic.

F. Graphics and Signage commitments.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the C-2, Commercial District, and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

SUB-AREA "B" (1.020 ACRES)

2. PERMITTED USES: Those uses permitted in Chapter 3355 (C-3) Community Scale Commercial Uses of the Columbus City Code.

3. DEVELOPMENT STANDARDS:

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

1. The building, parking/maneuvering setbacks from the south property line shall be 10 feet; building setback from E. Broad Street shall be 50 feet; parking/maneuvering setback from E. Broad Street shall be 10 feet; building setback and parking/maneuvering setback line from the east property lines shall be 10 feet and there shall be no minimum setback to the west property line.

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

1. This development shall have vehicular access to the adjacent parcel to the west.

3. The developer of sub-area 'A' shall grant an access easement in a form customary for the area to the adjacent sub-area / parcel to the west so that traffic may cross the subject sub-area / property to reach the full access curb-cut on sub-area 'A' and the Lucent traffic signal.

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

N/A

D. Building design and/or Interior-Exterior treatment commitments.

1. The maximum building height shall be 35 feet.

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. The building and landscaping may be up-lit so long as the lighting shall not interfere with neighboring uses or right-of way traffic.

F. Graphics and Signage commitments.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the C-3, Commercial District, and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

4. CPD CRITERIA (Applicable to both Sub-Areas):

A. NATURAL ENVIRONMENT: The property is wooded to the rear of the site.

B. EXISTING LAND USE: To the west are a series of office buildings zoned CPD; to the south are single family houses on very deep lots in the City of Reynoldsburg; to the east is a single family house in Jefferson Township which the proposed Township planning map shows a CS, Commercial Service zoning classification for that site; to the north across East Broad Street is ground zoned M-1, Manufacturing.

C. TRANSPORTATION AND CIRCULATION: The site has one curbcut to East Broad Street from sub-area 'A' which will remain.

D. VISUAL FORM OF THE ENVIRONMENT: The developer shall determine the building materials at the time of development.

E. VIEW AND VISIBILITY: The development text addresses issues of landscaping and pedestrian access.

F. PROPOSED DEVELOPMENT: The proposed development has two sub-areas; Sub-Area 'A' shall remain as Offices (C-2). Sub-Area 'B' shall be developed as a restaurant under the uses permitted by Section 3355, C-3 Community Scale Commercial Uses.

G. EMISSION: No adverse effect from emission will result from the proposed development.

H. BEHAVIOR PATTERNS: The site has frontage on East Broad Street which is a major arterial for both local traffic and people traveling between Columbus and cities to the east. The proposal will continue an orderly development pattern on the south side of East Broad Street with offices, a restaurant and other services for the greater neighborhood.

The Site shall be developed in accordance with the submitted CPD Site Plan. The CPD Site Plan may be slightly adjusted to reflect engineering, topographical, or other site development data developed at the time the development and engineering plans are completed. Any slight adjustment to the plan shall be subject to review and approval by the Director of Building and Zoning Services or his or her designee, upon submission of appropriate data regarding the proposed adjustment.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1564-2012

Drafting Date: 7/3/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance will grant permission to the following groups to apply for a temporary liquor permit authorizing the sale of alcoholic beverages at their special event to be held during 2012:

Columbus Running Company Charity Fund and the March of Dimes for the Tap 'N' Run 4K, August 25, 2012.

These organizations wish to sell alcoholic beverages to eligible patrons on a city street to be used for the event. This is the first year for the event.

The City of Columbus, acting by and through its Director of Recreation and Parks, is required to grant approval to the organizer of this event so they may obtain the required permit from the Ohio Department of Commerce, Division of Liquor Control.

To authorize and direct the Director of Recreation and Parks to grant consent to the Columbus Running Company Charity Fund and the March of Dimes to apply for permission to sell alcoholic beverages at the Tap 'N' Run 4K event on August 25, 2012; and to declare an emergency.

WHEREAS, the following special event listed in Section 1 will take place during 2012; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Recreation and Parks in that it is immediately necessary to grant consent for these organizations to apply for permission to sell alcoholic beverages to allow time for their applications to be processed; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and is hereby authorized and directed to grant consent on behalf of the City of Columbus to the following organizations to apply for appropriate liquor permits to enable the non-profit groups to sell alcoholic beverages during the hours specified in said permits and at a specified locations during their 2012 special events:

Columbus Running Company Charity Fund and the March of Dimes for the Tap 'N' Run 4K on August 25, 2012.

These organizations wish to sell alcoholic beverages to eligible patrons on a city street to be used for the event. This is the first year for the event.

SECTION 2. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor approves nor vetoes the same

Legislation Number: 1566-2012

Drafting Date: 7/3/2012

Version: 2

Current Status: Passed

Matter Type: Ordinance

Council Variance Application: CV12-023

APPLICANT: E.W. High Street LLC; c/o Jeffrey E. Meacham; 1220 Dublin Road; Columbus, OH 43215-1008.

PROPOSED USE: Commercial and multi-unit residential development and parking garage.

ITALIAN VILLAGE AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This Council variance was approved via CV11-039 on February 27, 2012. The applicant is requesting to increase the height variance that was granted in CV11-039 from sixty (60) feet to sixty-five (65) feet. In addition the applicant seeks an additional 100 square feet of restaurant space over what CV11-039 allows. This additional 100 square feet results in an increased parking space variance of one (1) additional parking space raising the variances from 237 parking spaces to 238 parking spaces. Staff finds these changes to be minor and recommends approval.

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3309.14, Height District, 3312.03(D), Administrative requirements; 3312.49(C), Minimum number of parking spaces; 3312.53, Minimum number of loading spaces required; 3321.01, Dumpster Area; 3321.05(B)(1), Vision clearance; and 3356.11, C-4 district setback lines, of the Columbus City Codes for property located at **834 NORTH HIGH STREET (43215)**, to permit residential and parking uses with reduced development standards in the C-4, Commercial District **and to declare an emergency** (CV12-023)

WHEREAS, by application #CV12-023, the owner of property at **834 NORTH HIGH STREET (43215)**, is requesting a Variance to permit two mixed use buildings with the building at High and Hubbard requiring various standards variances and the parking garage on East Hubbard Avenue having residential units on the ground floor in the C-4, Commercial District also with reduced development standards; and

WHEREAS, Section 3356.03, C-4 Permitted Uses, permits apartments only above certain commercial uses, while the applicant proposes to allow four (4) ground floor dwelling units on the south side of the parking structure along East Hubbard Avenue including first floor residential use; and

WHEREAS, Section 3309.14, Height District, requires that buildings in the H-35 Height District not exceed 35 feet in height while the applicant proposes the building to be sixty-five (65) feet tall; and

WHEREAS, Section 3312.03(D), Administrative requirements, requires that parking spaces must be on the same lot as the use they are intended to serve, while the applicant proposes an off-site parking structure separated from the dwelling units it serves by Pearl Street to the east; and

WHEREAS, Section 3312.49(C), Minimum number of parking spaces required, requires 108 parking spaces for 72 dwelling units at 1.5 spaces per unit and 238 parking spaces for up to 17,850 square feet of restaurant use at 1 space per 75 gross square feet for a total of 345 spaces, while the applicant proposes to provide a 322 space parking garage of which 72 parking spaces will be reserved for the 72 dwelling units at the rate of 1 space per dwelling unit, and to reduce required parking to zero (0) for up to 17,850 square feet of restaurant area; and

WHEREAS, Section 3312.53, Minimum number of loading spaces required, requires that commercial

buildings that are ten thousand (10,000) square feet or more but less than seventy-five thousand (75,000) square feet provide one loading space, while the applicant proposes zero (0) loading spaces for the building; and

WHEREAS, Section 3321.01, Dumpster Area, requires a loading and maneuvering area for a dumpster to be located on-site, while the applicant proposes to provide on-site refuse storage for private hauler access/maneuvering from Pearl Street; and

WHEREAS, Section 3321.05(B)(1), Vision clearance, requires the size of required clear vision triangles to be 10 feet on each of the perpendicular sides of a triangle at the northwest and northeast corners of East Hubbard Avenue and North Pearl Street, while the applicant proposes a zero (0) foot building setback on both East Hubbard Avenue and North Pearl Street and therefore no clear vision triangle will be provided; and

WHEREAS, Section 3356.11, C-4 district setback lines, requires buildings to have a setback of twenty-five (25) feet from the right-of-way, while the applicant proposes a zero (0) foot setback along High Street, Hubbard Avenue ; and

WHEREAS, The Italian Village Area Commission recommends approval; and

WHEREAS, City Departments recommend approval because Staff finds these changes to be minor; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **834 NORTH HIGH STREET (43215)**, in using said property as desired and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to begin construction as soon as possible for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3309.14, Height District; 3312.03(D), Administrative requirements; 3312.49(C), Minimum number of parking spaces required; 3312.53, Minimum number of loading spaces required; 3321.01, Dumpster Area; 3321.05(B)(1), Vision clearance and 3356.11, C-4 district setback lines, of the Columbus City Codes for the property located at **834 NORTH HIGH STREET (43215)**, insofar as said sections prohibit ground floor dwellings, a sixty-five (65) foot tall building in the thirty-five (35) foot height district, with parking not on the same lot, with no parking provided on the parcel at the northeast corner of North High Street and East Hubbard Avenue (Parcel 1, as described in the legal description), with parking reduced for 72 dwelling units from 108 spaces (1.5

spaces/unit) to 72 spaces (1.0 space/unit), with all 72 spaces to be located in the parking garage to be built on the east side of Pearl Street (Parcel 2, as described in the legal description), and parking for up to 17,850 sq. ft. of restaurant area (Parcel 1) reduced from 238 to zero (0), without a loading space, without vision clearance along Pearl Alley, without a code compliant dumpster area, with a zero (0) foot building setback on North High Street and East Hubbard Avenue

834 NORTH HIGH STREET (43215), being 1.4± acres located on the east side of North High Street, at the northeast corner of North High Street and East Hubbard Avenue, and being more particularly described as follows:

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

Parcel 1 (PID: 010-032241):

Being Lots numbers sixty-one (61), sixty-two (62) and 46 ½ feet off the entire south side of Lot sixty-three (63) of William A. Gills Fourth North Addition, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, Page 389, Recorder's Office, Franklin County, Ohio, and twenty feet off the entire south side of Lot number one (1) of George W. Rice's Subdivision of Lot No. sixty-four (64) and parts of Lots numbers sixty-three (63) and sixty-five (65) of said William A. Gills Fourth North Addition to said city as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, Page 26, Recorder's Office, Franklin County, Ohio, excepting therefrom a strip of land ten (10) feet in width off the entire west side deeded to the City of Columbus for the purpose of widening North High Street,

And:

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 5, Township 5, range 22, Refugee Tract and being all of that 0.029 acre tract conveyed to William B. Shively of record in Instrument Number 200702200029641 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, for reference, at the intersection of the southerly right-of-way line of Prescott Street with the easterly right of way line of North High Street, the northwesterly corner of that tract conveyed to ISAG, Limited, of record in Instrument Number 200502040022203;

Thence with said southerly right-of-way line, the following courses;

North 81 degrees 36' 39" East, a distance of 99.94 feet to an iron pin set;

South 86 degrees 35' 10" East, a distance of 60.01 feet to a mag nail found;

South 47 degrees 37' 00" East, a distance of 18.37 feet to a mag nail found in the westerly right-of-way line of Pearl Street;

Thence South 08 degrees 35' 00" East, with said westerly right-of-way line, a distance of 79.01 feet to a pony stake found at the southeasterly corner of that 0.109 acre tract conveyed to William B. Shively of record in Instrument Number 200301140013765, the TRUE POINT OF BEGINNING;

Thence South 08 degrees 35' 00" East, continuing with said westerly right-of-way line, a distance of 18.19 feet to a mag nail set at a southeasterly corner of said Highstreet Partners tract and a northeasterly corner of that tract conveyed to APEX Realty Enterprises, LLC of record in Instrument Number 200703020036633;

Thence South 81 degrees 36' 39" West, with a line common to said Highstreet Partners tract and said APEX Realty Enterprises, LLC tract, a distance of 70.52 feet to a point in the west edge of a building;

Thence North 08 degrees 22' 53" West, with the westerly line of said 0.029 acre tract with said west edge of building, a distance of 18.20 feet to a building corner in the southerly line of said 0.109 acre tract and northerly line of said Highstreet Partners tract;

Thence North 81 degrees 37' 07" East, with said common line, a distance of 70.45 feet to the TRUE POINT OF BEGINNING and containing 0.029 acres (1,282.43 square feet), more or less, and being out of Auditors Parcel No. 010-265711.

Parcel 2 (PID: 010-002013):

Situated in the County of Franklin, in the State of Ohio, and in the City of Columbus:
Being Lots numbers sixty-six (66), sixty-seven (67), sixty-eight (68) and sixty-nine (69) of William A. Gills
Fourth North Addition, as the same are numbered and delineated upon the recorded plat thereof, of record in
Plat Book 1, Page 389, Recorder's Office, Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said properties are used for two mixed use buildings with a maximum of 72 dwelling units, 17,850 square feet of retail and/or restaurant space and a parking garage with at least 322 parking spaces, of which at least 250 spaces must be available to the public with or without fee, or those uses permitted in the C-4, Commercial District.

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

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 1573-2012

Drafting Date: 7/5/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Columbus Public Health was awarded grant funds from the Franklin County Board of Health for the Project Love County Project. These funds provide reimbursement to the Health Department's Immunization program for strategies developed to increase public awareness and immunization rates within Franklin County. This ordinance authorizes a supplemental appropriation of \$64.78 for additional funds that were received from the County, which will facilitate the grant close-out process.

Emergency action is requested allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: Monies are available for this appropriation. This ordinance will facilitate the grant close-out process.

To authorize a supplemental appropriation from the unappropriated balance of the Health Department Grants Fund for additional funds received for the Project Love County Project, in the amount of \$64.78; and to declare an emergency. (\$64.78)

WHEREAS, it is necessary to appropriate \$64.78 in additional funds to the Project Love County Love Project to facilitate the grant close-out process; and,

WHEREAS, this ordinance is submitted as an emergency to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to appropriate these funds to Columbus Public Health 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 sum of \$64.78 is hereby authorized and directed to be appropriated from the unappropriated balance in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2012, to the Health Department, Department No. 50-01, as follows:

OCA: 501063; Grant No. 501063; Obj. Level 1: 01; Amount: \$64.78

SECTION 2. That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Legislation Number: 1576-2012

Drafting Date: 7/5/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The Department of Public Service, Division of Design and Construction, in cooperation with the Development Department, uses Urban Infrastructure Recovery Fund (UIRF) money to design and construct projects that enhance economic growth within the City. Past UIRF projects have included streetscape enhancements and roadway improvements.

Occasionally these UIRF projects require that the Division of Design and Construction acquire additional permanent and temporary right of way for installation of streetlights, street trees, sidewalks and Americans with Disabilities Act (ADA) compliant curb ramps. In 2010, the Development Department and the Department of Public Service cooperated to establish and legislate a \$50,000.00 right of way contingency fund that was used to expedite these small acquisitions by the City Attorney's Office, Real Estate Division. This fund has a current balance of approximately \$5,178.25.

At this time, the Development Department and the Department of Public Service desire to establish an additional \$50,000.00 UIRF right of way acquisition contingency fund. This money will be used in the same manner as the original contingency fund by the City Attorney's Office, Real Estate Division, to acquire small parcels of additional right of way for miscellaneous UIRF projects when requested to do so by the Department of Public Service, Division of Design and Construction.

2. FISCAL IMPACT

The following legislation establishes a \$50,000.00 UIRF right of way acquisition contingency fund and authorizes the City Attorney to expend said funds to acquire small parcels of additional right of way for miscellaneous UIRF projects and for other right of way expenses when requested to do so by the Department of Public Service. Monies to pay for these costs are available within the Streets and Highways G.O. Bonds Fund, No. 704.

3. EMERGENCY DESIGNATION

This money will be used to acquire small parcels of additional right of way for miscellaneous UIRF projects it is essential the City Attorney's Office, Real Estate Division be authorized to hire professional services, acquire the rights of way and expend the funds necessary to complete miscellaneous UIRF projects as soon as possible.

To authorize the establishment of a \$50,000.00 Urban Infrastructure Recovery Fund right of way acquisition contingency fund to be used to acquire small parcels of additional right of way for miscellaneous UIRF projects and other right of way expenses as requested by the Department of Public Service, Division of Design and Construction; to authorize the City Attorney's Office, Real Estate Division to expend \$50,000.00 from the Streets and Highways G.O. Bonds Fund for these miscellaneous acquisitions; and to declare an emergency. (\$50,000.00)

WHEREAS, the Department of Public Service, Division of Design and Construction, in cooperation with the Development Department uses Urban Infrastructure Recovery Funds (UIRF) to design and construct projects that enhance economic growth within the City; and

WHEREAS, past UIRF projects have included streetscape enhancements and roadway improvements; and

WHEREAS, occasionally these projects require the acquisition of small parcels of additional right of way; and

WHEREAS, in 2010, the Development Department and the Department of Public Service cooperated to establish and legislate a \$50,000.00 right of way contingency fund that was used to expedite these small acquisitions by the City Attorney's Office, Real Estate Division; and

WHEREAS, this fund has a current balance of approximately \$5,178.25; and

WHEREAS, at this time, the Development Department and the Department of Public Service desire to establish an additional \$50,000.00 UIRF right of way acquisition contingency fund; and

WHEREAS, this money will be used in the same manner as the original contingency fund by the City Attorney's Office, Real Estate Division, to acquire small parcels of additional right of way for miscellaneous UIRF projects and other right of way expenses when requested to do so by the Department of Public Service, Division of Design and Construction; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that it is immediately necessary to provide funding for right of way for other projects as needed, thereby preserving the public health, peace, property, safety and welfare, now, therefore

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

SECTION 1. That the City Attorney's Office, Real Estate Division, be and hereby is authorized to acquire small parcels of additional right of way and pay for other right of way expenses for miscellaneous UIRF

projects and when requested to do so by the Department of Public Service, Division of Design and Construction.

SECTION 2. That the City Attorney's Office, Real Estate Division, be and is hereby authorized to expend \$50,000.00, or so much thereof as may be necessary from the Streets and Highways G.O. Bonds Fund, No. 704, to pay these costs as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount
704 / 440005-100000 / UIRF / 06-6601 / 590050 / \$50,000

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

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

Legislation Number: 1595-2012

Drafting Date: 7/8/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: To authorize and direct the Director of Public Safety to enter into a contract with the Ohio Department of Public Safety, on behalf of the Division of Police, for the leasing of LEADS equipment and interface. This ordinance is requesting funding for the leasing of LEADS equipment and interface from July 1, 2012 through June 30, 2013 in the total amount of \$64,020.00. Entering into this contract will enable the Division of Police to participate in the Law Enforcement Automated Data System (LEADS). Police personnel use this system as a tool in their daily police duties to check vehicle registrations, missing persons, stolen vehicles, and outstanding warrants.

Bid Information: This was not competitively bid because the State of Ohio owns the system.

Contract Compliance No.: N/A - Treasurer, State of Ohio

Emergency Designation: Emergency legislation is requested in order to continue the uninterrupted use of this system.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$64,020.00 from the 2012 General Fund budget for the leasing of the LEADS equipment and interface through the Ohio Department of Public Safety. The Division of Police encumbered and expended \$61,956.00 for this expenditure in 2011.

To authorize and direct the Director of Public Safety to enter into a contract with the Ohio Department of Public Safety, for the leasing of the LEADS equipment and interface for the Division of Police; to authorize the expenditure of \$64,020.00 from the General Fund; and to declare an emergency. (\$64,020.00)

WHEREAS, pursuant to Ordinance #414-74, passed by City Council on March 18, 1974, as amended, the City of Columbus entered into contract with the Director of Highway Safety, to participate in the Law Enforcement Automated Data System; and

WHEREAS, it is in the best interest of the Public Safety Department, Columbus Division of Police, to continue participation in this Law Enforcement Automated Data System; and

WHEREAS, this contract term will begin July 1, 2012 through June 30, 2013 in order to continue services without interruption; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that entering into a contract with the Ohio Department of Public Safety for leasing of LEADS equipment and interface is immediately needed 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 Director of Public Safety be and is hereby authorized and directed to enter into a contract with the Ohio Department of Public Safety, for the leasing of the LEADS equipment and interface for the Division of Police, Department of Public Safety.

SECTION 2. That the expenditure of \$64,020.00, or so much thereof as may be needed, is hereby authorized as follows:

DIV 30-03 | FUND 010 | OBJ LEVEL (1) 03 | OBJECT LEVEL (3) 3302 | OCA # 300625 |

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

Legislation Number: 1602-2012

Drafting Date: 7/9/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of the Department of Development to execute all agreements and deeds for the conveyance of 32 parcels currently held in the Land Bank. The parcels will be conveyed to Southern Gateway Homes, LLC an entity established by the NRP Group and Community Development for All People to develop a total of 40 new houses within the Reeb-Hosack and Hungarian Village neighborhoods. The project is partially funded under the Neighborhood Stabilization Program 3.

FISCAL IMPACT: No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency action is required to expedite the transfer to reduce further deterioration of the structures and to immediately commence rehabilitation.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of 32 parcels of real property held in the Land Bank, pursuant to the Land Reutilization Program and Neighborhood Stabilization Program, to Southern Gateway Homes, LLC; and to declare an emergency.

Whereas, ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the Neighborhood Stabilization Program application with HUD, and made a substantial amendment to the Consolidated Plan's 2008 Action Plan; and

Whereas, ordinances 0234-2009 and 0136-2009 authorized the Director of the Department of Development to acquire properties under the Neighborhood Stabilization Program and the expenditure of funds; and

Whereas, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

Whereas, a proposal for the sale of parcels acquired pursuant to Section 5722.06 and 5722.03 for this program, meet the Land Reutilization Program's Disposition Policies and Guiding Principles, and were approved; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcels of real estate in order to reduce further deterioration of the structures and to immediately commence rehabilitation, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcels of real estate to Southern Gateway Homes, LLC:

<u>Parcel ID</u>		<u>Address</u>
010-030280	103	Woodrow
010-034272	102	Woodrow
010-054556	388-390	Woodrow
010-028272	1816-1818	S. Sixth St.

010-004743	1863-1865	S. Sixth St.
010-040369	291	Innis Ave.
010-049074	191-193	Innis Ave.
010-047165	151	Innis Ave.
010-037813	146-148	Innis Ave.
010-021776	162-164	Innis Ave.
010-056610	1810-1812	S. Fifth St.
010-039817	77	Barthman
010-027661	242-244	Barthman
010-010342	149	Barthman
010-023554	93-95	Reeb
010-042219	317	Reeb
010-046278	169	Innis Ave.
010-029248	102-104	Innis Ave.
010-035725	1632	S. Fourth St.
010-047468	1721-1723	S. Fourth St.
010-040238	128	Barthman
010-030054	209-211	Innis Ave.
010-001987	86-88	Barthman
010-027530	213-215	Innis Ave.
010-023549	187-189	Innis Ave.
010-064738	73	Morill
010-001799	184	Woodrow
010-010059	382	Woodrow
010-042215	315	Reeb
010-037809	1749	S. Fifth St.
010-057669	123	Woodrow
010-048040	91-93	Woodrow

Section 2. That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

Section 3. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

Legislation Number: 1605-2012

Drafting Date: 7/9/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: One parcel currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute

any and all agreements and deeds for conveyance of the real property. This legislation authorizes transfer of one parcel located at 2594-96 Sullivant Avenue (010-051295) to Chhlam & Sokunthea Sy, who will rehabilitate the existing two-family structure to be maintained as a rental. The parcel will be transferred by deed recorded in the Official Records of the Franklin County Recorder's Office.

FISCAL IMPACT: No funding is required for this legislation. The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY JUSTIFICATION: Emergency action is requested to expedite the transfer to reduce further deterioration of the structure and to immediately commence rehabilitation.

..Title

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (2594-96 Sullivant Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (2594-96 Sullivant Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, the Land Redevelopment Office was authorized to purchase the parcel from the United States Department of Housing and Urban Development through the Good Neighbor Program, by Ordinance 0106-2008, passed January 28, 2008; and

WHEREAS, a proposal for the sale of one parcel which has been acquired pursuant to Section 5722.06 for this program meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce further deterioration of the structure and to immediately commence rehabilitation, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Chhlam & Sokunthea Sy:

PARCEL NUMBER: 010-051295

ADDRESS: 2594-96 Sullivant Avenue, Columbus, Ohio 43204
PRICE: \$5,000 plus a \$38.00 recording fee
USE: Two-family rental unit

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

Being Lot Number Three Hundred Fifteen (315) of THORPE BROTHERS BRONX SUBDIVISION in the City of Columbus, Ohio, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 12, page 31, Recorder's Office, Franklin County, Ohio.

Section 2. That for good cause shown, Section 329.29 of the Columbus City Codes, 1959, is hereby waived.

Section 3. That Council hereby finds that the selection process utilized in this matter is in accordance with the Land Bank Disposition Process created pursuant to the City's Land Reutilization Program and hereby approves the same.

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

Legislation Number: 1611-2012

Drafting Date: 7/9/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

Need: The Division of Police needs to lease and maintain 55 multi-functional devices for various locations throughout the division including police sub stations. These machines are needed for the copying, scanning and faxing of police documents. This ordinance will enable the Division to continue the lease and maintenance of the current machines from the Gordon Flesch Company Inc. in accordance with a Universal Term contract established for this purpose by the Purchasing Office.

Bid Information: The Purchasing Office has set up universal term contract FL004622 with Gordon Flesch Company for the lease and the maintenance of 55 multi-functional devices.

Contract Compliance No.: 390993125 - Gordon Flesch Co. expires 12/01/2012

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.

Emergency Designation: Emergency legislation is needed in order to continue use of these machines without interruption.

FISCAL IMPACT: A total of \$99,861.14 has already been encumbered and/or spent for the lease and maintenance of these machines in 2012. An additional \$104,597.97 is needed for the remaining of this year and January of 2013. Approximately \$209,519.00 were encumbered/expended for the lease and maintenance of

the Divisions's multi-functional devices in 2011. Sufficient funding for this contract is available in the Division's General Fund.

To authorize and direct the Finance and Management Director to issue a purchase order to the Gordon Flesch Company Inc. from an existing universal term contract for the lease and maintenance of multi-functional devices for the Division of Police, to authorize the expenditure of \$104,597.97 from the General Fund; and to declare an emergency. (\$104,597.97)

WHEREAS, the Department of Public Safety, Division of Police needs to lease and maintain 55 multi-functional devices in order to copy, scan and fax police documents; and

WHEREAS, the Purchasing Office has an existing Universal Term Contract FL004622 with Gordon Flesch Company Inc.; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to issue a purchase order to the Gordon Flesch Company Inc. for the lease and maintenance of multi-functional devices for the immediate preservation of the public peace, property, health, safety, and welfare; now, therefore

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

SECTION 1. That the Finance and Management Director be and is hereby authorized to issue a purchase order to the Gordon Flesch Company Inc. for the lease and maintenance of multi-functional devices for the Division of Police, Department of Public Safety on the basis of UTC FL004622.

SECTION 2. That the expenditure of \$104,597.97, or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV 30-03| FUND 010 | OBJ LEVEL (1) 03 | OBJ LEVEL (3) 3303 | OCA 300301| \$86,582.61|

| DIV 30-03| FUND 010| OBJ LEVEL (1) 03| OBJ LEVEL (3) 3372| OCA 300301| \$18,015.36|

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

Legislation Number: 1614-2012

Drafting Date: 7/9/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: Preferred Real Estate Investments II, LLC (the "Developer") is or will be the owner of the 5.73+/- acres of property located at 5081 and 5115 Warner Road (the "Developer Property") within the Northeast MOU area. On September 8, 2011, the Columbus Development Commission recommended approval of the rezoning of the Developer Property to allow for a multi-family residential development. Ordinance No. 1718-2011, passed by the City Council of the City of Columbus, approved by the Mayor of said City, and attested to by the City Clerk on November 10, 2011, 2010, rezoned the Developer Property from Rural District

to Limited Apartment Residential District.

In following the City's PAWG policy for the Northeast Area, the Developer shall make a total contribution in the form of cash payments to Columbus in the amount of \$2,300.00 multiplied by the number of residential units constructed on the Developer Property. The entire preceding sentence shall be referred to as the "Developer's PAWG Contributions" hereafter. On or before the 15th day of the month immediately following the end of a calendar quarter in which units have been built, the Developer will submit to Columbus a report for the preceding calendar quarter indicating the number and location of residential units built during that quarter, and enclosing payment for that number of units multiplied by \$2,300.00 per unit.

Within sixty days of the execution of this agreement, Developer will encumber the Developer Property with a Declaration of Covenants and Restrictions for the Central College Community Development District (the "CCCDD Covenants"). The CCCDD Covenants shall run with the land and shall require each current and future owner of all or any portion of the Developer Property to pay an annual Community Development Charge, as such term is defined in Section 349.01 of the Ohio Revised Code, to the Central College Community Development Authority in an amount equal to 0.004 multiplied by the "Assessed Value" of such property for a period of twenty (20) years commencing one (1) year after the date of completion of the construction of the residential structures (as evidenced by a Certificate of Occupancy). The Developer agrees to take all necessary steps in a timely manner to include the Developer Property in the Central College Community Development Authority including, without limitation, filing a petition for inclusion of that property with Columbus City Council.

The Developer also supports inclusion of this property within a Tax Increment Financing (TIF) District within Columbus. If requested to do so by the Columbus Development Department, Developer will provide a letter indicating such support and take other reasonable actions in support of said TIF District.

The parties to this Agreement recognize that the size and density of the proposed development on the Developer Property present an opportunity for public and private participation in the completion of the Columbus infrastructure project WARNER ROAD STORM SEWER IMPROVEMENT STORM SEWER PLAN (CC # 16112) (the "Improvements") that will benefit the northeast area of Columbus, including the Developer Property. The Improvements are a portion of the storm sewer improvements to be completed in the Columbus infrastructure project, Warner Road Improvements Phase 1 (CIP# 530161-100089) per Department of Public Service plan number 2765 Dr. E.

An estimate of the materials and services to be paid for by the Developer to Precision Site Work (the "Contractor") for the construction of the Improvements are attached as Exhibit C. Exhibit D outlines only the items, which cost shall not exceed \$149,636.62, that Columbus has determined shall be attributable towards reducing the Developer's PAWG Contributions. All other costs and expenses of the Improvements shall be paid by the Developer and shall not be attributable towards reducing the Developer's PAWG Contributions.

If the actual cost of the items in Exhibit D, determined by Columbus construction inspection, is less than the total required Developer's PAWG Contributions, the Developer will pay the difference to Columbus in a lump sum on or before the 15th day of the month immediately following the end of the calendar quarter in which the Improvements are completed. If the cost of the items in Exhibit D exceeds the Developer's PAWG Contributions, the Developer will be responsible for the additional costs associated with the Improvements and shall not be reimbursed for the overage by Columbus.

The Developer shall deposit \$24,963.95 to the Department of Public Service for construction inspection of the Improvements. Should the amount of such deposit be insufficient to pay the cost thereof, the Developer shall immediately, upon demand of the Department of Public Service, deposit such additional sums as are estimated

by the City Engineer to be necessary. If, upon completion of the improvement, an unexpended balance remains from the deposited inspection funds, the funds shall be refunded to the Developer after the Department of Public Service has processed the final estimate and inspection charges and accepted the work.

The Department of Development is requesting this ordinance to be considered an emergency measure in order to allow for immediate execution of this contract which is necessary to facilitate the completion of the Improvements.

FISCAL IMPACT: No funding is required for this legislation.

To authorize the Director of Development and Director of Public Service to enter into the Memorandum of Understanding Between City of Columbus, Ohio and Preferred Real Estate Investments II, LLC for fulfillment of Northeast Area Pay as We Grow requirements for Developer Property and completion of Warner Road Storm Sewer Improvement Storm Sewer Plan and take all actions necessary to implement this MOU; and to declare an emergency.

WHEREAS, Preferred Real Estate Investments II, LLC (the "Developer") is or will be the owner of the 5.73+/- acres of property located at 5081 and 5115 Warner Road (the "Developer Property") within the Northeast Pay as We Grow area, and the City and Developer agree that the Developer should comply with standard Pay as We Grow requirements applicable to this area; and

WHEREAS, on September 8, 2011, the Columbus Development Commission recommended approval of the rezoning of the Developer Property to allow for a multi-family residential development; and

WHEREAS, Ordinance 1718-2011, passed by the City Council of the City of Columbus, approved by the Mayor of said City, and attested to by the City Clerk on November 10, 2011, 2010, rezoned the Developer Property from Rural District to Limited Apartment Residential District; and

WHEREAS, the parties to this Agreement recognize that the size and density of the proposed development on the Developer Property present an opportunity for public and private participation in the completion of the Columbus infrastructure project WARNER ROAD STORM SEWER IMPROVEMENT STORM SEWER PLAN (CC # 16112) (the "Improvements") that will benefit the northeast area of Columbus, including the Developer Property; and

WHEREAS, the Improvements are a portion of the storm sewer improvements to be completed in the Columbus infrastructure project, Warner Road Improvements Phase 1 (CIP# 530161-100089) per Department of Public Service plan number 2765 Dr. E; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary for the Director of Development and Director of Public Service to enter into the Memorandum of Understanding Between City of Columbus and Preferred Real Estate Investments II, LLC in order to allow for immediate execution of this contract which is necessary to facilitate the completion of the Improvements, all for the preservation of the public health, peace, property, safety and welfare; and **NOW THEREFORE**,

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

Section 1. That the Director of Development and Director of Public Service are hereby authorized to enter into the Memorandum of Understanding Between City of Columbus, Ohio and Preferred Real Estate Investments II, LLC (the "Developer") for fulfillment of Northeast Area Pay as We Grow requirements for Developer Property and completion of the WARNER ROAD STORM SEWER IMPROVEMENT STORM SEWER PLAN (CC # 16112) (the "MOU") and take all actions necessary to implement this MOU.

Section 2. The size and density of the proposed development on the Developer Property present an opportunity for public and private participation in the completion of the Columbus infrastructure project WARNER ROAD STORM SEWER IMPROVEMENT STORM SEWER PLAN (CC # 16112) (the "Improvements") that will benefit the northeast area of Columbus, including the Developer Property. The Improvements are a portion of the storm sewer improvements to be completed in the Columbus infrastructure project, Warner Road Improvements Phase 1 (CIP# 530161-100089) per Department of Public Service plan number 2765 Dr. E.

Section 3. The City and Developer accept that the Developer shall make a total contribution in the form of cash payments to Columbus in the amount of \$2,300.00 multiplied by the number of residential units constructed on the Developer Property.

Section 4. The Department of Public Service will accept a deposit of \$24,963.95 from the Developer for construction inspection of the Improvements. Should the amount of such deposit be insufficient to pay the cost thereof, the Developer shall immediately, upon demand of the Department of Public Service, deposit such additional sums as are estimated by the City Engineer to be necessary. If, upon completion of the improvement, an unexpended balance remains from the deposited inspection funds, the funds shall be refunded to the Developer after the Department of Public Service has processed the final estimate and inspection charges and accepted the work.

Section 5. The City has determined that up to \$149,636.62 of the cost of the Improvements shall be attributable towards reducing the Developer's PAWG Contributions. If the actual cost of the items in Exhibit D of the MOU, determined by Columbus construction inspection, is less than the total required Developer's PAWG Contributions, the Developer will pay the difference to Columbus in a lump sum on or before the 15th day of the month immediately following the end of the calendar quarter in which the Improvements are completed. These funds shall be deposited into Northeast Corridor Equity Fund 772.

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

Legislation Number: 1618-2012

Drafting Date: 7/10/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

This legislation authorizes the expenditure of \$200,000 for a Brownfield grant award pursuant to the Green Columbus Fund, which was established in October 2010 by Ordinance 1462-2010.

The Green Columbus Fund represents the City's commitment to foster sustainable building through LEED

certification and to foster sustainable Brownfield assessment and redevelopment. The program will produce economic, environmental and social benefits for Columbus and its residents.

This legislation authorizes the Director of Development to enter into a grant agreement with Franklinton Development Associates for Brownfield assessment and redevelopment of the site at 421-435 West State Street, subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement. It also authorizes the expenditure of up to \$200,000 for this purpose.

Emergency action is requested so that the Physical Phase II corrective action work can proceed and the Iron Horse Yard building can be put into environmentally sound and economically beneficial use.

FISCAL IMPACT:

Funding is from the Green Columbus Fund - 2012 Capital Improvements Budget. Cash for this project is contingent on the July 10th Bond Sale.

To authorize the Director of the Department of Development to enter into a grant agreement with Franklinton Development Associates for Brownfield assessment and redevelopment of the site located at 421-435 West State Street, pursuant to the Green Columbus Fund Program; to authorize the expenditure of up to \$200,000.00 from the Northland and Other Acquisitions Fund; and to declare an emergency. (\$200,000.00)

WHEREAS, the Department of Development administers the Green Columbus Fund (established by Ordinance 1462-2010) from city bond proceeds; and

WHEREAS, the Green Columbus Fund represents the City's commitment to foster sustainable building through LEED certification and to foster sustainable Brownfield assessment and redevelopment; and

WHEREAS, the program will produce economic, environmental and social benefits for Columbus and its residents; and

WHEREAS, the applicant has applied under the Brownfield assessment and redevelopment component of this program, the purpose of which is to encourage proper and productive use of the site in a manner that contributes to achieving economic, environmental and social benefits, and the application has been approved by the Director of the Department of Development; and

WHEREAS, this legislation authorizes the Director of Development to enter into a grant agreement with Franklinton Development Associates for Brownfield assessment and redevelopment of the site and building at 421-435 West State Street, subject to the project attaining Brownfield assessment and redevelopment goals of the program, and meeting the other terms and conditions of the agreement; and

WHEREAS, Ordinance 0204-2011 authorized assessment work under the Green Columbus Fund which revealed the need for corrective action within the building that will be reimbursable under this 2012 project; and

WHEREAS, sufficient cash will not be available in the Green Columbus Fund until the 2012 Bond Sale thus this legislation is contingent upon Bond Sale proceeds; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the grant agreement with Franklinton Development Associates so that demolition activities can be completed before the scheduled construction of a retail store on the site, all for the immediate preservation of the public health, peace, safety and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a grant agreement with Franklinton Development Associates for Brownfield assessment and redevelopment under the Green Columbus Fund Program for the site located at 421-435 West State Street, in order to assist in the proper assessment and the safe and productive use of the site and the building.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$200,000 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-01, Northland and Other Acquisitions Fund 735, Project 441749-100001, Object Level One 06, Object Level Three 6617, OCA Code 754151.

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

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

Legislation Number: 1628-2012

Drafting Date: 7/10/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Finance and Management Department, Office of Construction Management, employs personnel that are engaged in overseeing various construction and building renovation capital projects for the City. The staffing costs for the Office of Construction Management are initially expensed to the General Fund; however the portion that is project-specific can be capitalized. Doing so is consistent with earlier efforts by the Office of Construction Management to reimburse the General Fund when the General Fund has incurred expenses more appropriate to capital improvement funding. Most recently, Ordinance No. 0561-2011, passed April 27, 2011, authorized \$361,482.14 for this purpose. The Office of Construction Management tracks the hours each employee works on individual projects and bills these hours to the proper capital project. This process reimburses the General Fund for the portion of staff time attributable to capital projects.

Emergency action is requested so that reimbursement of the General Fund can occur as quickly as possible. Up-to-date financial posting promotes accurate accounting and financial management.

Fiscal Impact: This expenditure is budgeted and available within the Construction Management Capital Improvement Fund. This ordinance authorizes the expenditure of \$192,000.00, or so much thereof, as may be necessary for this purpose.

To authorize the Finance and Management Director to expend \$192,000.00, or so much thereof as may be necessary, to reimburse the General Fund for construction and building renovation expenses incurred by the Office of Construction Management; to authorize an expenditure from the Construction Management Capital Improvement Fund; and to declare an emergency. (\$192,000.00)

WHEREAS, the Office of Construction Management employs personnel engaged in construction and building renovation activities; and

WHEREAS, these costs can be capitalized; and

WHEREAS, it is necessary to authorize this expenditure in order to provide adequate operating resources for the Office of Construction Management; and

WHEREAS, companion legislation has been drafted, via ordinance 1624-2012, which authorizes the Finance and Management Director to expend \$464,200 from various Capital Funds to reimburse the General Fund for construction and building renovation expenses incurred by the Office of Construction Management for project-specific costs; and

WHEREAS, it is necessary to authorize this expenditure in the event that expenses occur that were not contemplated by ordinance 1624-2012, or such expenses exceed the projected amount(s); and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to reimburse the General Fund, thereby preserving the public health, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to expend \$192,000.00, or so much thereof as may be necessary, to reimburse the General Fund for construction and building renovation expenses incurred in connection with the capital improvements program.

SECTION 2. That the expenditure of \$192,000.00 from or so much thereof may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-27

Fund: 707

Project: 570030-100102

OCA Code: 773102

Object Level 1: 06

Object Level 3: 6620

Amount: \$192,000.00

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

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this

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

Legislation Number: 1629-2012

Drafting Date: 7/10/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

AN12-005

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 Perry 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. If the petition is approved by the County Commissioners, a second City ordinance accepting the annexation will be necessary 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, annexation of land also has the potential to create revenue to the City.

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN12-005) of 1.061+ acres in Perry 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 and right-of-way in Perry Township was duly filed on behalf of William R. Alsnauer, Trustee and Karen E. Asmus-Alsnauer, Trustee on July 9, 2012; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on August 14, 2012; 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 adopt an ordinance stating zoning buffering conditions; and

WHEREAS, the parcel is located within the boundaries of the adopted Northwest Plan, which has no specific recommendations for this site;

WHEREAS, upon annexation, the property 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 1.061 ? acres an associated right-of-way in Perry 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: Single family homes would qualify for city provided 90-gallon front curb refuse collection service. Any other development would require compliance with Title 13 requirements; Commercial/business uses are required to provide their own refuse collection.

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 site is served by an existing 24" water main located in W. Dublin-Granville Road.

Sanitary Sewer: The septic system at this property has failed and the applicant has filed a request with the Director of the Department of Utilities to request an Administrator Waiver that will allow the applicant to receive sewer service prior to completing the annexation process. Records indicate this property can be served by an existing 30-inch sanitary sub-trunk sewer situated in an easement along the south side of Dublin Granville Road, approximately 100 feet south of the south property line being annexed. In addition to inspection and capacity charges, it appears the property will incur front footage fees due to the sanitary sewer being constructed by the City Of Columbus DOSD. Mainline extension requires formal plan submittal and approval through One Stop Shop and is to be done at the expense of the private developer/owner.

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 and developers at their own cost and expense with no cost to the City.

Section 2. If this 1.061+ 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 Perry 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 Perry 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.

Legislation Number: 1631-2012

Drafting Date: 7/10/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

AN12-013

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 Clinton 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. If the petition is approved by the County Commissioners, a second City ordinance accepting the annexation will be necessary 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, annexation of land also has the potential to create revenue to the City.

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN12-013) of 0.6 ± acres in Clinton 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 Clinton Township was duly filed on behalf of Matt Vekasy c/o Metropolitan Holding Inc. on July 10, 2012; 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

adopt an ordinance stating zoning buffering conditions; and

WHEREAS, the parcel is located within the boundaries of the adopted Fifth by Northwest Area Plan, which recommends mixed-use (office and multi-family) development;

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 0.6 ± acres in Clinton 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: Single family homes would qualify for city provided 90-gallon front curb refuse collection service. Any other development would require compliance with Title 13 requirements; Commercial/business uses are required to provide their own refuse collection.

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 site is served by an existing 6" water main in Chesapeake Avenue. The proposed annexation site currently receives water service from the Division of Power and Water. The site's current ¾" water service is limited in size availability and needs to be significantly increased for the development being proposed.

Sanitary Sewer: Records indicate this property can be served by an existing 10-inch sanitary sewer situated along the south property line in an easement. Mainline extension requires formal plan submittal and approval through One Stop Shop and is to be done at the expense of the private developer/owner.

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 and developers at their own cost and expense with no cost to the City.

Section 2. If this 0.6 ± 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 Clinton 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 Clinton 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.

Legislation Number: 1632-2012

Drafting Date: 7/10/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The City of Columbus, Department of Public Service is currently engaged in a project identified as Improvements of Third Avenue & Edgehill Road, Phase 1 (2930 DR. E). The goal of this project is to reconstruct Third Avenue from Edgehill Road to a point 550' west of Olentangy River Road.

During design of the Third Avenue & Edgehill Road, Phase 1, it was determined a portion of real property owned by the City of Columbus known as 739 West Third Avenue, Franklin County Parcel Number 010-288226, would need to be dedicated for road way purposes to accommodate the improvements contemplated by this project. Current plans for the improvements indicate Parcel 11-WD, totaling 0.090 acre will need to be dedicated as right-of-way for this purpose. After review of the preliminary plan sheets, the Department of Public Service has determined the dedication of this property to right-of-way will not adversely affect the City and should be allowed to proceed.

The following legislation provides for the City to dedicate the property as road right-of-way and name the road right-of-way as Third Avenue.

2. FISCAL IMPACT

N/A

3. EMERGENCY DESIGNATION

Emergency action is requested so that construction of the proposed improvements for Third Avenue & Edgehill Road can proceed without delay.

To dedicate a 0.090 acre tract of land as public right-of-way; to name said public right-of-way as Third Avenue and to declare an emergency.

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

WHEREAS, current plans indicate one (1) parcel of City owned land, totaling 0.090 acre will need to be dedicated to right-of-way for this purpose; and

WHEREAS, the City desires to dedicate a 0.090 acre tract, as public right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to dedicate a 0.090 acre tract, as public right-of-way and to name the 0.090 acre tract as Third Avenue and proceed without delay thereby preserving the public health, peace, property, safety and welfare now, therefore

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

SECTION 1. That the City of Columbus hereby dedicates the following described property as road right-of-way; to-wit:

**PARCEL 11-WD
0.090 ACRE
THIRD AVE & EDGEHILL ROAD, PHASE 1
2930 DR. E**

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Half Section 6, Township 5, Range 22 of the Refugee Lands, being a part of Lot 7 of William Neil's Heirs Land of record in Plat Book 3, Page 168, being a part of the 2.292 acre tract conveyed to the City of Columbus, Ohio of record in Instrument Number 200908060115199, and described as follows:

Beginning, for reference, at a 1 inch solid iron pin found in a monument box marking the intersection of the centerline of Third Avenue with the centerline of Olentangy River Road (north) as shown on the right-of-way plans for FRA-315-0.39 on file at the Ohio Department of Transportation, District 6, Delaware, Ohio;

thence North 86° 24' 25" West, with the centerline of Third Avenue and the northerly line of said Lot 7, a distance of 820.07 feet, to a magnetic nail set at a corner to the lands conveyed to The Chesapeake and Ohio Railway Company by deed of record in Deed Book 924, Page 338, now known as CSX Transportation Inc., successor by merger of record in Official Record 13276A14 and Official Record 13283G13;

thence South 11° 25' 11" East, with the easterly line of said CSX Transportation Inc. lands, a distance of 31.06 feet, to a ¾ inch iron pipe found at the northwesterly corner of said 2.292 acre tract, being the *True Point of Beginning*;

thence South 86° 24' 25" East, with a northerly line of said 2.292 acre tract and the southerly right-of-way line of Third Avenue, a distance of 142.20 feet, to a ¾ inch iron pipe found at a northeasterly corner of said 2.292 acre tract and the northwesterly corner of the 0.248 acre tract conveyed as Parcel No. 1-WD to the State of Ohio of record in Deed Book 2801, Page 545;

thence with the perimeter common to said 2.292 and 0.248 acre tracts, the following courses:

South 03° 03' 05" West, a distance of 20.06 feet, to a ¾ inch iron pipe found;

South 86° 24' 38" East, a distance of 184.31 feet, to an iron pin set at a northeasterly corner of said 2.292 acre tract and the northwesterly corner of the 4.674 acre tract conveyed to Gowdy Partners III LLC of record in Instrument Number 200908200122240;

thence South 00° 21' 14" East, with the line common to said 2.292 and 4.674 acre tracts, a distance of 1.18 feet, to an iron pin set;

thence across said 2.292 acre tract, the following courses:

North 87° 30' 45" West, a distance of 120.11 feet, to an iron pin set;
North 86° 23' 13" West, a distance of 120.51 feet, to an iron pin set;
North 89° 03' 44" West, a distance of 78.99 feet, to an iron pin set in the westerly line thereof and the easterly line of said CSX Transportation Inc. lands;
thence North 11° 25' 11" West, the line common to said 2.292 acre tract and said CSX Transportation Inc. lands, a distance of 28.12 feet, to the *True Point of Beginning*, containing 0.090 acre, more or less, from Auditor's Parcel Number 010-288226.

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

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

Bearings are based on the Ohio State Plane Coordinate System as per NAD83 (1986 adjusted). Control for bearings was from coordinates of monuments 5-83 & 4-83, having a bearing of North 00° 22' 10" West, for the west limited access right-of-way line of said Olentangy River Road, established by the Franklin County Engineering Department, using Global Positioning System procedures and equipment.

This description was prepared by EVANS, MECHWART, HAMBLETON & TILTON, INC.

SECTION 2. That the City of Columbus hereby names the above described road right-of-way as Third Avenue.

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

Legislation Number: 1635-2012

Drafting Date: 7/11/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

The City of Columbus, Department of Public Service is currently engaged in a project identified as Arterial Street Rehabilitation - North High Street Flint Road to County Line (1574 DR. E). This project involves widening North High Street from Flint Road to the County Line by one lane each direction to match ODOT's interchange reconstruction project at SR23 and I-270. Project improvements include sidewalk, multi-use path, construction and replacement of traffic signals, and utility relocations.

During design of the North High Street Flint Road to County Line, it was determined a portion of real property owned by the City of Columbus would need to be dedicated for road way purpose to accommodate the improvements contemplated by this project. Current plans for the improvements indicate Parcel 102-WD, totaling 0.138 acre will need to be dedicated as right-of-way for this purpose. After review of the preliminary plan sheets, the Department of Public Service has determined the dedication of this property to right-of-way will not adversely affect the City and should be allowed to proceed.

The following legislation provides for the City to accept title to the real property as recorded in instrument number 200605190098061 Franklin County Recorder's Office, to dedicate a portion of the real property as road right-of-way and name the road right-of-way as North High Street.

Fiscal Impact:
N/A

Emergency Justification: Emergency action is requested so that construction of the proposed improvements for North High Street Flint Road to County Line can proceed without delay.

To accept the real property as recorded in instrument number 200605190098061, Franklin County Recorder's Office, to dedicate a 0.138 acre tract of said real property as public right-of-way; to name said public right-of-way as North High Street and to declare an emergency.

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

WHEREAS, current plans indicate one (1) parcel of City owned land, totaling 0.138 acre will need to be dedicated to right-of-way for this purpose; and

WHEREAS, the City desires to accept the real property as recorded in instrument number 200605190098061, Franklin County Recorder's Office and to dedicate a 0.138 acre tract of said real property as public right-of-way; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to accept said real property and dedicate a 0.138 acre tract of said real property as public right-of-way and to name the 0.138 acre tract as North High Street and proceed without delay thereby preserving the public health, peace, property, safety and welfare now, therefore

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

Section 1. That the City of Columbus hereby accepts the real property described in instrument number 200605190098061.

Section 2. That the City of Columbus hereby dedicates the following described property as road right-of-way; to-wit:

PARCEL 102-WD
NORTH HIGH STREET
U.S. 23

Situated in the State of Ohio, Franklin County, City of Columbus, and being in Quarter Township 2, Township 2, Range 18, United States Military Lands, and being part of Lots 48 and 49 of the Partition Plat of the Scioto Land Company, Deed Book A, Page 194, destroyed by fire, as demonstrated in Survey Plat Book 3, Pages 136 and 137, (descriptions of said partition lots are recorded in Deed Book A, pages 7 and 14); and being a part of a 3.262 Acre tract of land owned by City of Columbus, Ohio and recorded in IN 200605190098061 of the records of said Franklin County, Ohio, and more particularly described as follows:

References to follow are based upon an actual field survey performed and centerline survey plat created for the City of Columbus by Barr Engineering, Inc. All station and offset to follow are referenced to the centerline of construction depicted therein. Said centerline survey plat filed with the City of Columbus and designated as "1574-DR E".

Various references cited in this description are also based upon an updated centerline survey plat made for the City of Columbus in 2011, designated FRA-23-23.69 and recorded in Plat Book _____,

Page _____, of the Franklin County Records.

Commencing at a point of intersection on the centerline of U.S. 23 (North High Street), said point being Station 131 + 00.00;

thence, along the centerline of U.S. 23 (North High Street) and being 15 feet easterly and parallel to the original centerline of right of way of said High Street as depicted in the right of way plans for State Highway (S.H.) 4 Section Q (1931), North 02° 52' 57" West a distance of 1468.58 feet to Station 145 + 68.58;

thence, leaving the centerline of U.S. 23 (North High Street), South 87° 07' 03" West a distance of 67.50 feet to an iron pin (set) on the existing westerly right of way line of U.S. 23 (North High Street) and the westerly line of a 0.052 acre parcel (parcel 14WD) conveyed to the City of Columbus in IN 200011200235149; said point being 67.50 feet left of Station 145 + 68.58, and the True Place of Beginning;

thence, along the southerly line of said 3.262 acre City of Columbus, Ohio parcel and the northerly line of a 2.046 acre parcel of land owned by Metropolitan 23, LLC (IN 200503170049257) South 86° 58' 04" West a distance of 25.50 feet to an iron pin (set) 93.00 feet left of Station 145 + 68.52;

thence, along the westerly right of way line of U.S. 23 (North High Street) and crossing said 3.262 acre City of Columbus, Ohio parcel, North 00° 23' 18" East a distance of 297.96 feet to an iron pin (set) 76.00 feet left of Station 148 + 65.99 in the southerly line of a 12.315 acre parcel of land owned by Traditions at Highbluffs, LLC (IN 200503170049255);

thence, along the northerly line of said 3.262 acre City of Columbus, Ohio parcel and the southerly line of said Traditions at Highbluffs, LLC parcel, North 86° 56' 34" East a distance of 18.03 feet to an iron pin (set) 57.97 feet left of Station 148 + 66.05 in the westerly line of a 0.075 acre parcel (parcel 14WD-1) conveyed to the City of Columbus in IN 200011200235149;

thence, along the existing westerly right of way line of U.S. 23 (North High Street) and said City of Columbus parcel 14WD-1, South 02° 52' 57" East a distance of 168.53 feet to an iron pin (set) 57.97 feet left of Station 146 + 97.52 at the southwesterly corner of said City of Columbus parcel 14WD-1, witness a 1" iron pipe with cap inscribed "EMH&T, INC." found 3.94 feet east and 0.21 feet north;

thence, along the existing westerly right of way line of U.S. 23 (North High Street) and with a 1.509 acre parcel conveyed to the City of Columbus in OR 10604 I01, South 86° 59' 57" West a distance of 17.55 feet to a point 75.52 feet left of Station 146 + 97.48, witness an iron pin (found) 0.34 feet west and 0.30 feet north;

thence, continuing along the existing westerly right of way line of U.S. 23 (North High Street) and said 1.509 acre City of Columbus parcel, South 02° 49' 33" East a distance of 49.86 feet to a point 75.57 feet left of Station 146 + 47.62, witness a 1" iron pipe found 24" deep, 0.07 feet west and 0.61 feet south;

thence, continuing along the existing westerly right of way line of U.S. 23 (North High Street), South 10° 12' 03" East a distance of 63.33 feet to an iron pin (set) 67.50 feet left of Station 145 + 84.81 at the northerly corner of said City of Columbus parcel 14WD;

thence, continuing along the existing westerly right of way line of U.S. 23 (North High Street) and the westerly line of said City of Columbus parcel 14WD, South 02° 52' 57" East a distance of 16.23 feet to the Place of Beginning.

The above described area is contained within the Franklin County Auditor's Permanent Parcel No. 610-274884. The above described tract contains 0.138 Acre, more or less.

This description was prepared on July 25, 2011 by Bruce C. Smith, P.S., Professional Surveyor No. 7670, of Barr & Prevost Engineering, and is based on a field survey and existing right of way plans made under the direction and supervision of Walter T. Olmstead, Registered Surveyor No. 4700, in 1997 and upon field survey work performed under the direction of Bruce C. Smith in 2011.

Monuments referred to as iron pins set are 3/4 inch diameter, thirty inches long, solid iron pins and have a plastic cap reading "Barr & Prevost".

Grantor claims title by IN 200605190098061, recorded in the records of Franklin County, Ohio.

The bearings shown herein are based upon the centerline of U.S. 23 as being North 2° 51' 53" West as shown upon that plan entitled CENTERLINE SURVEY PLAT, CITY OF COLUMBUS, TOWNSHIP OF SHARON, U.S. 23, NORTH HIGH STREET, FRANKLIN COUNTY, OHIO 1994 (1451-DR E), on file with the City of Columbus. BARR & PREVOST ENGINEERING & SURVEYING

Section 3. That the City of Columbus hereby names the above described road right-of-way as North High Street.

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

Legislation Number: 1688-2012

Drafting Date: 7/13/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance enacts new City Code to establish a licensing scheme regulating community markets on public property. Community markets are organized gatherings of persons primarily selling or offering for sale any handmade merchandise or farm products on a temporary basis on public property. In summer 2011, the City identified the need to regulate markets operating on public property. Several issues identified included a lack of uniform adherence to City codes creating safety risks, unlicensed vendors operating on sidewalks in the public right of way, impeding the flow of pedestrian traffic, the need for safety plans to protect both vendors and market-goers, and a complicated application process.

This legislation creates a streamlined process that increases public safety, encourages vibrancy, and aids sponsoring organizations and participating vendors by reducing bureaucracy. It establishes a one-stop-shop for applicants to interact with all relevant City departments throughout the permitting process and facilitates coordination between City departments in reviewing and approving permit applications. It better ensures public safety by requiring a site plan, a safety plan, and liability protection. Organizers and participating vendors are also now allowed to sell from the sidewalk without requiring approved vendors to get a separate peddler license.

To amend Title 5 of the Columbus City Codes by enacting new Chapter 524, entitled “Community Markets On Public Property,” to establish licensing requirements for community markets operating on public property.

WHEREAS, there is a need to establish a Chapter in the Columbus City Code, 1959 for the purpose of regulating community markets operating on public property; and,

WHEREAS, this ordinance streamlines the licensing process for community markets by creating a consolidated application process and establishing a one-stop-shop for applicants; and,

WHEREAS, this ordinance increases public safety by requiring a site plan, a safety plan, and liability protection; and,

WHEREAS, taken together, these changes will increase public safety, reduce bureaucracy, and encourage a vibrant community; and,

WHEREAS, this ordinance establishes language and authorizes the enactment of Chapter 524 of the Columbus City Code, 1959 for the above-described purpose; now, therefore

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

SECTION 1. That Columbus City Codes Chapter 524, entitled "Community Markets On Public Property," be and hereby is enacted as follows:

Chapter 524 - Community Markets On Public Property

524.01 - Definitions.

- (a) “Community Market” means any organized gathering of persons to primarily sell or offer for sale on a temporary basis upon public property any handmade merchandise, fruits, meats, dairy, vegetables, garden produce and/or food for human consumption. Additionally, merchandise, goods, wares, food or drink for human consumption, services or other commodities may also be sold.
- (b) “Farm products” means any fruit, vegetable, nut or plant grown from the soil or hydroponically that bear fruit, vegetables, beans, dairy products, eggs or meat, including but not limited to beef, chicken, turkey, pork or fish.
- (c) “Merchandise” shall mean goods bought and sold in business.
- (d) “Itinerant Vendor” means any person(s) transporting stock of goods to a temporary place of business in order to make sales.
- (e) “Sponsoring Organization” is the corporation, partnership, unincorporated association or individual(s) who operates the community market.
- (f) “Public property” means right-of-way (see C.C.C. 900.06B), sidewalks (see C.C.C. 907), streets, alleys (see C.C.C 900.02) or highways (see C.C.C. 900.08) owned by the City of Columbus. However, this chapter is not intended to regulate city owned land bank property that is being utilized for community gardens. Likewise, this chapter is not intended to regulate community markets on private property.

524.02 - License required for sponsoring organization and vendors of merchandise.

No sponsoring organization, corporation, partnership, unincorporated association, individual(s) or organization of any kind shall operate a community market without first obtaining a license.

If you are an approved vendor participating in a licensed Community Market, you are exempt from obtaining a Commercial Sales License.

524.03 - License application.

Application for the license required by C.C. 524.02 shall be made to the License Section on a form to be provided. The License Section may require information given by the applicant to be under oath.

524.04 - License issuance, fee, and term.

- (a) The Section may issue the license required by this chapter to applicants who:
 - (1) Have applied as provided in Section 524.03 of this chapter; and

- (2) Are in compliance with all applicable requirements and have paid for and obtained any permits, license or prior approval required by the city; and
 - (3) Pay a license fee of \$150.00, a ten dollar (\$10.00) application fee and all other fees associated with the any additional permits.
- (b) The license shall expire on the thirty-first day of December following the date of issue. No refund shall be made to any licensee because of his/her failure to use such license for the full term for which it has been granted.

524.05 License refusal, suspension and revocation.

Failing to adhere to the requirements of this chapter may result in a license refusal, suspension and/or revocation.

524.06 License appeals.

Any individual or organization who has been refused a license or renewal of a license under this chapter or has had a license issued under this chapter suspended or revoked, may appeal such decision as provided by Chapter 505 of the Columbus City Code, 1959. (Ord. 1174-85.)

524.07 - Community Market rules.

- (a) Community Markets shall provide to the License Section as part of their application an acceptable:
 - (1) Safety plan that addresses evacuation plans, weather radar monitoring, steps for securing equipment and communication with staff, vendors and spectators.
 - (2) Site plan that illustrates the layout of the market to include, but is not limited to: the location of itinerant vendors, tents, garbage receptacles, recycling receptacles, barricades, fire hydrants, fire lane, bus stops, parking meters, building exits, and parking.

524.08 - Operating restrictions.

- (a) Operate between the hours of 8 am and 12 am Sunday through Saturday. If there is a desire for the community market to operate after 12 am, the sponsoring organization must submit a letter for approval from the safety director.
- (b) Operate in a contiguous manner meaning that the market shall have a continuous border with no lapse in distance.
- (c) Permanent, regular sales are prohibited in areas that are zoned solely residential.
- (d) Only itinerant vendors listed on the community market application are eligible to sell from the public property during the approved time, date and location of the Community Market. This provision is not applicable to fixed storefronts that may sell from the adjacent right-of-way and who do not to violate any other Columbus City Code under Title 9.
- (e) Itinerant vendors must maintain a minimum of five (5) feet of unobstructed sidewalk at all times as to not impede pedestrian traffic or interfere with sidewalk dining lease areas. All ADA requirements must be met.
- (f) The sponsoring organization must obtain a Street Occupancy Permit (CCC906) if meters need to be taken out of service during the community market.
- (g) Business loading zones, including permanent valet parking zones, shall not be disrupted without written approval to the holder of the Community Market License.

524.09 - Insurance requirements.

The sponsoring organization of a Community Market shall show evidence of liability protection in the amount of one million dollars (\$1,000,000) set forth in the form of a bond from a licensed bonding company or an insurance policy written by an insurance company duly licensed to transact such business in the State of Ohio or written through a citizen of this state duly licensed as provided by Ohio Revised Code 5905.03 covering the permit holder for damages imposed by law on account of bodily injuries, death or property damages resulting from the operations of the Community Market. The City of Columbus shall be an additional insured on the policy.

524.10 - Violation and termination for cause and convenience.

Whosoever violates any section of this Chapter shall be guilty of a misdemeanor of the fourth degree. A violation of any other section of Chapter 524 shall be grounds for immediate suspension or revocation of the Community Market Permit. Lastly, the City may terminate this license for its convenience upon fifteen (15) days after written notice to the applicant.

SECTION 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1696-2012

Drafting Date: 7/13/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Passage of this ordinance will enable Columbus City Council to expend \$7,000.00 from the Jobs Growth Fund to enter into a contract with the Economic and Community Development Institute (ECDI) for development, implementation and management of the City of Columbus "Kickstart" contest. "Kickstart" is a business plan competition that will award up to three winners various prizes related to business development, including free, sponsor-provided, lease space, and other sponsor/partner services.

Support of this project and event aligns with Columbus City Council's priority of promoting opportunities for small business development, job creation, and technology integration into worker skill sets.

FISCAL IMPACT: Funding for such sponsorship was allotted in the Jobs Growth Fund, Fund 015.

EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner due to the time sensitive deadlines.

To authorize Columbus City Council to expend \$7,000.00 from the Jobs Growth Fund to enter into a contract with the Economic and Community Development Institute (ECDI) for development, implementation and management of the City of Columbus "Kickstart" business plan competition, and to declare an emergency. (\$7,000.00)

WHEREAS, small businesses are a major engine of job growth in our local economy, and

WHEREAS, regional small business development, job creation, and technology integration into worker skill sets is a top priority of Columbus City Council; and

WHEREAS, in 2012, the Economic and Community Development Institute (ECDI), on behalf of the City, will host the City of Columbus *Kickstart* competition; and

WHEREAS, passage of the this legislation authorizes Columbus City Council to expend \$7,000.00 from the Jobs Growth Fund to enter into a contract with ECDI for development, implementation and management of the City of Columbus *Kickstart* contest; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to appropriate and transfer said funds to have funding available for necessary expenditures; now, therefore:

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

SECTION 1. That the City Auditor be and he is hereby authorized and directed to appropriate \$7,000.00 in the Jobs Growth Fund as follows:

Dept: 20

Fund Type: Jobs Growth

Fund: 15

Object Level 1: 3336

OCA Code: 200115

Amount: \$7,000

SECTION 2. That Columbus City Council is hereby authorized to enter into contract with ECDI for development, implementation and management of the City of Columbus *Kickstart* contest.

SECTION 3. That the expenditure of \$7,000.00 or so much as may be needed, be and hereby is authorized in:

Dept: 20

Fund Type: Jobs Growth

Fund: 15

Object Level 1: 3336

OCA Code: 200115

Amount: \$7,000

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or 10 days after passage if the Mayor neither approves nor vetoes the same.

City of Columbus
City Bulletin Report

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

Legislation Number: 1327-2012

Drafting Date: 6/11/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND

This ordinance authorizes the amendment of Chapter 1145 of the Columbus City Code, 1959, Regulation of Sewer Use. These amendments will take effect October 1, 2012. Chapter 1145 provides legal authority that enables the City to operate and enforce its approved pretreatment program.

The Ohio Environmental Protection Agency (OEPA) notified the City of Columbus as part of the Clean Water Act and CFR 403.08 and 403.9 (b) that a pretreatment program must be prepared to prevent the introduction of hazardous materials into the wastewater collection and treatment systems. The City of Columbus was granted approval of a Pretreatment Program July 1, 1985 and the section is within the Division of Sewerage and Drainage. The Pretreatment Section has administrative responsibilities to prevent and monitor industrial customers who produce extra strength wastes into the wastewater system and to ensure compliance with Chapter 1145. Currently the Pretreatment Section monitors and tests the discharges from 102 industrial customers.

Ordinance Number 2706-90 passed to amend Chapter 1145 to comply with pretreatment regulations. On February 1, 2007 the Ohio Administrative Code 3745-3 was amended to include new federal pretreatment requirements including the "Streamlining Rule". These changes affected all publically owned treatment works with pretreatment programs approved by OEPA.

The Streamlining Rule was designed to reduce the overall regulatory burden on both industrial users and control authorities without adversely affecting environmental protection. The rule provides the Division of Sewerage and Drainage, Pretreatment Section the flexibility to reduce the burden of technical and administrative requirements without undermining the environmental objectives of the pretreatment program.

The Division of Sewerage and Drainage conducted stakeholder outreach to discuss the revisions to Columbus City Code, 1959, Chapter 1145 between the dates of April 14-17, 2009. On May 19, 2009 the Division of Sewerage and Drainage submitted revisions to Chapter 1145 to the OEPA for review. The OEPA approved these revisions on February 1, 2012. Furthermore the Columbus City Attorney's Office has reviewed and approved these changes to Chapter 1145.

This complete revision of Chapter 1145 will comply with Ohio Administrative Code 3745-3 (Streamlining Rule) and incorporate various Director Rules that have been adopted over time.

The proposed changes include the following key areas:

- Slug Control Requirements
- Noncompliance
- Best Management Practices
- Sampling

Signatory Requirements
Alternative National Categorical Standards
Mid-tier Categorical Industrial Users
Waiver Monitoring

FISCAL IMPACT: There is no fiscal impact to these revisions. However, it should be noted that the industrial customers that are monitored under this program pay an extra strength charge which is part of the rate structure with Columbus City Code, 1959, Section 1147.

To amend Chapter 1145 of the Columbus City Codes 1959, to enact new Regulation of Sewer Use to become effective October 1, 2012, and to repeal the existing Sections being amended.

WHEREAS, The Ohio Environmental Protection Agency (OEPA) notified the City of Columbus as part of the Clean Water Act and CFR 403.08 and 403.9 (b) that a pretreatment program must be prepared to prevent the introduction of hazardous materials into the wastewater collection and treatment systems and

WHEREAS, the City of Columbus was granted approval of a Pretreatment Program July 1, 1985 and the section that implements the program is within the Division of Sewerage and Drainage. The Pretreatment Section has administrative responsibilities to monitor industrial customers who produce extra strength wastes into the wastewater system and to ensure compliance with Chapter 1145. Currently the Pretreatment Section monitors and test discharges from 102 industrial customers and

WHEREAS, Ordinance Number 2706-90 passed to amend Chapter 1145 to comply with pretreatment regulations. On February 1, 2007 the Ohio Administrative Code 3745-3 was amended to include new federal pretreatment requirements including the "Streamlining Rule". These changes affected all publically owned treatment works with pretreatment programs approved by OEPA and

WHEREAS, the Streamlining Rule was designed to reduce the overall regulatory burden on both industrial users and control authorities without adversely affecting environmental protection. The rule provides the Division of Sewerage and Drainage, Pretreatment Section the flexibility to reduce the burden of technical and administrative requirements without undermining the environmental objectives of the pretreatment program, and

WHEREAS, the Division of Sewerage and Drainage conducted stakeholder outreach to discuss the revisions to Columbus City Code, 1959, Chapter 1145 between the dates of April 14-17, 2009. On May 19, 2009 the Division of Sewerage and Drainage submitted revisions to Chapter 1145 to the OEPA for review. The OEPA approved these revisions on February 1, 2012. Furthermore the Columbus City Attorney's Office has reviewed and approved these changes to Chapter 1145, and

WHEREAS, this complete revision of Chapter 1145 will comply with Ohio Administrative Code 3745-3 (Streamlining Rule) and incorporate various Director Rules that have been adopted over time, and

WHEREAS, City Council finds that these revisions to Chapter 1145 are necessary to meet current Ohio Administrative Codes and recognize to grant the City of Columbus, Division of Sewerage and Drainage, Pretreatment Section flexibility in carrying out its administrative responsibilities under Chapter 1145, now, therefore

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

Section 1. That effective October 1, 2012, Section 1145.00 through 1145.99 of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

(SEE ATTACHED).

Section 2 That existing Sections 1145.00 through 1145.99 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.

~~Sewer Use Regulations~~

~~Columbus, Ohio~~

~~City Code Chapter 1145:
Regulations Controlling Discharges
to the Public Sewerage System,
Effective November 30, 1990, including adopted Director's
Regulations~~



Chapter 1145 SEWER USE REGULATIONS

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Chapter 1145 SEWER USE REGULATIONS

~~ORD. No. 2706-90~~ — To amend Chapter 1145 of the Columbus City Codes, 1959, and repeal existing Chapter 1145, of the Columbus City Codes, 1959.

~~— WHEREAS, the City is the owner and operator of a sewer system and treatment works which serve the people of the City of Columbus and numerous other central Ohio communities; and~~

~~— WHEREAS, the U.S. EPA and Ohio EPA regulate the City's operation of this system, by which the City is required to control or prevent the introduction of deleterious materials into the system by the system's users; and~~

~~— WHEREAS, the U.S. EPA and Ohio EPA have mandated that all municipalities, including the City, maintain and strengthen their sewer use regulation in order to protect these sewer systems, treatment works, and the waters into which these systems discharge; and~~

~~— WHEREAS, incidents over the last two years concerning improper discharges from Industrial sources and by wastehaulers has demonstrated the need for the City to modify and enhance its sewer use regulations; now, therefore,~~

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

~~— Section 1. That the Chapter 1145 of the Columbus City Codes, 1959, is hereby amended to read as follows:~~

~~— Chapter 1145~~

~~— Regulation of Sewer Use~~

~~1145.00--1145.09 GENERAL PROVISIONS~~

~~1145.01 PURPOSE AND OBJECTIVES~~

~~The purpose of Chapter 1145 of the Columbus City Code is to set forth requirements for discharges into the sewer system, and to enable the Director to administer and enforce Chapter 1145, including the adoption of regulations and to protect the public health, in conformity with all applicable local, state and federal laws.~~

~~The objectives of this chapter are to:~~

- ~~(A) Prevent the introduction of pollutants into the sewer system, which will interfere with the operation of the sewer system, including interference with the City's use or disposal of resultant sludges.~~
- ~~(B) To prevent the introduction of pollutants into the sewer system which will pass through the POTW treatment plants, or otherwise be incompatible with treatment processes.~~
- ~~(C) To improve opportunities to recycle and reclaim Columbus treated wastewaters and sludges.~~
- ~~(D) To prevent adverse affects to the water quality of receiving waters, prevent damage to the environment, and prevent violation of any Federal or State discharge permit issued to the City. (Ord. 679-93.)~~

Chapter 1145 SEWER USE REGULATIONS

1145.02 DEFINITIONS

Whenever used in this Chapter 1145, the meaning of the following words and terms shall be as defined in this section:

1145.02.001 "Approved laboratory procedures" means the measurements, tests, and analyses of characteristics of water and wastes in accordance with analytical Federal guidelines as established in Title 40, Code of Federal Regulations, Part 136; or when none exists, as required by, or approved by, the regional Administrator of the United States Environmental Protection Agency; or when none exists, by the State of Ohio, or the Director.

1145.02.002 "Biodegradable" means any material that is easily broken down by biologic processes used in the City's POTW treatment plant to nontoxic substances that exert an acceptable oxygen demand and/or nondeleterious effect on the receiving environment. The Director's opinion shall be the final determination of whether or not a material is biodegradable.

1145.02.003 "BOD5" means 5-day Biochemical Oxygen Demand.

1145.02.004 "Building drain" means that part of the lowest horizontal piping of a building drainage system which receives the discharge from soil, waste, and other building drainage piping and conveys it to the building sewer.

1145.02.005 "Bypass" means the intentional diversion of wastestreams from any portion of an Industrial User's treatment facility.

1145.02.006 "Categorical Pretreatment Standard" means any regulation containing pollutant discharge limits promulgated by USEPA in accordance with section 307 (b) and (c) of the Clean Water Act, which applies to Industrial Users. This term includes prohibitive discharge limits established pursuant to 40 CFR part 403.5.

1145.02.007 "CERCLA" means Comprehensive Environmental Response, Compensation and Liability Act, as amended by the Superfund Amendment and Reauthorization Act (SARA), 42 U.S.C. Sec. 9601 et seq.

1145.02.008 "CFR" means Code of Federal Regulations.

1145.02.009 "City" means the City of Columbus, Ohio.

1145.02.010 "City of Columbus Construction and Material Specifications Manual" means a manual designed by the Department of Public Service, which outlines specifications for construction of public works for the City of Columbus.

1145.02.011 "Clean Water Act" or "CWA" means Federal Water Pollution Control Act, also known as the Clean Water Act, as amended 33 U.S.C. Sec. 1251 et seq., 86 Statutes 816, Public Law 92-500.

1145.02.012 "COD" means Chemical Oxygen Demand.

1145.02.013 "Combined sewer" means a sewer, which was designed to carry sanitary wastewater, industrial wastewater, and surface water runoff.

1145.02.014 "Combined wastewater" means wastewater including any combination of sanitary wastewater, industrial wastewater, storm water, infiltration and inflow carried to the POTW treatment facilities by a sewer.

1145.02.015 "Cooling water" means the unpolluted wastewater discharge from any system of heat transfer such as condensation, air conditioning, cooling or refrigeration.

1145.02.016 "Day" means calendar day.

Chapter 1145 SEWER USE REGULATIONS

~~1145.02.017 "Deleterious substance" means any material which may be harmful to the POTW, the POTW treatment plant processes, the health and safety of POTW workers, and/or the POTW effluents or residual products. (Ord. 2706-90.)~~

~~1145.02.018 "Department" means the Department of Public Utilities, City of Columbus, Ohio.~~

~~1145.02.019 "Director" means the Director of the Department of Public Utilities, City of Columbus, or the Director's duly authorized representative. (Ord. 478-92.)~~

~~1145.02.020 "Discharge" means the introduction of liquids or wastes into the sewer system.~~

~~1145.02.021 "Domestic origin waste" means waste materials which are removed from sewerage disposal systems such as septic tanks, aeration systems, portable toilets, and sewage holding tanks, which serve only household sources.~~

~~1145.02.022 "Domestic wastewater" means wastewater derived solely from household sources, business buildings, and institutions, exclusive of any industrial wastewater.~~

~~1145.02.023 "Fats, oils and greases" or "FOG" means any and all of a variety of substances as determined by extraction as in method '503 A. Partition Gravimetric Method' of the sixteenth edition of Standard Methods.~~

~~1145.02.024 "Flammable" means any substance that has a flashpoint of less than one hundred forty (140) degrees Fahrenheit.~~

~~1145.02.025 "gal" means gallon(s).~~

~~1145.02.026 "Household sources" means any source of wastewater limited to sanitary wastes from single and multiple family residences, hotels, motels, crew quarters, camp grounds, picnic grounds, and day use recreation areas. Household sources shall not include any industrial or commercial process wastewater.~~

~~1145.02.027 "Hydrocarbon fats, oils and greases" means those substances as detected and quantified by method '503 E. Hydrocarbons' of the sixteenth edition of Standard Methods.~~

~~1145.02.028 "Incompatible" means any wastewater that is deleterious or which degrades the quality of the POTW effluent or its sludges and/or residual products.~~

~~1145.02.029 "Industrial cost recovery" means the system for recovery of the industrial portion of the United States Environmental Protection Agency Project Grant funds, as required by CFR Title 40, Chapter 1, Subpart B, Parts 35.928 and 35.935-13, or subsequent revisions.~~

~~1145.02.030 "Industrial user" or "IU" means any person who discharges, or permits the discharge of Industrial Wastewater to the City's POTW.~~

~~1145.02.031 "Industrial wastewater" means any combination of liquid and water-carried wastes, discharged from any industrial or commercial establishment, and resulting from any trade or process carried on in that establishment, including the wastewater from pretreatment facilities and polluted cooling water. Any wastewater from nondomestic sources.~~

~~1145.02.032 "Interference" means a discharge which, alone or in conjunction with the discharge or discharges from other sources, both:~~

~~A) Inhibits or disrupts the POTW, its treatment processes or operations, or its sludge processes, use or disposal; or~~

~~(B) Is a cause of a violation of any requirement of the POTW's NPDES Permit (including an increase in the magnitude or duration of a violation) or of the prevention of sewerage sludge use or disposal in compliance with state and federal statutory provisions and regulations or permits issued thereunder.~~

~~1145.02.033 "lb" means pounds.~~

Chapter 1145 SEWER USE REGULATIONS

~~1145.02.034 "mg/l" means milligrams per liter.~~

~~1145.02.035 "Monitoring site" means a site accessible to the City for the collection of samples and/or flow data, and/or other parameters representative of the user's discharge to the POTW.~~

~~1145.02.036 "Natural outlet" means any outlet for discharge into a watercourse, pond, ditch, lake, or other body of surface water.~~

~~1145.02.037 "New source" means any building, structure, facility or installation from which there is, or may be, a discharge of pollutants, the construction of which commenced after the publication of proposed Categorical Pretreatment Standards under Section 307(c) of the Clean Water Act which will be applicable to such source if such standards are thereafter promulgated in accordance with that Section, provided that:~~

~~(A) (1) The building, structure, facility or installation is constructed at a site which no other source is located;~~

~~(2) The building, structure, facility or installation totally replaces the process or production equipment that causes the discharge of pollutants at an existing source; or~~

~~(3) The production or wastewater generating processes of the building, structure, facility or installation are substantially independent of an existing source at the same site.~~

~~1145.02.038 "Noncompliance" means any violation of this chapter.~~

~~1145.02.039 "Nondomestic user" means any user, which discharges wastewater other than from household sources.~~

~~1145.02.040 "Nondomestic wastewater" means wastewater that contains process or trade waste and includes wastes from other than household sources.~~

~~1145.02.041 "NPDES" means National Pollutant Discharge Elimination System.~~

~~1145.02.042 "NPDES permit" means a permit issued to the City pursuant to Section 402 of the Clean Water Act.~~

~~1145.02.043 "Operator" means the person responsible for the overall operation of a facility.~~

~~1145.02.044 "ORC" means the Ohio Revised Code.~~

~~1145.02.045 "Organic" means any compound containing carbon in any form other than carbonate.~~

~~1145.02.046 "Owner" means the person who owns a facility, or any part of a facility.~~

~~1145.02.047 "Pass-through" means a discharge which exits the POTW into the waters of the United States in quantities or concentrations which, alone, or in conjunction with a discharge or discharges from other sources, is a cause of a violation of any requirement of the POTW's NPDES permit (including an increase in the magnitude or duration of a violation).~~

~~1145.02.048 "Person" means any individual, partnership, copartnership, firm, company, corporation, association, joint stock company, trust, estate, governmental entity, or any other legal entity, or the legal representatives, agents or assigns of such entity or individual.~~

~~1145.02.049 "pH" means the logarithm (base ten) of the reciprocal of the concentration of hydrogen ions expressed in grams per liter of solution. The term pH is commonly used to indicate the acidity or alkalinity of a liquid.~~

~~1145.02.050 "Pollution" means the man-made or man-induced alteration of the chemical, physical, biological, or radiological integrity of water.~~

~~1145.02.051 "POTW" or "Publicly Owned Treatment Works" means a treatment works as defined by section 212 of the Clean Water Act, which is owned by the City. This definition~~

Chapter 1145 SEWER USE REGULATIONS

~~includes any devices and systems used in the storage, treatment, recycling and reclamation of municipal sewage or industrial wastes of a liquid nature, including sewers, pipes and other conveyances that convey wastewater to a POTW Treatment Plant.~~

~~**1145.02.052** "POTW Treatment Plant" means that portion of the POTW which is designed to provide treatment (including recycling and reclamation) of municipal sewage and industrial waste.~~

~~**1145.02.053** "Pretreatment" means the reduction of the amount of pollutants, the elimination of pollutants, or the alteration of the nature of pollutant properties in wastewater to a less harmful state prior to, or in lieu of, discharging such pollutants into a POTW, except means as prohibited by 40 CFR part 403.6(d).~~

~~**1145.02.054** "Public sewer" means any sewer owned by the City, suburb, or entity contracting with the City, including storm, sanitary, or combined sewers.~~

~~**1145.02.055** "Radioactive" means the property of a material providing spontaneous decay or disintegration of an unstable, atomic nucleus, accompanied by the emission of radiation.~~

~~**1145.02.056** "RCRA" or "Resource Conservation and Recovery Act" means the Solid Waste Disposal Act (SWDA), as amended by the Resource Conservation and Recovery Act of 1976 and amendments to the act, 42 U.S.C. Sec. 6901 et seq.~~

~~**1145.02.057** "Residential user" means any person who discharges sanitary wastes to the POTW that originates purely from the activities of human habitation. These discharges shall contain no process or trade wastes.~~

~~**1145.02.058** "SDWA" means the Safe Drinking Water Act, as amended, 42 U.S.C. Sec. 300f et seq.~~

~~**1145.02.059** "Sanitary sewer" means a sewer which by design is intended to carry sanitary wastewater and/or industrial wastes into which storm, surface and ground waters are not intentionally admitted.~~

~~**1145.02.060** "Sanitary wastewater" means the combination of liquid and water-carried wastes discharged from toilet and other sanitary plumbing facilities of dwellings, office buildings, industrial plants or institutions.~~

~~**1145.02.061** "Severe property damage" means substantial physical damage to the treatment facilities, which causes them to become inoperable, or substantial and permanent loss of natural resources, which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.~~

~~**1145.02.062** "Sewer system" means all of the facilities required to transport wastewater and stormwater from the premises of the source to the POTW treatment plant and/or waters of the state, including the treatment plant and any appurtenant devices.~~

~~**1145.02.063** "Sewer service charge" means the total monetary amount billable to a user for the provision of wastewater treatment and related activities.~~

~~**1145.02.064** "Significant industrial user" or "SIU" means:~~

~~(A) All dischargers subject to categorical pretreatment standards; and~~

~~(B) All noncategorical dischargers that, in the opinion of the director, have a reasonable potential to adversely affect the POTW's operation, or that contribute a process wastestream which makes up five (5) percent or more of the average dry weather, hydraulic, or organic capacity of the POTW treatment plant, or that discharge an average of twenty-five thousand (25,000) gallons per day, or more of process wastewater to the POTW. However, the director need not designate as significant, any noncategorical industrial user that, in the~~

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opinion of the director has no potential for adversely affecting the POTW's operation, or for violating any pretreatment standard or requirement.

(C) Any noncategorical industrial user designated as significant may petition the director to be deleted from the list of significant industrial users on the grounds that it has no potential for adversely affecting the POTW's operation, or violating any pretreatment standard or requirement.

1145.02.065 "Significant noncompliance" means any violation that meets one (1) or more of the following criteria:

(A) Chronic violation of wastewater discharge limits, i.e., those in which sixty-six (66) percent or more of all the measurements taken during a six (6) month period exceed (by any magnitude) the daily maximum limit, or the daily average limit for the same pollutant parameter;

(B) Technical review criteria (TRC) violations defined as those in which thirty-three (33) percent or more of all the measurements taken during a six (6) month period equal or exceed the product of the daily average maximum limit, or the average limit times the applicable TRC (TRC equals 1.4 for BOD₅, TSS, FOG; and 1.2 for all other pollutants except pH);

(C) Any other violation of a discharge effluent limit (daily maximum or daily average) that the director believes has caused, alone or in combination with other discharges, interference or pass-through (including endangering the health of POTW personnel or the general public);

(D) Any discharge of a pollutant that has caused imminent danger to human health, welfare, or to the environment, and has resulted in the director's exercise of his emergency authority under Section 1145.84 of this chapter to halt or prevent such discharge;

(E) Violation, by ninety (90) days or more after the schedule date, of a compliance schedule milestone, contained in any permit or order issued under this chapter for starting construction, completing construction, or attaining final compliance;

(F) Failure to provide required reports such as baseline monitoring reports, ninety (90) day compliance reports, periodic self-monitoring reports, and reports on compliance with compliance schedules within thirty (30) days of the due date;

(G) Failure to accurately and timely report noncompliance; or

(H) Any other violation, or group of violations which the director considers to be significant.

1145.02.066 "Slug" means any pollutant, including oxygen demanding pollutants (BOD, etc.) released by a user to the POTW at a flow rate and/or pollutant concentration which may cause interference with the POTW, or any damage to POTW treatment processes, or pass-through the POTW and damage the environment or contaminate resultant sludges.

1145.02.067 "SPCC" means spill prevention control, and countermeasures.

1145.02.068 "Standard" means any limit or prohibition on discharges as provided for by this chapter.

1145.02.069 "Standard industrial classification" or "SIC" means a classification pursuant to the most current edition of the Federal Standard Industrial Classification Manual, as published by the Executive Office of the President, Office of Management and Budget.

1145.02.070 "Standard methods" means Standard Methods for the Examination of Water and Wastewater as published by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Association. References are to the current edition unless otherwise indicated.

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~~1145.02.071 "Standard strength" means wastewater of strength equivalent to Domestic Wastewater, i.e. having TSS of 300 mg/l or less; BOD5 of 250 mg/l or less, and/or COD of 450 mg/l or less; and TKN of 40 mg/l or less.~~

~~1145.02.072 "S.U." means standard units.~~

~~1145.02.073 "State" means state of Ohio.~~

~~1145.02.074 "Storm sewer" means a sewer, which by design carries surface water runoff and drainage, and is not intended to carry sanitary wastewater, industrial wastes, or other polluted wastewaters.~~

~~1145.02.075 "TDS" means total dissolved solids.~~

~~1145.02.076 "TKN" means Total Kjeldahl Nitrogen.~~

~~1145.02.077 "TNFR" means total non-filterable residue.~~

~~1145.02.078 "TOC" means total organic carbon.~~

~~1145.02.079 "Toxic" means any pollutant, or combination of pollutants, listed as toxic in regulations promulgated by the Administrator of the USEPA, or under the provision of the Clean Water Act, Section 307(a) or other Acts.~~

~~1145.02.080 "Trucked waste disposal site" or "TWDS" means the location(s) designated by the director for receiving trucked wastes into the POTW.~~

~~1145.02.081 "Trucked wastes" means any materials, usually liquid, such as, but not limited to, wastes from septic tanks, aeration systems, portable toilets, sewerage holding tanks, and industrial processes which are collected at the source by tank truck for disposal elsewhere.~~

~~1145.02.082 "TSS" means total suspended solids.~~

~~1145.02.083 "ug/l" means micrograms per liter.~~

~~1145.02.084 "Unpolluted water" means water to which no constituent has been added, either intentionally or accidentally, which would render such water unacceptable for disposal to storm or natural drainages, or directly to waters of the State.~~

~~1145.02.085 "Upset" means an exceptional incident in which there is unintentional and temporary noncompliance with standards because of factors beyond the reasonable control of the user. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation.~~

~~1145.02.086 "USC" means United States Code.~~

~~1145.02.087 "USEPA" means United States Environmental Protection Agency.~~

~~1145.02.088 "Used oil" means any oil that has been refined from crude oil (hydrocarbon FOG), used, and, as a result of such use, contaminated with chemical or physical impurities. Used oils include spent automotive lubricating oils, transmission and brake fluid, spent industrial oils such as compressor, turbine and bearing oils, hydraulic oils, metal working, gear, electrical, and refrigerator oils, railroad drainings, and spent industrial process oils. (Ord. 2706-90.)~~

~~1145.02.089 "User" means any person who contributes, causes, or permits the contribution of wastewater or stormwater into the city's sewer system or POTW. (Ord. 679-93.)~~

~~1145.02.090 "Wastewater" means the combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants and institutions including polluted cooling water.~~

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~~1145.02.091 "Waters of the state" means all streams, lakes, ponds, marshes, watercourses, waterways, wells, springs, irrigation systems, drainage systems, and all other bodies or accumulations of water, surface and underground, natural or artificial, regardless of the depth of the strata in which underground water is located, which are situated wholly or partly within, or border upon this state, or are within its jurisdiction, except those private waters which do not combine or effect a junction with natural surface or underground water. (Ord. 2706-90.)~~

~~1145.02.092 "Photographic processing facility" means a facility, which processes images from silver-sensitized films and papers. This includes but is not limited to commercial photographic and film processing facilities, in-house photographic processing facilities, micro labs, printers, x-ray, and other medical/dental/industrial/institutional diagnostic facilities which use silver based imaging paper when processed produces a silver rich solution. (Ord. 1630-97 § 1 (part).)~~

~~1145.02.093 "Silver CMP" means the Code of Management Practice for Silver Dischargers, issued by the Silver Council and the Association of Metropolitan Sewerage Agencies (AMSA). The Silver CMP provides recommendations on technology, equipment and management practices for controlling silver discharges from facilities processing photographic materials. References are to the current edition unless otherwise indicated. (Ord. 1630-97 § 1 (part).)~~

~~1145.02.094 "Silver recovery" means the process of removing silver from silver rich solutions such as fixers, bleach fixers, washless stabilizers and low flow washes. (Ord. 1630-97 § 1 (part).)~~

~~1145.02.095 "Silver rich solution" means a solution containing sufficient silver such that cost effective recovery can be done either on-site or off-site within photographic processing facilities; such solutions include fix and bleach fix solution, stabilizers (e.g., plumbless stabilizers and chemical washes), low replenished (low-flow) washes, and all functionally similar solutions. It does not include such low silver solutions as used in developers, bleaches, stop baths, pre-bleaches, stabilizers, following washes and wash waters. (Ord. 1630-97 § 1 (part).)~~

1145.03 SEWER SERVICE AGREEMENTS

~~All agreements for sewer services between the city and any other political subdivision shall require the contracting political subdivision to adopt this chapter and amendments to this chapter as a local rule, regulation or ordinance of that political subdivision. (Ord. 2706-90.)~~

1145.04 CERTIFICATION STATEMENT

~~Whenever a Certification Statement is required to be submitted pursuant to this chapter or any director's regulation, order or permit pursuant to this chapter the statement must contain the following language and be signed by the duly authorized representative of the submittee: "I certify, under penalty of law, that this document, and all attachments were prepared under my direction or supervision, in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person(s) who manage the system, or those persons directly responsible for gathering the information, the information submitted, is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."~~

~~For the purpose of this section, duly authorized representatives of the submittee are the following individuals:~~

~~(A) If the submittee is a corporation, the statement shall be signed by a responsible corporate officer, authorized in writing by the corporation to represent the corporation. This written~~

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corporate authorization shall be submitted to the director. If the authorization is no longer accurate because a different individual or position having responsibility for the overall operation of the facility, or overall responsibility for environmental matters for the company, a new authorization satisfying the requirements of this section must be submitted to the director prior to, or together with, any reports to be signed by the new authorized representative. For the purpose of this section, a responsible corporate officer means:

- (1) A president, secretary, treasurer, or vice president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or
 - (2) The manager of one (1) or more manufacturing, production, or operation facilities employing more than two hundred fifty (250) persons, or having gross annual sales or expenditures exceeding twenty-five million dollars (\$25,000,000) (in second quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
- (B) If the submittee is a partnership or sole proprietorship the statement shall be signed by a general partner or proprietor, respectively.
- (C) If the submittee is a Federal, State or local government entity, or their agent, the statement shall be signed by the principal executive officer or director, having responsibility for the overall operation of the discharging facility. (Ord. 2706-90.)

1145.05 SEWER DESIGN AND CONSTRUCTION SPECIFICATIONS

- (A) All new sewers and connections to the treatment works must be properly designed and constructed in accordance with the City of Columbus Construction and Specifications Manual and Columbus City Codes, Chapters 1131 through 1143 inclusive.
- (B) Whenever required by the Division of Sewerage and Drainage, the user of any property serviced by a sewer carrying nonresidential wastewater shall install separators, as necessary, for the proper handling of liquid wastes containing grease, sand, oil or any other materials that may violate the provisions of this chapter. The design of any required separator shall be submitted for review and approval by the Director prior to installation. (Ord. 2706-90.)
- (C) Whenever a plumbing permit is required by Columbus City Code Chapter 4113, and grease separation is required, the applicant shall install grease interceptor(s) immediately outside of the building where there is easy access for cleaning. If the applicant demonstrates that installation of an outside interceptor is impractical to the satisfaction of the City, installation of grease trap(s) shall conform to all applicable regulations.

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1145.06 CONNECTION TO SEWER

~~The owner of any house, building, or property which is used for human occupancy, employment, recreation, or other purposes, and abutting on any street, alley, right-of-way, or easement in which there is sewer service available, is required, at the owner's expense, to install suitable toilet facilities therein, and to connect such facilities by means of a building sewer (lateral) directly to the wastewater sewer. The owner is responsible for the maintenance of the building sewer (lateral) to the point of connection with the publicly owned wastewater sewer. This section shall not apply to any person served by a privately constructed, owned, operated and maintained wastewater sewer and wastewater treatment facility which discharges directly to a natural outlet in accordance with the provisions of this chapter and/or applicable State and Federal laws, where sewer service is not available. The Director shall promulgate regulations establishing when sewer service is deemed available. (Ord. 2706-90.)~~

1145.07 DEPARTMENT PROPERTY

~~No person shall break, damage, destroy, deface, cover or tamper with any property of the Department including, but not limited to the POTW treatment works or appurtenant devices and structures such as buildings, sewers, manhole lids, treatment equipment; tangible property such as sampling equipment, flow monitoring equipment, signage, vehicles; or any other equipment, device, or property owned by the Department or which is under the Director's management. (Ord. 2706-90.)~~

1145.08 AMENDMENTS

~~Amendments to this chapter may be made to assure compliance with all applicable local, State or federal laws and regulations, and for other reasons as necessary. Any changes or additions to this chapter shall not be in conflict with the general law and shall be made by ordinances enacted by the Columbus City Council. (Ord. 2706-90.)~~

1145.09 SEPARABILITY

~~Each section, and each part of each section of this chapter of Columbus City Code is hereby declared to be an independent section, or part of a section, and, notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any such section or part of a section, or any provision thereof, or the application thereof to any person or circumstances, is held to be invalid, the remaining sections, or parts of sections and the application of such provision to any person or circumstances, other than those to which it is held invalid, shall not be affected thereby, and it is hereby declared to be the legislative intent that this chapter of the Columbus City Code would have been adopted independently of such sections or parts of a section so held to be invalid. (Ord. 2706-90.)~~

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~~1145.10--1145.19 ADMINISTRATION~~

~~1145.10 POWERS of the DIRECTOR~~

~~Except as otherwise provided herein, the Director or his designated agents shall administer, implement and enforce the provisions of this chapter. (Ord. 2706-90.)~~

~~1145.11 REGULATIONS~~

~~The Director may adopt regulations necessary to administer and enforce the provisions of this chapter. Regulations promulgated, pursuant to this chapter by the Director shall be published in the City Bulletin, with copies of the regulations being available for public review at the Director's office and other locations which may be designated by the Director. No person shall violate any regulation adopted by the Director pursuant to this chapter. (Ord. 2706-90.)~~

~~1145.12 PERMITS/LICENSES~~

~~The Director may issue permits and/or licenses to persons as provided by this chapter and regulations adopted pursuant to this chapter. No person shall violate any condition, term or provision of a permit or license issued by the Director. Upon due notification, and for just cause, the Director has the right to revoke any permit or license issued under this chapter. Any person holding a permit or license, which is revoked or suspended by the Director, may request a hearing to appeal the revocation.~~

~~(A) Such permits and licenses shall include but not be limited to:~~

- ~~(1) Industrial wastewater discharge permits.~~
- ~~(2) Trucked waste discharge permits.~~
- ~~(3) Underground storage tank area groundwater clean-up discharge permits (USTAGCUDP).~~
- ~~(4) Trucked waste operator's license.~~

~~(B) The Director may adopt regulations establishing permit and license fees as he determines necessary for the purposes of this chapter.~~

~~(C) Performance Bond. The Director may decline to reissue a permit to any person who has failed to comply with the provisions of this chapter, until such person first files with the Director a satisfactory bond, payable to the Division of Sewerage and Drainage, in a sum not to exceed a value to be determined by the Director to be necessary to achieve consistent compliance.~~

~~(D) Liability Insurance. The Director may decline to reissue a permit to any person who has failed to comply with the provisions of this chapter, until the person first submits proof that the person has obtained financial assurances sufficient to restore or repair damage to the sewerage system caused by the person's discharge. (Ord. 2706-90.)~~

~~(E) No nondomestic user shall discharge any wastewater or other material to the City POTW without an applicable discharge permit. No person shall discharge any liquid or other material to any storm sewer without express permission and a permit from the Director, and any applicable Federal or State permit. (Ord. 679-93.)~~

~~(F) The Director may exempt certain users and/or classes of users from the requirement for a discharge permit. (Ord. 2706-90.)~~

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1145.13 ORDERS

The Director may issue orders to any person as the Director deems necessary in order to administer and enforce the provisions of this chapter and regulations adopted pursuant to this chapter. No person shall violate any order issued to that person by the Director. Director's orders shall be served upon the affected person directly or served by certified mail. Any person issued an order by the Director may request a hearing to appeal the order.

(A) The Director may issue, but is not limited to the following type of orders.

- (1) ~~Consent Orders.~~ The Director may enter into consent orders, or other similar documents establishing an agreement with any person responsible for noncompliance. Such orders shall include specific action to be taken by the person to correct the noncompliance within a time period, also specified by the order.
- (2) ~~Compliance Orders.~~ When the Director finds that a person has violated, or continues to violate this chapter, he or she may issue an order to the person responsible for the discharge directing that, following a specified time period, sewer service shall be discontinued unless adequate treatment facilities, devices, or other related appurtenances have been installed and are properly operated. The orders may also contain such other requirements as might be reasonably necessary and appropriate to address the noncompliance, including the installation of pretreatment technology, additional self-monitoring, and management practices.
- (3) ~~Cease and Desist Orders.~~ When the Director finds that a person has violated, or continues to violate this chapter, the Director may issue an order to cease and desist all such violations and direct those persons in noncompliance to:
 - (a) Comply forthwith;
 - (b) Take such appropriate remedial or preventive action as may be needed to properly address a continuing or threatened violation, including halting operations and terminating the discharge. (Ord. 2706-90.)

1145.14 LIMITATION OF CONNECTIONS

When it is found that sufficient capacity is not available in all facilities to handle additional connections to the sewer system, the Director may limit or prohibit the addition of new connections. (Ord. 2706-90.)

1145.15 INFORMANT REWARDS

The Director is hereby authorized to pay up to five hundred dollars (\$500.00) for information leading to the discovery of noncompliance by any person that leads to an administrative fine or civil or criminal penalty. This reward shall not be available to employees or agents of the City. (Ord. 2706-90.)

1145.16 ASSESSMENT OF DAMAGES

Whenever any person discharges any substance that causes an obstruction, damage, or any other impairment to the POTW or the sewer system, or any related expense of whatever character or nature to the City, the Director may assess the expenses incurred by the City to clear the obstruction, repair the damage to the POTW, and any other expenses or damages incurred by the City. Assessments made by the Director against a user may be added to the user's sewer service charge, and the Director shall have such collection remedies as he has to collect other service charges. (Ord. 2706-90.)

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1145.17 REGULATION OF EFFLUENT

The director will instruct the division of sewerage and drainage to adhere to all conditions and regulations as stated in CFR Title 40, Part 403. (Ord. 2706-90.)

1145.18 FINES LEVIED AGAINST THE CITY

In addition to other remedies available to the city set forth elsewhere in this chapter, if the city is fined by the Ohio EPA or USEPA for violation of the city's NPDES permits, or violation of water quality standards as the result of an industrial spill, or slug discharge of a compatible or incompatible pollutant, then the fine, including all city legal, sampling, analytical testing costs, and any other related costs may be charged to the responsible user. Such charge shall be in addition to, and not in lieu of, any other remedies the city may have under this chapter, statutes, regulations, at law or in equity. (Ord. 2706-90.)

1145.19 SPILL ABATEMENT AND MITIGATION

When, in the opinion of the director, any environmental spill or discharge of any material to the sewer system or POTW poses a threat to damage any structure of the sewer system or POTW, or treatment process or sludge disposal practice of the POTW, or threatens the health or safety of any employees of the department, or could pass through the POTW, or threatens to cause violation of any federal or state discharge permit issued to the city, or threatens to cause damage to the environment; the director may order any clean-up, abatement, or mitigation action that he determines reasonable, including using a private contractor. Any and all expenses for any such action, including labor costs incurred by the city, shall be charged to the person responsible for the spill or discharge. When the responsible person above is a user, the director may add such charges to the user's sewer service charge, and the director shall have such collection remedies as he has to collect other service charges. Such charges shall be in addition to, and not in lieu of, any other remedies the city may have under this chapter, statutes, regulations, at law or in equity. (Ord. 679-93.)

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~~1145.20--1145.29 STANDARDS OF DISCHARGE~~

~~1145.20 PROHIBITED DISCHARGES.~~

~~No person shall discharge, or cause to be discharged, directly or indirectly, any substance which causes an interference or pass through of the POTW, or which disrupts or inhibits the POTW, its treatment processes, operations, or its sludge processes, use, or disposal. No person shall discharge, or cause to be discharged, directly or indirectly, any substance which constitutes a slug. No person shall discharge or cause to be discharged, directly or indirectly, any of the following described substances into the sewer system:~~

~~(A) Any solid or viscous substance capable of causing obstruction to the flow in the sewers, or other interference with the proper operation of the sewer system, for example, but not limited to: construction materials, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, wood, plastic, fur, wax and/or fats, oils and greases.~~

~~(B) Any flammable or explosive substances, such as gasoline, kerosene, benzene, naphtha, or other substances having a flash point equal to or less than one hundred forty (140) degrees Fahrenheit as determined by closed cup method in accordance with approved analytical procedures.~~

~~(C) Any discharge that will cause the sewage temperature in the public sewer to be above one hundred twenty (120) degrees Fahrenheit (49* C) after mixing with other flow in the public sewer at the nearest accessible point downstream from the user, or above one hundred four (104) degrees Fahrenheit (40* C) at the influent to the POTW treatment facility, or above one hundred sixty (160) degrees Fahrenheit (71* C) in the user's sewer at the nearest accessible point upstream from confluence with the public sewer system.~~

~~(D) Any discharge having corrosive properties capable of causing damage, corrosive structural damage, or hazard to the POTW, appurtenant devices, treatment process, health and safety of department employees, or which will impede the use and/or disposal of residual sludges or cause damage to the receiving water or the environment.~~

~~(E) Any discharge having a pH above 12.5 S.U. or a pH below 5.0 S.U. at any time.~~

~~(F) Any discharge containing toxic or poisonous substances in sufficient quantities to constitute a hazard to human beings or animals, or to create any hazard in the receiving waters.~~

~~(G) Any discharge which, by itself or in conjunction with others, results in toxic or noxious gases, vapors or fumes within the POTW or any point of the sewer system in a quantity that may cause acute worker health and safety problems.~~

~~(H) Any discharge which contains an objectionable color not removed by the POTW such as, but not limited to, dye wastes and vegetable tanning solutions.~~

~~(I) Any discharge containing radioactive waste except:~~

~~(1) When the user is authorized to use radioactive materials by the State Department of Health or other governmental agency empowered to regulate the use of radioactive materials; and~~

~~(2) When the waste is discharged in strict conformity with current regulations of the Ohio Environmental Protection Agency and the Nuclear Regulatory Commission regulations and recommendations for safe disposal; and~~

~~(3) When the user is in compliance with all rules and regulations of this chapter and all other applicable regulatory agencies; and~~

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~~(4) When there is no harmful effect on city personnel, sewer system, sludges, or receiving stream.~~

~~(J) Any used oil.~~

~~(K) Any discharge that results in an exceedance of ten (10) percent of the lower explosive limit in the air at any point within the POTW or sewer system. (Ord. 679-93.)~~

~~(L) Any discharge of silver-rich solutions from a photographic processing facility, unless such silver-rich solution is managed by a photographic processing facility in accordance with the Silver CMP prior to its discharge. (Ord. 1630-97 § 1 (part).)~~

1145.21 DISCHARGE LIMITS

~~No user shall discharge wastes that exceed standards set in this chapter, or discharge or pretreatment (categorical or other) standards set by Ohio EPA or USEPA, whichever is more stringent. (Ord. 2706-90.)~~

1145.22 SCHEDULE FOR COMPLIANCE WITH CATEGORICAL STANDARDS

~~Compliance by existing sources with categorical pretreatment standards shall be within three (3) years of the date the standard is effective, unless a shorter compliance time is specified in the appropriate Subpart of 40 CFR, Chapter I, Subchapter N. New sources shall install, and have in operating condition, and shall "start-up" all pollution control equipment required to meet applicable categorical pretreatment standards before beginning to discharge. Within the shortest feasible time (not to exceed ninety (90) days), new sources must meet all applicable categorical pretreatment standards. (Ord. 2706-90.)~~

1145.23 STORMWATER AND SURFACE DRAINAGE

~~Except as otherwise provided by this chapter, no person shall connect roof, foundation, area way, parking lot, roadway, or other surface runoff or ground water drains to any sanitary sewer which is connected to the city's POTW treatment facility. Any such connections shall be considered illegal, and shall be subject to immediate removal by the owner of the premises so connected, and at such owner's expense.~~

~~(A) Stormwater shall be discharged into such sewers as are specifically designed and designated as storm or combined sewers. Such discharges shall be to storm sewers or to open drainage courses, rather than combined sewers, if both are reasonably available.~~

~~(B) Subfoundation building drains legally connected to sanitary sewers before the effective date of this section may be required to be removed, if it is established by the director that such connection is detrimental to the operation of the POTW, and that such removal is cost effective.~~

~~(C) All sanitary wastewater(s) must be discharged directly into a sanitary or combined sewer, or a private sewer that discharges to the public sanitary sewer system, except as otherwise provided by this chapter. (Ord. 679-93.)~~

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~~1145.24 DILUTION PROHIBITED AS A SUBSTITUTE FOR TREATMENT~~

~~Except where expressly authorized to do so by an applicable categorical pretreatment standard or requirement, no industrial user shall ever increase the use of process water, or in any other way attempt to dilute a discharge as a partial or complete substitute for adequate treatment to achieve compliance with a categorical pretreatment standard or requirement, or any other discharge limit specified in this chapter. (Ord. 2706-90.)~~

~~1145.25 SPECIFIC POLLUTANT LIMITS~~

~~The Director shall adopt, revise, or rescind local limits by regulation pursuant to C.C. 1145.11. All Persons discharging pollutants to wastewater facilities owned by or under the jurisdiction of the City of Columbus shall meet the applicable local limits as established by rule of the Director.~~

- ~~(A) Mass limitations are available only to a user discharging a combined total of less than ten thousand (10,000) gallons per day directly to a sanitary sewer, combined sewer and/or at a designated trucked waste disposal site by means of trucked waste haulers, who is not subject to National Categorical Pretreatment Standards, and is the generator of the wastewater being discharged. This section does not authorize the discharge of hazardous wastes as defined by RCRA, to a sanitary sewer, combined sewer or at a designated trucked waste disposal site.~~
- ~~(B) Maximum composite sample concentration limits shall apply to any representative composite sample, except as provided for in paragraph (C) of this section. A representative composite sample may be a time-proportional or flow-proportional sample, which is:~~
- ~~(1) A composite that represents at least one-half (1/2) of the user's production-day discharge, or~~
 - ~~(2) A composite that represents at least twelve (12) hours of a calendar day and may contain less than twelve (12) hours of samples from a preceding or following calendar day, or~~
 - ~~(3) A composite that contains more than twelve (12) hours of samples from more than one (1) calendar day, so that the composite shall be deemed to represent each calendar day represented by twelve (12) hours or more of samples.~~
- ~~(C) Maximum composite sample concentrations for phenolic compounds, cyanide, and hydrocarbon FOG shall apply to any grab sample.~~
- ~~(D) Hydrocarbon FOG shall be as determined by Method 503-E in the sixteenth Edition of Standard Methods.~~
- ~~(E) Except as provided in paragraph (C) of this section, no grab sample collected at any time shall be in excess of one and one-half (1-1/2) times the maximum composite sample concentration established by the Director.~~
- ~~(F) No user shall discharge wastewater containing pollutants specified in this section in excess of concentration or mass limits established by the Director, unless issued a discharge permit by the director specifically allowing higher concentrations or masses. These higher concentrations or masses shall be conditioned with other requirements and shall not interfere with the general intent of this chapter. (Ord. 2001-92.)~~
- ~~(G) The limitations for silver set forth by the Director shall not be applicable to photographic processing facilities unless the user is identified as a "significant industrial user." Silver~~

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~~limitations for photographic processing are set forth in director's regulation published in the City Bulletin.~~

~~The Silver CMP is considered a fully enforceable element of the POTW industrial pretreatment program and constitutes a local limitation for silver discharged from photographic processing facilities. (Ord. 1630-97 § 1 (part).)~~

1145.26 PRETREATMENT OF WASTEWATERS

~~Users of the sewer system shall design, construct, operate, and maintain wastewater pretreatment facilities whenever necessary for the user to achieve compliance with the limitations set forth in this chapter. Plans, specifications, operating procedures, and supporting data must be submitted to the director for review prior to installation of a pretreatment system as specified in this chapter. Dilution of a discharge is not an acceptable means of pretreatment. (Ord. 2706-90.)~~

1145.27 EQUIVALENT CONCENTRATION AND MASS LIMITS

~~The director may, at his discretion for any categorical pretreatment standard, calculate the equivalent mass per day limit, or concentration limit respectively, when the other is stated. Compliance with these equivalent measures shall be required the same as compliance with categorical standards. In establishing discharge restrictions, discharge standards, discharge limits, or categorical pretreatment standards pursuant to this chapter, if the director establishes concentration limits to be met by an industrial user, the director may, in lieu of, or in addition to concentration limits, establish mass limits of comparable stringency for an individual user.~~

1145.28 INFLUENT POLLUTANT CREDIT

~~Categorical pretreatment standards may be adjusted by the director to reflect the presence of pollutants in the industrial user's intake water.~~

~~(A) Application for Credit. Any industrial user wishing to obtain credit for intake pollutants must make application to the director. Upon request of the industrial user, the applicable standard will be calculated on a "net" basis (i.e., adjusted to reflect credit for pollutants in the intake water) if the criteria of part (B) of this section are met.~~

~~(B) Criteria for Approval.~~

~~(1) The industrial user must demonstrate that the control system it proposes or uses to meet applicable categorical pretreatment standards would, if properly installed and operated, meet the standards in the absence of pollutants in the intake waters.~~

~~(2) No credit for conventional pollutants such as BOD₅, TSS, FOG, TKN, pH shall be granted.~~

~~(3) Credit shall be granted only to the extent necessary to meet the applicable categorical pretreatment standards, up to a maximum value equal to the influent value. Additional monitoring may be necessary to determine eligibility for credits and compliance with standard(s) adjusted under this section. The industrial user shall bear all costs for additional monitoring required under this section.~~

~~(4) The applicable categorical pretreatment standards contained in 40 CFR, Subchapter N specifically provide that they shall be applied on a "net" basis. (Ord. 2706-90.)~~

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~~1145.30--1145.39 ACCIDENTAL DISCHARGES, BYPASSES AND SPILLS~~

~~1145.31 PREVENTION OF ACCIDENTAL DISCHARGE~~

~~Each user shall provide protection from accidental discharge to the POTW or sewer system of pollutants prohibited or restricted by this chapter. Such required protection may include, but not be limited to:~~

- ~~(A) Walls or dikes;~~
- ~~(B) Separate storage;~~
- ~~(C) Removal of drain lines from locations where significant quantities of prohibited materials are maintained; or~~
- ~~(D) Other appropriate procedures to assure the prevention of discharge to the sewer system.~~

~~Any direct or indirect connection or entry point for prohibited or deleterious waste to the POTW or sewer system shall be eliminated. Where such action is impossible, the director may give permission to place appropriate notices at entry points to warn against discharge of such wastes in violation of this chapter. (Ord. 679-93.)~~

~~1145.32 SPILL NOTIFICATION~~

~~Any person shall immediately notify the director, through an emergency spill number as designated by the director, or by other means to be established by the director, upon discovery of spill or slug discharge of any toxic pollutant or other pollutant capable of causing:~~

- ~~(A) Interference of the POTW treatment processes;~~
- ~~(B) Pass-through the POTW;~~
- ~~(C) Endangerment to the health and safety of city employees;~~
- ~~(D) Degradation of the sludge disposal processes;~~
- ~~(E) Or damage to the environment or receiving waters;~~
- ~~(F) Violation of any federal or state discharge permit issued to the city.~~

~~Such notification will not relieve persons of liability for any consequential expense, loss or damage to the POTW, sewer system, receiving waters or environment, or for any fines and/or penalties imposed on the city which result from the violative discharge. (Ord. 679-93.)~~

~~1145.33 OPERATIONAL UPSETS~~

~~An operational upset shall constitute an affirmative defense to an action brought for noncompliance with categorical pretreatment standards and other standards and limits established in this chapter, or any permit or order issued pursuant to this chapter provided that the requirements of this section are met.~~

- ~~(A) Conditions Necessary for Demonstration of an Operational Upset. An industrial user who wishes to establish the affirmative defense of operations upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:~~

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- ~~(1) An upset occurred, and the industrial user can identify the cause(s) of the upset;~~
- ~~(2) The facility was at the time being operated in a prudent and workman-like manner and in compliance with applicable operation and maintenance (O&M) procedures;~~
- ~~(3) The industrial user has submitted the following information to the director within twenty-four (24) hours of becoming aware of the upset (if this information is provided orally, a written submission must be provided within five (5) days):~~
 - ~~(a) A description of the discharge and cause of noncompliance;~~
 - ~~(b) The period of noncompliance, including exact dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue;~~
 - ~~(c) Steps being taken, and/or planned to reduce, eliminate and prevent recurrence of the noncompliance.~~

~~(B) Burden of Proof. In any enforcement proceeding, the industrial user seeking to establish the occurrence of an upset shall have the burden of proof.~~

~~(C) User Responsibility in Case of Upset. The industrial user shall control production, or all discharges to the extent necessary to maintain compliance with any standards or limits specified in this chapter, and any permit or order issued pursuant to this chapter; upon reduction, loss, or failure of its treatment facility, until the facility is restored, or an alternative method of treatment is provided. This requirement applies in the situation where, among other things, the primary source of power of the treatment facility is reduced, lost, or fails.~~

1145.34 TREATMENT BYPASSES

~~(A) Industrial user bypass of any treatment system is prohibited unless all of the following conditions are met:~~

- ~~(1) The bypass was unavoidable to prevent loss of life, personal injury or severe property damage;~~
- ~~(2) There was no feasible alternative to the bypass, including the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment down-time. This condition is not satisfied if adequate backup equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment down-time for preventive maintenance; and~~
- ~~(3) The industrial user properly notified the director as described in part (B) of this section.~~

~~(B) Industrial users must provide immediate notice to the director upon discovery of an unanticipated bypass. The industrial user shall submit a written report within five (5) days to the director containing a description of the bypass and its cause(s); the duration of the bypass, including exact dates and times, and if the bypass has not been corrected, the anticipated time it is expected to continue; steps taken or planned to reduce, eliminate, and prevent its reoccurrence.~~

~~(C) Notice of Anticipated Bypass. Industrial users anticipating a bypass must submit notice to the director at least ten (10) days in advance, if possible; but in any case as soon as the user is aware of the need for bypass.~~

~~(D) The director may approve an anticipated bypass, after considering its adverse effects, if the director determines that the bypass will meet the three (3) conditions listed in part (A) of this section.~~

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~~(E) Bypass Not Causing Violations. An industrial user may allow a bypass to occur which does not cause categorical pretreatment standards or any discharge standards established in this chapter or any permit or order issued pursuant to this chapter to be violated, but only if it is for essential maintenance to ensure efficient operation of the treatment system. Such bypasses are subject to the requirements in parts (B) and (C) of this section. (Ord. 2706-90.)~~

1145.35 NOTICE TO EMPLOYEES

~~A notice written in the commonly used language shall be permanently posted on the industrial user's bulletin board, or other prominent place, notifying employees of the city's informant reward program and advising employees whom to call in the event of discharge or spill resulting in potential discharge of a prohibited material. Employers shall insure that all employees who are in a position to cause, discover, or observe such an accidental discharge or spills are advised of the emergency notification procedures. (Ord. 2706-90.)~~

1145.36 SPILL PREVENTION, CONTROL, COUNTERMEASURES PLANS

~~The director may require any person, that he deems has potential to adversely affect the sewer system, appurtenant devices, POTW resultant sludges and effluents, receiving water or environment, by accidental or intentional release of any toxic or other deleterious substance on the person's premises; to develop, submit, and maintain a Spill Prevention, Control and Countermeasures (SPCC) Plan. The elements of such plan shall be as established in regulations by the Director. (Ord. 679-93.)~~

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~~1145.40--1145.49 PERMITS FOR NONDOMESTIC USERS~~

~~1145.41 APPLICABILITY~~

~~This section shall apply to all nondomestic users of the POTW which discharge directly, or indirectly into the POTW's sanitary sewer system. (Ord. 2706-90.)~~

~~1145.42 REQUIRED PERMITS~~

- ~~(A) All nondomestic users must notify the Director of the nature and characteristics of any intended discharge prior to commencing discharge. The information must be submitted on a form as required by the City.~~
- ~~(B) All significant industrial users and/or other users as determined by the Director shall obtain a valid industrial wastewater discharge permit from the Director before discharging any wastewater into the City's sewer system and/or any tributary sewer system. Any violation of the terms and conditions of an industrial wastewater discharge permit shall be deemed a violation of this chapter. Obtaining an industrial wastewater discharge permit does not relieve a permittee of its obligation to obtain other permits required by federal, State, or local law.~~
- ~~(C) Industrial Wastewater Discharge Permit Contents. Industrial wastewater discharge permits shall include such conditions as are reasonably deemed necessary by the Director to prevent pass-through or interference, protect the quality of the water body receiving the POTW's effluent, protect worker health and safety, facilitate POTW sludge management and disposal, protect ambient air quality, and protect against damage to the POTW collection system and/or treatment plant. Permits may contain, but need not be limited to elements as established by regulations promulgated by the Director pursuant to this chapter.~~
- ~~(D) Existing Connections. Any significant industrial user which discharges nondomestic waste into the sanitary sewer system prior to the effective date of this chapter, and who wishes to continue such discharges in the future, shall, within ninety (90) days after said date, apply to the City for an industrial wastewater discharge permit, and shall not cause or allow discharges to the POTW to continue after one hundred eighty (180) days from and after the effective date of this chapter, except in accordance with a permit issued by the Director.~~
- ~~(E) New Connections. Any significant industrial user proposing to begin, or recommence discharging nondomestic wastes into the sanitary sewer system must obtain an industrial wastewater discharge permit prior to beginning or recommencing such discharge. An application for this permit must be filed at least one hundred twenty (120) days prior to the anticipated start-up date. (Ord. 2706-90.)~~

~~1145.43 PERMIT APPLICATION~~

~~In order to be considered for an industrial wastewater discharge permit, all users required to have a permit must submit an application for same on a form approved by the Director that contains the information as required by regulations promulgated by the Director pursuant to this chapter. All plans required by this section must be certified for accuracy by a State registered professional engineer. All applications must contain the certification statement and be signed in accordance with Section 1145.04 of this chapter. The Director will evaluate the data furnished by the user and may require additional information. After evaluation of the data furnished, the Director may issue an industrial wastewater discharge permit subject to terms and conditions provided herein. (Ord. 2706-90.)~~

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1145.44 PERMIT ISSUANCE PROCESS

- (A) ~~Permit Duration. Permits shall be issued for a specified time period, not to exceed five (5) years. A permit may be issued for a period less than five (5) years, at the discretion of the Director.~~
- (B) ~~Public Notification. The Director will publish, in the City Bulletin, notice of intent to issue a wastewater discharge permit, at least fourteen (14) days prior to issuance. The notice will indicate a location where the draft permit may be reviewed, and an address where written comments may be submitted.~~
- (C) ~~Permit Appeals. The Director will provide all interested persons with notice of final permit decisions. Upon notice by the Director, any person, including the industrial user, may petition to appeal the terms of the permit within thirty (30) days of the notice. All such appeals are subject to the following conditions:~~
- ~~(1) Failure to submit a timely petition for review shall be deemed to be a waiver of the appeal.~~
 - ~~(2) In its petition, the appealing party must indicate the permit provisions objected to, the reasons for this objection, and the alternative condition, if any, it seeks to be placed in the permit.~~
 - ~~(3) The permit shall be in effect and shall not be stayed pending a reconsideration by the Director. If, after considering the petition and any arguments put forth by the Division of Sewerage and Drainage, the Director determines that reconsideration is proper, the Director shall remand the permit back to the Division of Sewerage and Drainage for reissuance. Those permit provisions being reconsidered by the Division of Sewerage and Drainage shall be stayed pending reissuance.~~
 - ~~(4) The Director's decision not to reconsider a final permit shall be considered final administrative action for purposes of judicial review.~~
 - ~~(5) Aggrieved parties seeking judicial review of the final industrial wastewater discharge permit conditions must do so by filing an appeal with the court of competent jurisdiction.~~
- (D) ~~Permit Modification. The Director may modify any industrial wastewater discharge permit for good cause as established by regulations promulgated by the Director pursuant to this chapter. The filing of a request by the permittee for a permit modification; revocation and reissuance, or termination; or a notification of planned changes or anticipated noncompliance; does not stay any permit condition.~~
- (E) ~~Permit Renewal. The user shall apply for permit renewal by submitting a completed permit application on a form approved by the Director, a minimum of ninety (90) days prior to the expiration of the user's existing permit. (Ord. 2706-90.)~~

1145.45 CONTINUATION OF EXPIRED PERMITS

~~An unexpired permit will continue to be effective and enforceable until the permit is reissued if:~~

- (A) ~~The industrial user has submitted a completed permit application at least ninety (90) days prior to the expiration of the user's existing permit;~~
- (B) ~~The failure to reissue the permit, prior to the expiration of the previous permit is not due to any act, or failure to act, on the part of the industrial user. (Ord. 2706-90.)~~

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1145.46 SPECIAL AGREEMENTS

~~Nothing in this chapter shall be construed as preventing any special agreement or arrangement between the Director and any user whereby wastewater of unusual strength or character is accepted into the POTW, and specially treated, and subject to any payments or user charges, as may be applicable. However, no discharge which violates Categorical Pretreatment Standards will be allowed under the terms of such special agreements. If, in the opinion of the Director, the wastewater may have the potential to cause or result in any of the following circumstances, no special agreement shall be made:~~

- ~~(A) Pass-through or interference at the POTW;~~
- ~~(B) Endanger municipal employees or the public;~~
- ~~(C) Cause violations of water quality standards in the receiving waters or of the City's NPDES permits. (Ord. 2706-90.)~~

1145.47 ENFORCEABILITY

~~Any and all conditions in any industrial wastewater discharge permit are specifically and independently enforceable regardless of whether they are expressly required by or set out in this chapter. (Ord. 2706-90.)~~

1145.48 PERMIT SUSPENSION/REVOGATION

~~Industrial wastewater discharge permits may be suspended or revoked by the Director immediately for just cause as established by regulations promulgated by the Director pursuant to this chapter. (Ord. 2706-90.)~~

1145.49 VIOLATION

~~No person shall violate any term or condition stated in any industrial wastewater discharge permit issued to that person. (Ord. 2707-90.)~~

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~~1145.50--1145.59 INSPECTION, MONITORING, REPORTS AND RECORDS~~

~~1145.50 REQUIRED REPORTS~~

~~No person shall fail to make reports to the City of Columbus which are required by this chapter, or by State or Federal law. The person is responsible for determining the applicability of any reporting requirement to the person's facility. (Ord. 679-93.)~~

~~1145.51 RIGHT OF ENTRY~~

~~(A) The Director, or authorized representatives may inspect the facilities of any person to ascertain whether the intent of this chapter is being met, and if all requirements of the chapter are satisfied. The person's representative (contact person) or occupants of premises where wastewater or stormwater is generated or discharged shall allow the Director, or authorized representative, ready access, upon presentation of credentials at reasonable times, to all parts of said premises where wastewater or stormwater is generated, chemicals are stored, stormwater comes into contact with portions of the facility where chemicals are stored, or handled, monitoring equipment is located, production or treatment processes are located, or where records are stored or created and maintained; for the purpose of inspecting the premises, sampling of wastewater or stormwater, and examination of records required to be kept by this chapter, and for the performance of any other of their duties.~~

~~(B) The person shall provide the Director or authorized representative access to the facility within a reasonable time.~~

~~(C) If the person does not provide voluntary access within a reasonable time as required by this section, the Director may apply to a court of competent jurisdiction for an appropriate warrant or other authority to enter the property, and the person shall bear the costs of the court action.~~

~~(D) Failure of any person to provide voluntary access as required by this section shall be a violation of this chapter and of the person's industrial Wastewater Discharge Permit and any other permits issued pursuant to this chapter (if any exists). (Ord. 679-93.)~~

~~1145.52 NOTIFICATION OF CHANGED DISCHARGE~~

~~All industrial users shall promptly notify the Director in advance of any substantial change in the volume or character of pollutants in their discharge, but in no case later than two business days prior to such change in operation. For purposes of this section, substantial change shall mean a change in either discharge flow or mass of pollutants of more than twenty percent (20%) above or below daily average flow or mass. (Ord. 2706-90.)~~

~~1145.53 MONITORING, SAMPLING, AND FLOW MEASUREMENT FACILITIES~~

~~Installation of wastewater and stormwater monitoring, sampling, and/or flow measurement facilities shall be required of any person, upon notification of necessity for installation of such facilities by the Director. Plans for proposed monitoring and flow measurement facilities shall be submitted for approval to the Director within sixty (60) days of receipt of request for installation by the person, and installation shall be completed within ninety (90) days of approval of submitted plans by the Director. An extension beyond this ninety (90) day limit may be granted by the Director for good cause. Any such required facilities shall be constructed, operated, and maintained at the person's expense. The facility and its equipment shall be maintained at all times in a safe and proper operating condition by the person. Access to the monitoring,~~

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~~sampling and/or flow measurement facilities shall be available at all times in accordance with Section 1145.51 of this chapter. The Director or authorized representative shall have the right to set up and operate equipment at the facility. All required facilities shall be located on the discharger's premises, whenever possible, and shall be so located as to be readily accessible at all times. Access to the monitoring facilities shall not be obstructed by any object including, but not limited to vehicles, supplies, equipment. (Ord. 679-93.)~~

1145.54 REPORTS, GENERAL REQUIREMENTS

- ~~(A) Certification and Signatory Requirements. Any self-monitoring, baseline monitoring, and/or compliance monitoring report required by this chapter shall contain the certification statement and be signed in accordance with Section 1145.04 of this chapter.~~
- ~~(B) Any discharge monitoring report required by this chapter shall be certified by a qualified professional, indicating whether Categorical Pretreatment Standards and/or Discharge Standards are being met on a consistent basis, and, if not, whether additional operation and maintenance and/or additional pretreatment is required for the user to meet the Categorical Pretreatment Standards and/or Discharge Standards.~~
- ~~(C) Compliance Schedule. If additional pretreatment and/or operation and maintenance will be required to meet Categorical Pretreatment Standards and/or Discharge Standards pursuant to this chapter, the user shall submit the shortest schedule which will provide same. If for a Categorical Pretreatment Standard, the completion date of this schedule shall not be later than the compliance date established for the applicable Categorical Pretreatment Standard. The schedule shall contain increments of progress in the form of dates for the commencement and completion of major events. Under no circumstances shall any increment exceed nine months. Not later than fourteen (14) days following each date in the schedule and the final date for compliance, the user shall submit a progress report to the Director including, at minimum, whether or not there is compliance with the increment of progress to be met on such date and, if not, the date on which compliance with the increment of progress will be met, the reason for delay, and steps being taken by the user to return to the schedule established.~~
- ~~(D) Production Data. Any user subject to a standard expressed in terms of allowable pollutant discharge per unit of production, (or other measure of operation) in accordance with 40 C.F.R. section 403.6(c) shall report a reasonable measure of the user's actual long-term production rate, such as the average daily production during a representative year, as determined by the Director. Any user subject to standards expressed in terms of allowable pollutant discharge per unit of production, (or other measure of operation) shall report the user's actual production during the appropriate sampling period.~~
- ~~(E) Reporting Violations. Any user shall notify the Director within twenty-four (24) hours of becoming aware of any violation discovered by self-monitoring. The user must then repeat the sampling and analysis and submit the results to the Director within thirty (30) days, after becoming aware of the violation. Any violation of a standard contained in this chapter discovered through self-monitoring shall be considered to continue until a subsequent self-monitoring result shows the parameter to be in compliance.~~
- ~~(F) Analytical Methods. All measurements, tests and analysis of wastewater required by this chapter and regulations promulgated by the Director pursuant to this chapter shall be determined in accordance with approved laboratory procedures. (Ord. 2706-90.)~~

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1145.55 BASELINES MONITORING REPORT

All new sources (and existing sources that become industrial users subject to newly promulgated Categorical Standards), all new industrial users, and any other user specified by the Director are required to submit to the Director a baseline monitoring report at least ninety (90) days prior to commencement of discharge (or within one hundred eighty (180) days after the effective date of the Categorical Pretreatment Standards for existing sources subject to new Categorical Pretreatment Standards). The report shall be filed on a form approved by the Director. The baseline monitoring report shall contain all information required by regulations promulgated by the Director pursuant to this chapter regarding baseline monitoring reports, and shall conform to the certification and signatory requirements in Section 1145.04 of this chapter. (Ord. 2706-90.)

1145.56 INITIAL COMPLIANCE REPORTS

All new industrial users, new sources, and industrial users subject to newly promulgated Categorical Pretreatment Standards shall submit to the Director within ninety (90) days following commencement of discharge to the POTW (or following the date for final compliance with an applicable Pretreatment Standard) an initial compliance report conforming to the certification and signatory requirements contained in Section 1145.04 and containing the information as required by Section 1145.54 of this chapter and as required by regulations promulgated by the Director pursuant to this chapter for discharge monitoring reports. (Ord. 2706-90.)

1145.57 SELF-MONITORING DISCHARGE REPORTS

All industrial users and any other use specified by the Director or any permit or order issued pursuant to this chapter are required to submit to the Director, self-monitoring discharge reports at intervals and on dates specified by the Director and/or specified in the user's industrial wastewater discharge permit. All self-monitoring reports shall conform to the certification and signatory requirements contained in Section 1145.04 and contain the information as required by Section 1145.54 of this chapter, regulations for discharge monitoring reports, and any permit or order issued pursuant to this chapter. (Ord. 2706-90.)

1145.58 RECORDS

All nondomestic users shall retain and preserve, for no less than three (3) years, any records, books, documents, memoranda, reports, correspondence and any and all summaries thereof, relating to monitoring, sampling, and analyses made by, or in behalf of, the user in connection with its discharge and/or operation of any pretreatment plant. All records which pertain to matters which are the subject of administrative order, or any enforcement action or litigation activities brought by the City, shall be retained and preserved by the user at least until all enforcement activities and litigation(s) have been concluded, and all periods of limitation with respect to any and all appeals have expired, but in no case less than three (3) years. All users required to retain and preserve records under this section shall make all such records available for inspection and, on request, provide accurate copies of such records, to the Director at user's expense. (Ord. 2706-90.)

1145.59 CONFIDENTIALITY

All information and data submitted to the Director pursuant to this chapter or any permit or order issued hereunder shall be public information and available to any interested person without restriction, unless the user requests confidentiality. In order to qualify for confidentiality, the user must make written request to the Director. The user must demonstrate, to the satisfaction of the

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~~Director, that the information meets State or Federal requirements for confidentiality. If confidentiality is granted by the Director the information shall be held confidential only to the extent allowed by State or Federal Law. Wastewater nature, flow, and characteristics and types and amounts of chemicals stored or used in processes shall not be recognized as confidential information. Confidential information shall be available to other governmental agencies as needed. (Ord. 2706-90.)~~

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~~1145.60--1145.69 WASTEHAULER REGULATIONS~~

~~1145.60 PERMITS~~

- ~~(A) A trucked waste discharge permit from the Director shall be required for each vehicle which is to be used for delivery of waste materials to a Columbus Trucked Waste Disposal Site (TWDS). A trucked waste discharge permit may be issued to an applicant who complies with the terms and conditions of this chapter. The Director may deny an applicant a permit where the applicant has falsified or omitted required information, is delinquent in paying sewer use fees and charges, or is a previous violator of waste disposal regulations.~~
- ~~(B) An application for a trucked waste discharge permit shall be submitted to the Director on an approved form, and shall contain the following information:~~
- ~~(1) Vehicle owner's name, address and phone number;~~
 - ~~(2) Vehicle operator's name, address and phone number (if not same as the owner);~~
 - ~~(3) If the vehicle owner or operator is a corporation or partnership, the names, addresses and phone numbers of all corporate officers or partners;~~
 - ~~(4) Motor vehicle serial number and valid, permanent Ohio vehicle license number;~~
 - ~~(5) Make and year of vehicle and tank capacity;~~
 - ~~(6) A listing of all other governmental licenses and permits issued to the vehicle or for use of the vehicle;~~
 - ~~(7) Color photographs at least three and one-half inches by five and one-half inches in size and clearly showing rear and passenger side views of the vehicle;~~
 - ~~(8) Any other information as shall be required by the Director.~~
- ~~(C) An application fee of twenty-five dollars (\$25.00) shall be submitted with each application along with evidence of a five thousand dollar (\$5,000) surety bond for each vehicle for which a permit is requested. Application fee shall be submitted by check or money order made payable to "Columbus City Treasurer, Sewer Fund."~~
- ~~(D) Any applicant denied a trucked waste discharge permit will be sent written notice of the reason for the denial within thirty (30) days after submission of the application. Any applicant who is denied a trucked waste discharge permit may appeal to the Director in writing within ten (10) days after receipt of the written notice. Failure on the part of an applicant to file a written appeal within the allotted ten (10) day period shall be deemed as acceptance of the denial of permit on the part of the applicant, and they shall not be eligible for further administrative appeal.~~
- ~~(E) A trucked waste discharge permit shall be valid for one (1) year from its date of issuance, unless otherwise suspended or revoked.~~
- ~~(F) Trucked waste discharge permits are not transferable to other vehicles, operators, or owners.~~
- ~~(G) Permit Reissuance. The holder of a trucked waste discharge permit shall apply for permit reissuance by submitting a completed permit application on a form approved by the Director a minimum of sixty (60) days prior to the expiration of the hauler's existing permit. (Ord. 2706-90.)~~

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1145.61 TRUCKED WASTE OPERATOR'S LICENSE

- (A) Any individual wishing to operate any vehicle which is permitted to discharge trucked wastes into the Columbus sewer system shall obtain a trucked waste operator's license from the Director. No individual shall discharge, or assist in discharging, any trucked waste to the sewer system without having a valid trucked waste operator's license. A trucked waste operator's license may be issued to an applicant who complies with the terms and conditions of this chapter. The Director may deny an applicant a license where the applicant has falsified or omitted required information, is delinquent in paying sewer use fees and charges, or is a previous violator of waste disposal regulations.
- (B) All individuals requesting a trucked waste operator's license shall submit an application to the Director on an approved form, which shall include the following information:
- (1) Applicant's name, home address and home phone number;
 - (2) Present employer (if other than applicant);
 - (3) Name and address of all employers for the previous five (5) years;
 - (4) A listing of all criminal convictions, including misdemeanors, and Court of Record for same within the previous five (5) years;
 - (5) Any and all civil and/or administrative actions taken against the applicant for violation of any waste disposal regulations in the last five (5) years;
 - (6) Any other information as shall be required by the Director.
- (C) A nonrefundable application fee of ten dollars (\$10.00) shall be submitted with each application. Application fee shall be submitted by check or money order made payable to "Columbus City Treasurer, Sewer Fund."
- (D) Any applicant denied a trucked waste operator's license shall be sent written notice of the reason for the denial within thirty (30) days after submission of the application. Any applicant who is denied a trucked waste operator's license may appeal the denial to the Director in writing within ten (10) days after receipt of the written notice. Failure on the part of an applicant to file a written appeal within the allotted ten (10) day period shall be deemed as acceptance of the denial of the license on the part of the applicant, and they shall not be eligible for further administrative appeal.
- (E) Each trucked waste operator's license shall be valid for two (2) years from its date of issuance, unless otherwise suspended or revoked. A licensee must reapply for a new license at least sixty (60) days prior to the expiration of their current license. Applications shall be made on a form approved by the Director.
- (F) Any individual changing employers during the term of their trucked waste operator's license must notify the Director, in writing, of the change in employer within two (2) weeks after the change, but need not apply for a new license. (Ord. 2706-90.)

1145.62 REVOCATION

Noncompliance with any part of this section, or subsequent regulations or orders as issued by the Director, or other sections of this chapter or sections of other applicable City Code Chapters; shall subject the licensee and/or permit holder to revocation of the license and/or permit to utilize the services of the City sewer system for the disposal of trucked wastes. The permit and/or license holder shall be provided written notice of any revocation. The permit and/or license holder may appeal the revocation to the Director in writing, within ten (10) days of receipt of the notice of revocation. Failure to appeal revocation within ten (10) days of notification of the revocation shall be deemed agreement upon the part of the licensee or permit

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holder to the revocation of that license or permit. Reissuance of any license or permit, after revocation, shall be at the discretion of the Director, and may be made subject to such conditions as the Director deems appropriate. (Ord. 2706-90.)

1145.63 SUSPENSION

(A) In lieu of revocation of any license or permit, the Director may, at his discretion, suspend any license or permit for noncompliance with any part of this section, or pursuant regulations or orders, for a period not to exceed sixty (60) days. The permit and/or license holder shall be provided with written notification of the suspension. The permit and/or license holder may appeal the suspension to the Director in writing within ten (10) days of receipt of the notice of the suspension. Failure on the part of the license or permit holder to appeal the suspension within ten (10) days of receipt of the notice of the suspension shall be deemed agreement on the part of the license or permit holder to the conditions of the suspension.

(B) No person shall use any truck under a permit suspension to discharge waste to the Columbus sewer system during the period of the suspension, even if the truck is sold or leased to another party during the period of the suspension.

(C) No trucked waste operator shall operate any vehicle discharging waste to the Columbus sewer system while under suspension even if the trucked waste operator changes employer and/or applies for a new trucked waste operator's license. (Ord. 2706-90.)

1145.64 REGULATIONS

The Director may establish such regulations as he deems necessary to control the discharge of trucked wastes to the Columbus sewer system. The Director may restrict, or prohibit, the discharge of trucked wastes to the Columbus sewer system which originate from sources outside the municipal jurisdiction of the City of Columbus. These regulations may include, but are not limited to:

(A) Provisions requiring the display of vehicle permit number and tank capacity in gallons;

(B) Minimum equipment and maintenance standards for permitted vehicles;

(C) Standards and procedures for use of the City's trucked waste discharge facilities;

(D) Training requirements for license holders. (Ord. 2706-90.)

1145.65 RESTRICTIONS AND PROHIBITIONS

The Director may restrict or prohibit discharge of any trucked waste to the Columbus sewer system at his discretion. No trucked waste may be discharged to the Columbus sewer system without the express, written permission of the Director, or his designee, on a manifest form as approved by the Director. The discharge of trucked wastes shall be permitted only at locations, and during such hours, as shall be established by the Director. Discharge of trucked waste to the sewer system at any other location, or at any other time, is a violation of this chapter. No trucked waste shall be discharged to the sewer system which has any of the following components:

(A) Material not readily biodegradable or not known to be compatible with the treatment processes utilized in the POTW;

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- ~~(B) Material deleterious to treatment plant operations, or plant operators such as oils and greases of a mineral origin, gasoline, toxic materials, flammables, solvents, paint materials, sand, or other materials capable of causing physical damage to the POTW;~~
- ~~(C) Materials which would cause unusual expense in handling and/or treatment, unless prior arrangements have been made at the discretion of the Director for payment of additional costs of services;~~
- ~~(D) Any material regulated under a Federal Categorical Pretreatment Standard, or any sludges or wastes resulting from treatment of materials under Federal Categorical Pretreatment Standards;~~
- ~~(E) Any materials which violate, or could violate, any prohibitive or restrictive provisions of Columbus City Code, Chapter 1145, or which violates any Federal or State industrial discharge standards, regulations, or laws.~~

~~No material other than those from household sources origin may be discharged to the City POTW as a trucked waste unless prior approval has been received by the hauler from the Director. Application for such approval, called a "special waste evaluation request" shall be made on a form approved by the Director. (Ord. 2706-90.)~~

1145.66 PROHIBITED ACTIVITIES

~~No trucked waste hauler shall access the sewer system or POTW for any activity including discharge or withdrawal of material, except at locations and at times as designated by the Director. Any removal of manhole lids, or other access to the sewer system at times and/or places other than those designated by the Director, or without express permission of the Director shall be considered a violation of the conditions of this section, and subject the violator to revocation of his trucked waste discharge permit and/or operator's license, and/or other enforcement activity as indicated in this chapter and in other applicable City Code Chapters. (Ord. 2706-90.)~~

1145.67 ENFORCEABILITY

~~Any and all conditions in any permit or license issued pursuant to this section are specifically and independently enforceable regardless of whether they are expressly required by or set out in this chapter. (Ord. 2706-90.)~~

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~~1145.70--1145.75 STORMWATER~~

~~1145.70 APPLICABILITY OF 1145.70--1145.75~~

~~The provisions of Columbus City Codes Sections 1145.70--1145.75 shall be applicable to all premises within the City of Columbus. These sections shall also be applicable to premises outside of the City of Columbus which are tributary to the City sewer system, where the political subdivision in which the premises are located has by contract with the City of Columbus specifically agreed that the stormwater provisions of Columbus City Code 1145 will be applicable within that political subdivision and where the political subdivision has adopted the provisions of Columbus City Code Sections 1145.70--1145.75 as a regulation of that political subdivision. (Ord. 679-93.)~~

~~1145.71 STORMWATER REGULATIONS~~

~~Notwithstanding any other provision of the Columbus City Codes, the Director may promulgate regulations governing the quantity and quality of stormwater discharges from premises within the City of Columbus and where applicable, from premises outside of the City of Columbus which are tributary to the City sewer system. Any regulation which is promulgated pursuant to this section shall be as stringent as any applicable Federal or State statute or regulation. In addition to the requirements of Columbus City Codes Sections 121.05 and 1145.11, the Director shall provide notice in the City Bulletin of any proposed nonemergency regulation at least thirty days prior to publication of the final regulation in the City Bulletin. The notice shall indicate the subject matter of the proposed regulation, where copies of the proposed regulation can be reviewed or obtained, where written comments concerning the proposed regulations can be submitted to the Director, and the last day upon which written comments will be received concerning the proposed regulation. (Ord. 679-93.)~~

~~1145.72 STORMWATER PERMITS~~

~~The Director may issue permits governing the quantity and quality of stormwater being discharged from premises within the City of Columbus and where applicable, from premises outside of the City of Columbus which are tributary to the City sewer system. The Director may issue permits under this section in conjunction with permits issued pursuant to Columbus City Codes Sections 1145.40 to 1145.49. Where a permit is issued in conjunction with permits issued pursuant to Columbus City Codes Sections 1145.40 to 1145.49, the permit will be subject to the provisions of Columbus City Codes Section 1145.44. Except for permits subject to the provisions of Columbus City Codes Section 1145.44, any action of the Director issuing, denying, modifying, or revoking a permit pursuant to this section may be appealed pursuant to the provisions of Columbus City Codes Section 1145.82. (Ord. 679-93.)~~

~~1145.73 NPDES PERMITS~~

~~All persons who own or operate premises within the City or where applicable, premises outside of the City of Columbus which are tributary to the City sewer system, where the premises have been issued a National Pollutant Discharge Elimination System (NPDES) permit shall provide the Director a copy of the permit. For all existing NPDES permits issued prior to the effective date of this section, the permit shall be provided to the Director within sixty days of the effective date of this section. For all NPDES permits issued on or after the effective date of this section, the permit shall be provided to the Director within sixty days of the issuance of the permit. (Ord. 679-93.)~~

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~~1145.74 WASTEWATER DISCHARGE TO STORM SEWERS~~

~~No person shall discharge or allow to be discharged wastewater to the City storm sewers without a valid NPDES permit. Existing wastewater discharges to the City's storm sewers which are licensed pursuant to Ohio Administrative Code Section 3701-21 shall be eliminated within a reasonable time after sanitary sewer service is available to the premises, or sooner if required by the federal or state law. No person shall discharge wastewater to the City's storm sewers in violation of an applicable NPDES permit or license issued pursuant to Ohio Administrative Code Section 3701-21. (Ord. 679-93.)~~

~~1145.75 NON-STORMWATER DISCHARGE TO STORM SEWERS~~

~~Except as authorized by a valid NPDES permit or as authorized in writing by the Director, any direct or indirect discharge to the storm sewer that is not composed entirely of stormwater is prohibited. Discharge resulting from fire fighting activities, water line flushing, landscape irrigation, diverted stream flows, rising ground waters, uncontaminated ground water infiltration (as defined at 40 CFR 35.2005(20)) to separate storm sewer, uncontaminated pumped ground water, discharges free potable water sources, foundation drains, air conditioning condensation, irrigation water, springs, water from crawl space pumps, footing drains, lawn watering, individual residential car washing, flows from riparian habitats and wetlands, dechlorinated swimming pool discharges, and street wash water are excluded from such prohibition and are expressly authorized to the storm sewer, subject to regulations and permit requirements which may be adopted pursuant to this chapter. (Ord. 679-93.)~~

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~~1145.80--1145.89 ADMINISTRATIVE ENFORCEMENT~~

~~1145.80 NOTIFICATION OF VIOLATION~~

~~Whenever the Director finds that any person has violated, or is violating this chapter, the Director, or his designee, may serve upon said person, written notification of violation (NOV). Within ten (10) days of receipt of this NOV, any person receiving the NOV shall submit to the Director an explanation of the violation and a remedial action plan (RAP) to correct the violation and prevent the future occurrence of noncompliance. Submission of this plan in no way relieves the person of liability for any violations occurring before or after receipt of the notice of violation. (Ord. 2706-90.)~~

~~1145.81 SHOW CAUSE HEARINGS~~

~~The Director may order any person who causes or contributes to violations of this chapter to show cause why a proposed enforcement action should not be taken. The person shall be served notice of the hearing, specifying the place and time of the hearing, the proposed enforcement action and the reasons for such action, and a request that the person show cause why this proposed enforcement action should not be taken. The notice of the hearing shall be served personally, or by certified mail (return receipt requested) at least ten (10) days prior to the hearing. Such notice may be served on the principal executive, general partner, or corporate officer, or authorized agent or representative of the person. The person listed as the company contact in a permit issued pursuant to this chapter may be considered an authorized agent for purposes of this section. Any person ordered by the Director to appear at a show cause hearing who fails to appear shall be deemed to have agreed to whatever action is taken by the Director as the result of the show cause hearing. Actions taken by the Director resulting from a show cause hearing are not subject to the appeal provisions set forth in Section 1145.82 of this chapter. (Ord. 2706-90.)~~

~~1145.82 APPEALS TO THE DIRECTOR~~

~~Any person adversely affected by an action of the Director pursuant to this chapter, where this chapter has specifically provided for appeal by way of a hearing, shall file a notice of appeal with the Director within ten (10) days of said action, unless otherwise provided by this chapter. A notice of appeal shall include as a minimum: name, address and telephone number of appellant; date; a statement of intent to appeal; a description of the nature of the appeal, and any pertinent documentation. All filings required herein shall be made at the office of the Director. Except as otherwise provided by this chapter, the Director shall convene a hearing on the matter within thirty (30) days of receipt of the notice of appeal. The Director may grant continuances as he deems necessary. The Director shall issue a written decision of the appeal within ten (10) days of the hearing. The Director may affirm, modify or rescind any action or proposed action of the Director which was the subject matter of the hearing. Any person who fails to timely file a notice of appeal or to otherwise prosecute an appeal of an action of the Director pursuant to this section, shall be deemed to have agreed to the action taken by the Director. (Ord. 2706-90.)~~

~~1145.83 REVOCATION OF TREATMENT SERVICES~~

~~(A) After thirty (30) days notice, except as provided in Section 1145.84, the Director may terminate sewer services and, where applicable, revoke the discharge permit of any person who violates any provision or condition of this chapter, including, but not limited to, the following conditions:~~

- ~~(1) Violation of permit conditions;~~

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- ~~(2) Failure to accurately report the wastewater constituents and characteristics of its discharge;~~
- ~~(3) Failure to report significant changes in operations or wastewater constituents and characteristics;~~
- ~~(4) Refusal of reasonable access to the person's premises for the purposes of inspection, monitoring or sampling.~~

~~(B) Any person desiring a hearing on the revocation of discharge permit and termination of services issued under this section must file an appeal with the Director within ten (10) days of being notified. The Director shall convene a hearing on the matter within ten (10) days of receiving the request. Failure on the part of a person to file a written appeal within the allotted ten (10) day period shall be deemed as admission of the stated violation(s) and agreement with and acceptance of revocation of discharge permit and termination of service.~~

~~(C) The Director may take whatever actions are necessary in order to prevent use of the sewer system by persons whose sewer services have been terminated. The Director may terminate City water service to any premises in order to enforce any termination of sewer services to the same premises. (Ord. 2706-90.)~~

1145.84 EMERGENCY REVOCATION OF SERVICES

~~(A) The Director may immediately revoke sewer services, and/or permit of any person issued pursuant to this chapter whenever, in the Director's opinion, such revocation is necessary in order to stop an actual or threatened discharge presenting or causing an imminent or substantial endangerment to the health or welfare of persons, the sewer system or the environment.~~

~~(B) Any person notified of such revocation of sewer services and/or permit, shall immediately stop or eliminate such discharge. In the event of a person's failure to immediately comply voluntarily with the revocation order, the Director shall take such steps as deemed necessary, including immediate severance of the sewer connection, to prevent or minimize damage to the sewer system, its receiving stream, the environment, endangerment to any individuals or violation of any Federal or State discharge permit issued to the City. The Director shall allow the person to recommence discharge when the endangerment has passed, unless the termination proceedings set forth in Section 1145.83 are initiated against the person.~~

~~(C) A person who is responsible, in whole or in part, for an imminent endangerment, shall submit a detailed, written statement describing the causes of the harmful contribution, and the measures taken to prevent any future occurrence to the Director, prior to the date of a hearing set pursuant to the provisions of Section 1145.83 of this chapter. (Ord. 679-93.)~~

1145.85 ANNUAL PUBLICATION OF SIGNIFICANT NONCOMPLIANCE

~~The Director shall publish annually, in the largest daily newspaper, in the City of Columbus, a list of those persons who are deemed to be in significant noncompliance, as defined in any provisions of this chapter during the period since the previous publication. The publication shall summarize the enforcement actions taken against significant noncompliance during the reporting period, and shall include any violations uncorrected for forty-five (45) days after notification of noncompliance, or any violation which exhibits a pattern of noncompliance over the reporting period, or any violations which involve failure to accurately report noncompliance.~~

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~~The publication may include other information not required hereunder. (Ord. 2706-90.)~~

1145.86 PUBLIC NUISANCE

~~Any violation of the provisions of this chapter is hereby declared a public nuisance and may be corrected or abated by the Director or his designee. Any person(s) creating a public nuisance shall be subject to the provisions of the City Code governing such nuisances, including reimbursing the City for any costs incurred in removing, abating, or remedying such nuisances. (Ord. 2706-90.)~~

1145.87 CONTRACTOR LISTINGS

~~Any person who has not achieved consistent compliance with applicable pretreatment standards and requirements of this chapter may have eligibility to receive contractual awards for the sale of goods and services to the City of Columbus, Ohio, revoked by order of the Director. (Ord. 2706-90.)~~

1145.88 FEDERAL OR STATE ENFORCEMENT

~~In addition to other remedies for enforcement provided herein, the Director may petition the Ohio EPA or the USEPA, as appropriate, to exercise such methods or remedies as shall be available to such governmental entities to seek criminal or civil penalties, injunction relief, or other such remedies as may be provided by applicable federal or State laws to insure compliance by any person with applicable Categorical Pretreatment Standards, to prevent the introduction of toxic pollutants or other regulated pollutants into the sewer system, or to prevent such other water pollution as may be regulated by State or federal law. (Ord. 2706-90.)~~

1145.89 ADMINISTRATIVE FINES

~~(A) The Director may assess, on a strict liability basis, except where this chapter expressly provides for an affirmative defense, administrative fines not to exceed one thousand dollars (\$1,000) per violation against any person who violates any provision of this chapter, or regulation, permit, license, or other promulgation pursuant to this chapter. Each day, or portion thereof, when a violation occurs, shall be considered a separate violation.~~

~~(B) In determining the amount of an administrative fine, the Director shall consider the magnitude and severity of the violation, history of past violations or compliance, economic advantage accrued by the violator due to the violation or noncompliance, and affirmative actions taken by the violator to comply with the provisions of this chapter and regulations, permit, license, or other promulgations pursuant to this chapter. The Director may promulgate regulations establishing minimum administrative fines for violation of specific sections of this chapter, or regulations promulgated pursuant to this chapter.~~

~~(C) Any administrative fines assessed by the Director against a person may be added to the person's sewer service charge, and the Director shall have such collection remedies as provided to collect other service charges.~~

~~(D) Any person assessed an administrative fine pursuant to this section may appeal the action of the Director as provided for in Section 1145.82 of this chapter. (Ord. 2706-90.)~~

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~~1145.90--1145.99 JUDICIAL REMEDIES~~

~~1145.90 LEGAL ACTION~~

~~Whenever the Director finds that any person has violated the provisions or intent of this chapter, the Director may seek from a court of competent jurisdiction, injunctive relief against said person. The Director may seek other civil action to collect any administrative fines, and to seek civil penalties and damages provided for by this chapter. The Director may refer any violation of this chapter to the City Prosecutor for criminal prosecution. (Ord. 2706-90.)~~

~~1145.91 CIVIL PENALTY~~

~~Any person who negligently violates, or continues to negligently violate any provision of this chapter shall pay a civil penalty of not more than twenty five thousand dollars (\$25,000) for each violation. Each day or portion thereof during which such a violation occurs shall be considered a separate violation. (Ord. 2706-90.)~~

~~1145.99 CRIMINAL PENALTY~~

~~Any person who recklessly violates, or continues to recklessly violate any provision of this chapter shall be deemed guilty of a misdemeanor of the first degree and fined an amount not to exceed five thousand dollars (\$5,000) or imprisonment for not more than six (6) months or by both. Each day, or portion thereof, when a violation occurs, shall be considered a separate offense. Upon the second or subsequent conviction for any violation of this chapter, the offender shall be fined an amount of not less than one thousand dollars (\$1,000), and not to exceed five thousand dollars (\$5,000) in addition to any imprisonment provided under this section. (Ord. 2706-90.)~~

Section 2. That the existing Chapter 1145 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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Chapter 1145 SEWER USE REGULATIONS

Section 1. That Chapter 1145 of the Columbus City Codes, 1959, is hereby amended to read as follows:

Chapter 1145 Regulation of Sewer Use

1145.00 – 1145.09 GENERAL PROVISIONS

1145.01 Purpose and Objectives

The purpose of Chapter 1145 of the Columbus City Code is to set forth requirements for discharges into the sanitary and storm sewer system, to protect the public health and to enable the Director to administer and enforce Chapter 1145, including the adoption of regulations in conformity with all applicable Local, State and Federal Laws. The provisions of Chapter 1145 shall be applicable to all premises within the City of Columbus. The provisions of Chapter 1145 shall also be applicable to premises outside the City of Columbus which are tributary to the City sanitary and storm sewer system, where the political subdivision in which the premises are located has by contract with the City of Columbus specifically agreed that the provisions of Columbus City Code 1145 will be applicable within that political subdivision and where the political subdivision has adopted the provisions of Columbus City Code Chapter 1145 as a regulation of that political subdivision.

The objectives of this Chapter are:

- (A) To prevent the introduction of pollutants into the sewer system which will pass through the Publicly Owned Treatment Works (POTW) treatment plants, or otherwise be incompatible with treatment processes.
- (B) To improve opportunities to recycle and reclaim Columbus treated wastewaters and sludges.
- (C) To prevent adverse affects to the water quality of receiving waters, prevent damage to the environment, and prevent violation of any Federal or State Discharge Permit issued to the City.
- (D) To protect both POTW personnel and the general public.

1145.02 Definitions

Whenever used in this Chapter 1145, the meaning of the following words and terms shall be as defined in this section:

1145.02.001 Amalgam or mercury amalgam: Any of various alloys of mercury with other metals, especially an alloy of mercury and silver used in dental fillings.

1145.02.002 Approved laboratory procedures: the measurements, tests, and analyses of characteristics of water and wastes in accordance with analytical Federal guidelines as established in Title 40, Code of Federal Regulations (CFR) Part 136; or when none exists, as required by, or approved by, the regional Administrator of the United States Environmental Protection Agency; or when none exists, by the State of Ohio, or the Director.

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- 1145.02.003 Authorized or duly authorized representative of the user:
- (A) If the user is a corporation:
 - (1) The president, secretary, treasurer, or a vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation; or
 - (2) The manager of one or more manufacturing, production, or operating facilities, provided the manager is authorized to make management decisions that govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiate and direct other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; can ensure that the necessary systems are established or actions taken to gather complete and accurate information for individual wastewater discharge permit requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
 - (B) If the user is a partnership or sole proprietorship: a general partner or proprietor, respectively.
 - (C) If the user is a federal, state, or local governmental facility: a director or highest official appointed or designated to oversee the operation and performance of the activities of the government facility, or their designee.
 - (D) The individuals described in paragraphs A through C, above, may designate a duly authorized representative if the authorization is in writing, the authorization specifies the individual or position responsible for the overall operation of the facility from which the discharge originates or having overall responsibility for environmental matters for the company, and the written authorization is submitted to the City of Columbus.
- 1145.02.004 Best management practices (BMPs): schedules of activities, prohibitions of practices, maintenance procedures, and other management practices to implement the prohibitions listed in rule 3745-3-04 of the Ohio Administrative Code. BMPs also include treatment requirements, operating procedures, and practices to control plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw materials storage.
- 1145.02.005 Biodegradable: any material capable of being decomposed by biological agents especially bacteria and is easily broken down by biologic processes to nontoxic substances that exert an acceptable oxygen demand or nondeleterious effect on the receiving environment.

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- 1145.02.006 BOD or Biochemical oxygen demand: the quantity of oxygen utilized in the biochemical oxidation of organic and inorganic matter in five (5) days at 20 degrees C in accordance with an approved test procedure.
- 1145.02.007 Bypass: the intentional diversion of wastestreams from any portion of a User's treatment facility.
- 1145.02.008 Categorical industrial user: An Industrial User subject to a categorical Pretreatment Standard or categorical Standard.
- 1145.02.009 Categorical pretreatment standard: any regulation containing pollutant discharge limits enacted by USEPA in accordance with section 307 (b) and (c) of the Clean Water Act (33 U.S.C. Section 1317(b) and (c)) which applies to Industrial Users. This term includes prohibitive discharge limits established pursuant to 40 CFR Part 403. Centralized waste treatment facility: means a facility that treats or recovers hazardous or non-hazardous industrial metal-bearing waste, oily waste, and organic-bearing waste from off-site.
- 1145.02.010 CFR: Code of Federal Regulations.
- 1145.02.011 City: the City of Columbus, Ohio.
- 1145.02.012 City of Columbus Construction and Material Specifications: a manual compiled by the Department of Public Service, which outlines specifications for construction of public works for the City of Columbus.
- 1145.02.013 Clean Water Act or CWA: Federal Water Pollution Control Act, also known as the Clean Water Act, as amended 33 U.S.C. Sec. 1251 et seq., 86 Statutes 816, Public Law 92-500.
- 1145.02.014 COD or Chemical oxygen demand: a quantitative measure of the oxygen equivalent of the organic matter present in a sample that is susceptible to oxidation by a strong chemical oxidant in accordance with an approved test procedure.
- 1145.02.015 Combined sewer: a sewer, which was designed to carry sanitary wastewater and stormwater to the POTW or waters of the state.
- 1145.02.016 Combined wastewater: wastewater including any combination of sanitary wastewater and stormwater carried to the POTW treatment plants by a sewer.
- 1145.02.017 Composite sample: a combination of individual samples representative of water or wastewater taken at preselected intervals to minimize the effect of the variability of the individual sample. Composite samples may be collected as either;
- (A) Flow proportional composite samples - collected either as a constant sample volume at time intervals proportional to stream flow, or collected by increasing the volume of each sample as the flow increases while maintaining a constant time interval between the samples.

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(B) Time proportional composite samples - composed of discrete samples collected in one container at constant time intervals providing representative samples irrespective of flow.

- 1145.02.018 Cooling water: water used for contact and noncontact cooling, including, but not limited to, water used for equipment cooling, evaporative cooling tower makeup, or reduction of effluent heat content.
- 1145.02.019 Daily maximum: The arithmetic average of all effluent samples for a pollutant collected during a calendar day.
- 1145.02.020 Daily maximum limit: The maximum allowable discharge limit of a pollutant during a calendar day. Where daily maximum limits are expressed in units of mass, the daily discharge is the total mass discharged over the course of the day. Where daily maximum limits are expressed in terms of concentration, the daily discharge is the arithmetic average measurement of the pollutant concentration derived from all measurements taken that day.
- 1145.02.021 Day: calendar day.
- 1145.02.022 Decontamination wastewater: Wastewater generated during the process of neutralizing contaminants that have accumulated on personnel or equipment due to a nuclear, biological or chemical emergency.
- 1145.02.023 Deleterious substance: any material which may be harmful to the POTW, the POTW treatment plant processes, the health and safety of POTW Workers, and the POTW effluents or residual products.
- 1145.02.024 Department: the Department of Public Utilities, City of Columbus, Ohio.
- 1145.02.025 Director: the Director of the Department of Public Utilities, City of Columbus, or designee.
- 1145.02.026 Discharge: the introduction of liquids or wastes into the sewer system.
- 1145.02.027 DOSD: Division of Sewerage and Drainage.
- 1145.02.028 Domestic origin waste: waste materials that originate solely from domestic wastewater which are removed from sewage disposal systems such as septic tanks, aeration systems, portable toilets, and sewage holding tanks.
- 1145.02.029 Domestic Wastewater: wastewater derived solely from household sources, business buildings, and institutions, exclusive of any industrial wastewater.
- 1145.02.030 Existing source: Any source of discharge that is not a "new source".
- 1145.02.031 Extra-strength: any discharge to the POTW that has strength characteristics, which exceed 250 mg/l of BOD⁵, 450 mg/l of COD, 300 mg/l of Total Suspended Solids (TSS), and 40 mg/l of Total Kjeldahl Nitrogen (TKN).

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- 1145.02.032 Foundation Drain: An exterior drainage system that allows water to flow away from the lowest portion of a structure, typically a basement, without using pumps or electricity.
- 1145.02.033 Fats, oils and grease or FOG: a semi-solid, viscous liquid organic polar compound derived from petroleum, animal or plant sources that contain multiple carbon chain triglyceride molecules. These substances are detectable and measurable using analytical test procedures established in 40 Code of Federal Regulations (CFR) Part 136, as may be amended.
- 1145.02.034 Flammable: any substance that has a flashpoint of less than or equal to one hundred forty (140) degrees Fahrenheit.
- 1145.02.035 FSE or Food service establishment: a commercial facility engaged in preparing or serving food for consumption by the public, such as but not limited to: restaurant, commercial kitchen, cafeterias, nightclubs, delicatessen, meat cutting-preparation, bakeries, bagel shops, grocery stores, caterer, hotel, school, hospital, correctional facility or care institution.
- 1145.02.036 Grab sample: a sample that is taken from a waste stream without regard to the flow in the waste stream and over a period of time not to exceed fifteen (15) minutes.
- 1145.02.037 Grease interceptor: a tank that serves one or more fixtures and is remotely located. Such grease interceptors include, but are not limited to, tanks that capture wastewater from dishwashers, garbage grinders, floor drains, pot and pan sinks and trenches. A grease interceptor is an outside, underground, tank that reduces the amount of FOG in wastewater prior to discharging into the POTW.
- 1145.02.038 Grease trap: a small indoor device designed to retain grease.
- 1145.02.039 Hazardous waste: a waste, as defined by Ohio Administrative Code Rule 3745-51-03
- 1145.02.040 Household sources: any source of wastewater limited to sanitary wastes from single and multiple family residences, hotels, motels, crew quarters, camp grounds, picnic grounds, or day use recreation areas. Household sources shall not include any industrial or commercial process wastewater.
- 1145.02.041 Illicit discharge: discharge of any pollutant to the stormwater drainage system that occurs or may occur unless the discharge is authorized under a discharge permit issued by the Ohio EPA.
- 1145.02.042 Incompatible: any wastewater or other substance that is deleterious or which degrades the quality of the POTW effluent or its sludges and residual products.
- 1145.02.043 Indirect discharge or Discharge: The introduction of pollutants into the POTW from any nondomestic source.

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- 1145.02.044 Industrial cost recovery: the system for recovery of the industrial portion of the United States Environmental Protection Agency Project Grant Funds, as required by CFR Title 40 or subsequent revisions.
- 1145.02.045 Industrial user or IU: any User who discharges, or permits the discharge of Industrial Wastewater to the City's POTW.
- 1145.02.046 Industrial wastewater: any combination of liquid and water-carried wastes, discharged from any industrial or commercial establishment, and resulting from any trade or process carried on in that establishment, including the wastewater from pretreatment facilities and polluted cooling water. Any wastewater from nondomestic sources.
- 1145.02.047 Instantaneous limit: The maximum concentration of a pollutant allowed to be discharged at any time, determined from the analysis of any discrete or composited sample collected, independent of the industrial flow rate and the duration of the sampling event.
- 1145.02.048 Interference: a discharge which, alone or in conjunction with the discharge or discharges from other sources, either:
- (A) Inhibits or disrupts the POTW, its treatment processes or operations, or its sludge processes, use or disposal.
 - (B) Is a cause of a violation of any requirement of the POTW's NPDES Permit (including an increase in the magnitude or duration of a violation) or of the prevention of sewage sludge use or disposal in compliance with state and federal statutory provisions and regulations or permits issued thereunder.
- 1145.02.049 Local Limit: Specific discharge limits developed and enforced by the City of Columbus upon industrial or commercial facilities or Users to implement the general and specific discharge prohibitions pursuant to Section 1145.23 of this Chapter.
- 1145.02.050 Medical waste: Isolation wastes, infectious agents, human blood and blood products, pathological wastes, hypodermic needles, disposable scalpels, and other sharp implements used in medical care, body parts, contaminated bedding, surgical wastes, potentially contaminated laboratory wastes, and dialysis wastes.
- 1145.02.051 Monthly average: the sum of all "daily discharges" measured during a calendar month by dividing by the number of "daily discharges" measured during that month.
- 1145.02.052 Monthly average limit: The highest allowable average of "daily discharges" over a calendar month, calculated as the sum of all "daily discharges" measured during a calendar month divided by the number of "daily discharges" measured during that month.
- 1145.02.053 mg/l: milligrams per liter.

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- 1145.02.054 Monitoring facility: a site accessible to the City for the collection of samples, flow data, or other parameters representative of the User's discharge to the POTW.
- 1145.02.055 MS4: an acronym for "Municipal Separate Storm Sewer System " and is used to refer to either a Large or Medium municipally-owned separate storm conveyance system.
- 1145.02.056 Natural outlet: any outlet for discharge of stormwater into a watercourse, pond, ditch, lake, or other body of surface water.
- 1145.02.057 New source:
- (A) any building, structure, facility or installation from which there is, or may be, a discharge of pollutants, the construction of which commenced after the publication of proposed Categorical Pretreatment Standards under Section 307(c) of the Clean Water Act (33 U.S.C. section 1317(c)) which will be applicable to such source, if such standards are thereafter enacted in accordance with that Section, provided that:
 - (1) The building, structure, facility or installation is constructed at a site which no other source is located; or
 - (2) The building, structure, facility or installation totally replaces the process or production equipment that causes the discharge of pollutants at an existing source; or
 - (3) The production or wastewater generating processes of the building, structure, facility or installation are substantially independent of an existing source at the same site. In determining whether the above criteria are substantially independent, factors such as the extent to which the new facility is integrated with the existing plant, and the extent to which the new facility is engaged in the same general type of activity as the Existing Source, shall be considered.
 - (B) Construction on a site at which an existing source is located results in a modification rather than a new source if the construction does not create a new building structure, facility, or installation meeting the criteria of Section (A) (2) or (3) above but otherwise alters, replaces, or adds to existing process or production equipment.
 - (C) Construction of a new source as defined under this paragraph has commenced if the owner or operator has:
 - (1) Begun, or caused to begin, as part of a continuous onsite construction program
 - (a) Any placement, assembly, or installation of facilities or equipment; or

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(b) Significant site preparation work including clearing, excavation, or removal of existing buildings, structures, or facilities which is necessary for the placement, assembly, or installation of new source facilities or equipment; or

(2) Entered into a binding contractual obligation for the purchase of facilities or equipment which are intended to be used in its operation within a reasonable time. Options to purchase or contracts which can be terminated or modified without substantial loss, and contracts for feasibility, engineering, and design studies do not constitute a contractual obligation under this paragraph.

- 1145.02.058 Noncompliance: any violation of this Chapter.
- 1145.02.059 Nondomestic user: any User, which discharges wastewater other than from household sources.
- 1145.02.060 NPDES: National Pollutant Discharge Elimination System.
- 1145.02.061 NPDES permit: a permit issued to the City pursuant to Section 402 of the Clean Water Act.
- 1145.02.062 Oil: any vegetable, mineral, animal, or synthetic substance which are generally slippery, combustible, viscous, liquid or liquefiable, soluble in various organic solvents or water.
- 1145.02.063 Operator: the person responsible for the overall operation of a facility.
- 1145.02.064 ORC: Ohio Revised Code.
- 1145.02.065 Organic: any compound containing carbon in any form other than carbonate.
- 1145.02.066 Owner: the person who owns a facility, or any part of a facility.
- 1145.02.067 Pass-through: a discharge which exits the POTW into the waters of the United States in quantities or concentrations which, alone, or in conjunction with a discharge or discharges from other sources, is a cause of a violation of any requirement of the POTW's NPDES Permit (including an increase in the magnitude or duration of a violation).
- 1145.02.068 Person: Any individual, partnership, copartnership, firm, company, corporation, association, joint stock company, trust, estate, government entity, or any other legal entity; or their legal representatives, agents or assigns. This definition includes all Federal, State, and local governmental entities.
- 1145.02.069 pH: the logarithm (to the base 10) of the reciprocal of the hydrogen ion concentration of a solution expressed in gram atoms per liter of solution.
- 1145.02.070 Pollution: the man-made or man-induced alteration of the chemical, physical, biological, or radiological integrity of water.

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- 1145.02.071 POTW or Publicly Owned Treatment Works: a treatment works owned by the City of Columbus as defined by Section 212 of the Clean Water Act (33 U.S.C section 1292). This definition includes any devices and systems used in the collection, storage, treatment, recycling and reclamation of sewage or industrial wastes of a liquid nature, including sewers, pipes and other conveyances that convey wastewater to a POTW Treatment Plant.
- 1145.02.072 POTW treatment plant: that portion of the POTW which is designed to provide treatment (including recycling and reclamation) of municipal sewage and industrial waste.
- 1145.02.073 Pretreatment: the reduction of the amount of pollutants, the elimination of pollutants, or the alteration of the nature of pollutant properties in wastewater to a less harmful state prior to, or in lieu of, discharging such pollutants into a POTW. This reduction or alteration can be obtained by physical, chemical, or biological processes; by process changes; or by other means, except by diluting the concentration of the pollutants unless allowed by an applicable Pretreatment Standard.
- 1145.02.074 Pretreatment requirements: Any substantive or procedural requirement related to pretreatment imposed on a User, other than a Pretreatment Standard.
- 1145.02.075 Pretreatment standards or Standards: shall include prohibited discharge standards, categorical Pretreatment Standards, and Local Limits as defined herein.
- 1145.02.076 Prohibited discharge standards or prohibited discharges: Absolute prohibitions against the discharge of certain substances; these prohibitions appear in Section 1145.20 through 1145.29 of this Chapter, as well as, Regulations adopted by the Director.
- 1145.02.077 Public sewer: any sewer owned by the City, suburb, or entity contracting with the City, including storm, sanitary, or combined sewers.
- 1145.02.078 Radioactive: the property of a material providing spontaneous decay or disintegration of an unstable, atomic nucleus, accompanied by the emission of radiation.
- 1145.02.079 RCRA or Resource Conservation and Recovery Act: the Solid Waste Disposal Act (SWDA), as amended by the Resource Conservation and Recovery Act of 1976 and amendments to the Act, 42 U.S.C. Sec. 6901 et seq.
- 1145.02.080 Surface Runoff: the flow of water, from rain, snowmelt, or other sources, over land.
- 1145.02.081 SDWA: Safe Drinking Water Act, as amended, 42 U.S.C. Sec. 300f et seq.
- 1145.02.082 Sanitary sewer: a sewer which by design is intended to carry sanitary wastewater or industrial wastes into which storm, surface and ground waters are not intentionally admitted.

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- 1145.02.083 Sanitary wastewater: the combination of liquid and water-carried wastes discharged from toilet and other sanitary plumbing facilities of dwellings, office buildings, industrial plants or institutions.
- 1145.02.084 Septic tank waste: Any sewage from holding tanks such as vessels, chemical toilets, campers, trailers, and septic tanks.
- 1145.02.085 Sewage: Human excrement and gray water (household showers, dishwashing operations, etc.).
- 1145.02.086 Sewer collection system, sewer system or collection system: all of the facilities required to transport stormwater, sanitary wastewater or combined wastewater from the source to the POTW treatment plant or waters of the state.
- 1145.02.087 Sewer service charge: the total monetary amount billable to a User for the provision of wastewater treatment and related activities.
- 1145.02.088 Significant industrial user or SIU:
- Except as provided in paragraphs (C) and (D) of this Section, a significant industrial user is:
- (A) An industrial user subject to categorical pretreatment standards; or
- (B) An industrial user that:
- (1) Discharges an average of twenty-five thousand (25,000) gallons per day (gpd) or more of process wastewater to the POTW (excluding sanitary, noncontact cooling and boiler blowdown wastewater);
 - (2) Contributes a process wastestream which makes up five (5) percent or more of the average dry weather hydraulic or organic capacity of the POTW treatment plant; or
 - (3) Is designated as such by the City of Columbus on the basis that it has a reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or requirement.

Non-Significant Categorical Industrial User

- (C) The City of Columbus may determine that an industrial user subject to categorical Pretreatment Standards is a non-significant categorical industrial user on a finding that the Industrial user never discharges more than 100 gpd of total categorical wastewater (excluding sanitary, non-contact cooling and boiler blowdown wastewater, unless specifically included in the categorical Pretreatment Standard) and the following conditions are met:
- (1) The industrial user, prior to the City of Columbus' finding, has consistently complied with all applicable categorical pretreatment standards and requirements;

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- (2) The industrial user annually submits the certification statement required in Section 1145.59(B), together with any additional information necessary to support the certification statement; and
 - (3) The industrial user never discharges any untreated concentrated wastewater.
 - (4) The industrial user is not located upstream of a combined sewer overflow or a sanitary sewer overflow, unless the following conditions are met:
 - (a) The industrial user does not discharge wastewater regulated by categorical pretreatment standards at any time; or
 - (b) The industrial user has not been in significant noncompliance, as defined in OAC 3745-3-03 (C) (2) (h) for any time in the past two years.
- (D) Upon a finding that a User meeting the criteria in Subsection (B) under the definition of significant industrial user has no reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or Requirement, the City of Columbus may at any time, on its own initiative or in response to a petition received from an industrial user, and in accordance with procedures in 40 CFR 403.8(f)(6), determine that such user should not be considered a significant industrial user.

- 1145.02.089 Slug Load or Slug Discharge: Any discharge at a flow rate or concentration, which could cause a violation of the prohibited discharge standards in Section 1145.20 through 1145.29 of this Chapter, as well as, regulations adopted by the Director. A Slug discharge is any discharge of a non-routine, episodic nature, including but not limited to an accidental spill or a non-customary batch Discharge, which has the reasonable potential to cause Interference or pass through, or in any other way violate the POTW's regulations, local limits or permit conditions.
- 1145.02.090 Standard: any limit or prohibition on discharges as provided for by this Chapter.
- 1145.02.091 SIC or Standard industrial classification: a classification pursuant to the most current edition of the Federal Standard Industrial Classification Manual and North American Industrial Classification System, as published by the Executive Office of the President, Office of Management and Budget.
- 1145.02.092 Standard methods: Standard Methods for the Examination of Water and Wastewater as published by the American Public Health Association, the American Water Works Association, and the Water Environment Federation. References are to the current edition unless otherwise indicated.
- 1145.02.093 Standard strength: wastewater of strength equivalent to domestic wastewater, i.e. having BOD⁵ of 250 mg/l or less; COD of 450 mg/l or less; TSS of 300 mg/l or less; and TKN of 40 mg/l or less.
- 1145.02.094 S.U.: standard units.

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- 1145.02.095 State: state of Ohio.
- 1145.02.096 Storm water: Any flow occurring during or following any form of natural precipitation, and resulting from such precipitation, including snowmelt.
- 1145.02.097 Storm Water Pollution Prevention Plan (SWP3) or (SWPPP): the plan required by the Ohio EPA for compliance with its General or Individual NPDES permit.
- 1145.02.098 Storm sewer: unless otherwise indicated, refers to a municipal separate storm sewer.
- 1145.02.099 Stream: a surface watercourse having a channel with a well defined bed and bank, either natural or artificial, which confines and conducts continuous or periodic flowing water.
- 1145.02.0100 Total dissolved solids (TDS): the sum of all dissolved solids (volatile and non-volatile) in water or wastewater.
- 1145.02.0101 Total Kjeldahl Nitrogen (TKN): is the sum of nitrate (NO₃), nitrite (NO₂), organic nitrogen and ammonia (all expressed as N). Note: for laboratory analysis purposes, Total Kjeldahl Nitrogen (TKN) is a test performed that is made up of both organic nitrogen and ammonia.
- 1145.02.0102 Total non-filterable residue (TNFR): same as Total Suspended Solids (TSS).
- 1145.02.0103 Total Organic Carbon (TOC): the measure of the concentration of covalently bonded carbon, which is combustible to carbon dioxide. It is not to be confused with elemental carbon, dissolved carbon dioxide, inorganic carbonates or bicarbonates.
- 1145.02.0104 Total silver process wastewater: the sum of all aqueous solutions used in silver imaging processes, including photography film developers, fixers, bleach-fix, stabilizers, low flow washes, rinse waters, other washes and all similar solutions.
- 1145.02.0105 Total Suspended Solids (TSS): the total suspended matter that either floats on the surface of, or is in suspension within, water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed by Standard Methods (same as TNFR).
- 1145.02.0106 Toxic: any pollutant, or combination of pollutants, listed as toxic in regulations enacted by the Administrator of the USEPA, or under the provision of the Clean Water Act, Section 307(a) (33 U.S.C. section 1317(a)) or other Acts.
- 1145.02.0107 Trucked waste disposal site or TWDS: the location(s) designated by the Director for receiving trucked wastes into the POTW.
- 1145.02.0108 Trucked wastes: any materials, usually liquid, such as, but not limited to, wastes from septic tanks, aeration systems, portable toilets, sewerage holding

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tanks, and industrial processes which are collected at the source by tank truck for disposal elsewhere.

- 1145.02.0109 ug/l: micrograms per liter.
- 1145.02.0110 USC: United States Code.
- 1145.02.0111 USEPA: United States Environmental Protection Agency.
- 1145.02.0112 Used oil: any oil that has been used, and, as a result of such use, contaminated with chemical or physical impurities.
- 1145.02.0113 User: any person who contributes, causes, or permits the contribution of wastewater or stormwater into the city's sewer system or POTW.
- 1145.02.0114 Wastewater: the combination of the liquid and water-carried wastes and Sewage from residences, commercial buildings, industrial plants and institutions including polluted cooling water, whether treated or untreated.
- 1145.02.0115 Waters of the state: all streams, lakes, ponds, marshes, watercourses, waterways, wells, springs, irrigation systems, drainage systems, and other bodies or accumulations of water, surface and underground, natural or artificial, regardless of the depth of the strata in which underground water is located, that are situated wholly or partly within, or border upon this state, or are within its jurisdiction, except those private waters that do not combine or effect a junction with natural surface or underground waters.

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1145.03 Sewer Service Agreements

All agreements for sewer services between the City and any other political subdivision shall require the contracting political subdivision to adopt this Chapter and amendments to this Chapter as a local rule, regulation or ordinance of that political subdivision.

1145.04 Sewer Design and Construction Specifications

All new sewers, appurtenances and connections to the sanitary or storm conveyance systems or to the treatment works must be properly designed and constructed in accordance with the City of Columbus Construction and Materials Specifications, Director's regulations including the Stormwater Drainage Manual and Columbus City Codes, Chapters 1131 through 1143 inclusive.

- (A) Whenever required by the Division of Sewerage and Drainage, the User of any property serviced by a sewer carrying nonresidential wastewater shall install separators, as necessary, for the proper handling of liquid wastes containing grease, sand, oil or any other materials that may violate the provisions of this chapter. The design of any required separator shall be submitted for review and approval by the Director prior to installation.
- (B) Whenever a plumbing permit and grease separation is required, the applicant shall install grease interceptor(s) immediately outside of the building where there is easy access for cleaning. If the applicant demonstrates that installation of an outside interceptor is impractical to the satisfaction of the City, installation of inside grease trap(s) shall conform to all applicable regulations.

1145.05 Connection to Sewer

The owner of any house, building, or property which is used for human occupancy, employment, recreation, or other purposes, and abutting on any street, alley, right-of-way, or easement in which there is sewer service available, is required, at the owner's expense, to install suitable toilet facilities therein, and to connect such facilities by means of a building sewer (lateral) directly to the wastewater sewer. The owner is responsible for the maintenance of the building sewer (lateral) to the point of connection with the publicly owned wastewater sewer. This section shall not apply to any User served by a privately constructed, owned, operated and maintained wastewater sewer and wastewater treatment facility which discharges directly to a natural outlet in accordance with the provisions of this Chapter and/or applicable State, Federal or Local Laws, where sewer service is not available. The Director shall promulgate regulations establishing when sewer service is deemed available.

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1145.06 Department Property

No person shall break, damage, destroy, deface, cover or tamper with any property of the Department including, but not limited to the POTW treatment works or appurtenant devices and structures such as buildings, sewers, manhole lids, treatment equipment, sampling equipment, flow monitoring equipment, signage, vehicles, or any other equipment, device, or property owned by the Department or which is under the Director's management.

1145.07 Amendments

Amendments to this chapter may be made to assure compliance with all applicable local, state or federal laws and regulations and for other reasons as necessary. Any changes or additions to this chapter shall not be in conflict with the general law and shall be made by ordinances enacted by the Columbus City Council.

1145.08 Severability

In the event that any Section or provision of this Ordinance is declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of any of the remaining provisions of this Chapter.

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1145.10 – 1145.19 ADMINISTRATION

1145.10 Powers of the Director

The Director shall administer, implement and enforce the provisions of this chapter.

1145.11 Regulations

The Director may adopt regulations and best management practices (BMPs) as necessary to administer and enforce the provisions of this chapter. Regulations and BMPs enacted, pursuant to this chapter by the Director, shall be published in the City Bulletin with copies of the regulations and BMPs made available for public review at the Director's office and other locations which may be designated by the Director. No person shall violate any regulation adopted by the Director pursuant to this chapter. No person shall violate any BMP made a condition of a permit or license or enforceable by rule of the Director.

1145.12 Permits/Licenses

The Director may issue permits or licenses to users as provided by this chapter and regulations adopted pursuant to this chapter. No person shall violate any condition, term or provision of a permit or license issued by the Director. Upon due notification, and for just cause, the Director has the right to revoke any permit or license issued under this chapter. Any person holding a permit or license, which is revoked or suspended by the Director, may request a hearing to appeal the revocation.

(A) Such permits and licenses shall include but not be limited to:

- (1) Industrial wastewater discharge permits.
- (2) Trucked waste discharge permits.
- (3) Underground storage tank area groundwater clean-up discharge permits.
- (4) Trucked waste operator's license.
- (5) General groundwater remediation permits.
- (6) Stormwater permits.

(B) The Director may adopt regulations establishing permit and license fees as determined necessary for the purposes of this Chapter.

(C) Performance bond. The Director may decline to issue a permit to any user who has failed to comply with the provisions of this chapter, until such user first files with the Director a satisfactory bond, payable to the Division of Sewerage and Drainage, in a sum not less than a value to be determined by the Director to be necessary to achieve consistent compliance.

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- (D) Liability Insurance. The Director may decline to issue a permit to any user who has failed to comply with the provisions of this chapter, until the user first submits proof of financial assurances sufficient to restore or repair damage to the sewerage system caused by the user's discharge.
- (E) No non-domestic user shall discharge any wastewater or other material to the City POTW without an applicable discharge permit. No person shall discharge any liquid or other material to any storm sewer without express permission and a permit from the Director, and any applicable federal or state permit.
- (F) The Director may exempt certain users or classes of users from the requirement for a discharge permit.

1145.13 Permit Transfer

Each industrial user permit is issued to a specific user for a specific operation for a specified time. Any assignment, transfer or sale of an industrial user permit is prohibited and is a violation of this chapter unless prior approval is obtained in writing from the Director.

Industrial wastewater discharge permits may be transferred to a new owner or operator only if the permittee gives at least ninety (90) days advance notice to the Director and the Director approves of the individual wastewater discharge permit transfer. The notice to the Director must include a written certification by the new owner or operator which:

- (A) States that the new owner and/or operator has no immediate intent to change the facility's operations and processes;
- (B) Identifies the specific date on which the transfer is to occur, and
- (C) Acknowledges full responsibility for complying with the existing individual wastewater discharge permit.

The new owner or operator must provide documentation showing the transfer of permit ownership and must agree to comply with all terms and conditions of the permit and provide other information as deemed necessary by the Director. Any fines, fees, remedial action plans, or other enforcement actions assigned to the existing water/sewer account or industrial wastewater discharge permit shall be enforceable against the new owner of the permit.

1145.14 Limitation of Connections

When it is found that sufficient capacity is not available in all facilities to handle additional connections to the sewer system, the Director may limit or prohibit the addition of new connections.

1145.15 Informant Rewards

The Director is authorized to pay up to five hundred dollars (\$500.00) for information leading to the discovery of noncompliance by any User that leads to an administrative fine or civil or criminal penalty. This reward shall not be available to employees or agents of the City.

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1145.20 – 1145.29 STANDARDS OF DISCHARGE

1145.20 Prohibited Discharges

- (A) General prohibitions. No person shall discharge, or cause to be discharged, directly or indirectly, any substance which causes an interference or pass-through of the POTW, or which disrupts or inhibits the POTW, its treatment processes, operations, or its sludge processes, use, or disposal. These prohibitions apply to all users of the POTW whether or not they are subject to categorical pretreatment standards or any other federal, state, or local pretreatment standards or requirements.
- (B) Specific prohibitions. No person shall discharge, or cause to be discharged, directly or indirectly, any substance which constitutes a slug discharge. No user shall discharge or cause to be discharged, directly or indirectly, any of the following described substances into the sewer system:
- (1) Any solid or viscous substance capable of causing obstruction of the flow in the sewer system, POTW, or other interference with the proper operation of the POTW, for example, but not limited to: construction materials, ashes, cinders, sand, mud, yard waste, straw, shavings, metal, glass, rags, feathers, tar, wood, plastic, fur, wax or fats, oils and grease.
 - (a) Food service establishments (FSEs) and other users as determined by the Director shall prepare a written Fats, Oils and Grease Best Management Plan (FOG BMP). The FOG BMP shall be designed to minimize the amount of FOG waste discharged to the sanitary sewers. The FOG BMP shall list grease sources, and identify handling/cleaning practices that will minimize fats, oils and grease discharges. The FOG BMP shall also list standard operating procedures to minimize fats, oils and grease discharges or buildups in sewer lines.
 - (i) The FOG BMP shall specify the necessary inspection, cleaning frequency, and record keeping for maintaining any grease traps or interceptors located on site. The FOG BMP shall include the manufacturer's recommendations or instructions for operation and maintenance of the grease traps or interceptors or both. If recommendations or instructions from the manufacturer are not available, the user shall develop operation and maintenance procedures based on best professional judgment.
 - (b) The FOG BMP shall be signed and dated by a responsible company official.
 - (c) The user shall follow its FOG BMP.
 - (d) If requested, the user shall make its FOG BMP and all relevant supporting documents available to an inspector from the City of Columbus, Division of Sewerage and Drainage (DOSD) or the appropriate Health Department with jurisdiction over the user. If requested, the user shall provide a copy of its BMP to DOSD. If DOSD requests changes or modifications to the FOG BMP, the changes shall be made by the User within the time period specified by DOSD and shall submit the revised FOG BMP for approval.

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- (e) The user shall maintain all inspection records and interceptor cleaning logs for a period of three years.
- (2) Any flammable or explosive substances, such as gasoline, kerosene, benzene, naphtha, or other substances having a flash point equal to or less than one hundred forty (140) degrees Fahrenheit (60 degrees C) using test methods specified in 40 CFR 261.21.
- (3) Any discharge that will cause the sewage temperature in the public sewer to be above one hundred twenty (120) degrees Fahrenheit (49° C) after mixing with other flow in the public sewer at the nearest accessible point downstream from the User, or above one hundred four (104) degrees Fahrenheit (40° C) at the influent to the POTW treatment facility, or above one hundred sixty (160) degrees Fahrenheit (71° C) in the User's sewer at the nearest accessible point upstream from confluence with the public sewer system.
- (4) Any discharge having corrosive properties capable of: causing damage or a hazard to the sewer system or POTW, endangering the health and safety of department employees, impeding the use or disposal of residual sludges or causing damage to the receiving water or the environment.
- (5) Any discharge having a pH below 5.0 S.U. or above 12.5 S.U. at any time.
- (6) Pollutants, including oxygen-demanding pollutants (BOD, etc.), released in a discharge at a flow rate and/or pollutant concentration which, either singly or by interaction with other pollutants, will cause Interference with the POTW.
- (7) Any discharge containing toxic or poisonous substances in sufficient quantities to constitute a hazard to human beings or animals, or to create any hazard in the receiving waters.
- (8) Any discharge which, by itself or in conjunction with others, results in toxic or noxious gases, vapors or fumes as defined in 40 CFR 403 or the USEPA document "Guidance to Protect POTW Workers from Toxic and Reactive Gases and Vapors" within the POTW in a quantity that may cause acute worker health and safety problems.
- (9) Any discharge which contains an objectionable color not removed by the POTW such as, but not limited to, dye wastes and vegetable tanning solutions.
- (10) Any discharge containing radioactive waste except:
 - (a) When the user is authorized to use radioactive materials by the State Department of Health or other governmental agency empowered to regulate the use of radioactive materials; and
 - (b) When the waste is discharged in strict conformity with current regulations of the Ohio Environmental Protection Agency and the Nuclear Regulatory Commission regulations and recommendations for safe disposal; and

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- (c) When the user is in compliance with all rules and regulations of this chapter and all other applicable regulatory agencies; and
- (d) When there is no harmful effect on city personnel, sewer system, sludges, or any receiving waters.
- (11) Any used oil, including but not limited to, petroleum oil, non-biodegradable cutting oil, or products of mineral oil origin.
- (12) Any discharge which exceeds ten (10) percent of the lower explosive limit in the air at any point within the POTW or sewer system.
- (13) Any discharge of hazardous wastes as defined by RCRA, to a sanitary sewer, combined sewer or at a designated trucked waste disposal site.
- (14) Trucked or hauled pollutants, except at discharge points designated by the Director in accordance with Section 1145.70 of this chapter
- (15) Any decontamination wastewater, as defined in Section 1145.02.022 of this chapter, without prior approval of the Director.

1145.21 National Categorical Pretreatment Standards

Users must comply with the categorical pretreatment standards found at 40 CFR Chapter I, Subchapter N, Parts 405 – 471. Compliance by existing sources with categorical pretreatment standards shall be within three (3) years of the date the standard is effective, unless a shorter compliance time is specified in the appropriate subpart of 40 CFR, Chapter I, Subchapter N. New sources shall install, and have in operating condition, and shall "start-up" all pollution control equipment required to meet applicable categorical pretreatment standards before beginning to discharge.

1145.22 Dilution Prohibited as a Substitute For Treatment

Except where expressly authorized to do so by an applicable categorical pretreatment standard or requirement, no user shall ever increase the use of process water, or in any other way attempt to dilute a discharge as a partial or complete substitute for adequate treatment to achieve compliance with a categorical pretreatment standard or requirement, or any other discharge limit specified in this chapter.

1145.23 Specific Pollutant Limits (Local Limits)

The Director shall adopt, revise, or rescind local limits by regulation pursuant to Section 1145.11. All Persons discharging pollutants to wastewater facilities owned by or under the jurisdiction of the City of Columbus shall meet the applicable local limits as established by rule of the Director.

- (A) Maximum composite sample concentration limits shall apply to any representative composite sample, except as provided for in paragraph (C) of this section.

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- (B) Maximum composite sample concentrations for phenolic compounds, cyanide, and hydrocarbon FOG shall apply to any grab sample.
- (C) Hydrocarbon FOG analysis shall be performed using the test method for Oil and Grease – Hydrocarbons as described in Standard Methods.
- (D) Except as provided in paragraph (B) of this section, no grab sample collected at any time shall be in excess of one and one-half (1-1/2) times the maximum composite sample concentration established by the Director.
- (E) Mass limitations are available only to a user discharging a combined total of less than ten thousand (10,000) gallons per day directly to a sanitary sewer, combined sewer and/or at a designated trucked waste disposal site by means of trucked waste haulers.
 - (1) Mass limitations are not available to a user who is subject to National Categorical Pretreatment Standards.
- (F) No user shall discharge wastewater containing pollutants specified in this section in excess of concentration or mass limits established by the Director, unless issued a discharge permit by the director specifically allowing higher concentrations or masses. These higher concentrations or masses shall be conditioned with other requirements and shall not interfere with the general intent of this chapter.
- (G) The limitations for silver set forth by the Director shall not be applicable to photographic processing facilities unless the user is identified as a "significant industrial user." Silver limitations for photographic processing are set forth in director's regulation published in the City Bulletin.

The Silver Code of Management Practices is considered a fully enforceable element of the POTW industrial pretreatment program and constitutes a local imitation for silver discharged from photographic processing facilities.

1145.24 Production Based Standards

The Director may, at his or her discretion for any categorical pretreatment standard, calculate the equivalent mass per day limit, or concentration limit respectively, when the other is stated. Compliance with these equivalent measures shall be required the same as compliance with categorical standards. In establishing discharge restrictions, discharge standards, discharge limits, or categorical pretreatment standards pursuant to this chapter, if the Director establishes concentration limits to be met by an industrial user, the director may, in lieu of, or in addition to concentration limits, establish mass limits of comparable stringency for an individual user.

1145.25 Influent Pollutant Credit

Categorical pretreatment standards may be adjusted by the Director to reflect the presence of pollutants in the industrial user's intake water.

- (A) Application for Credit. Any industrial user wishing to obtain credit for intake pollutants must make application to the Director. Upon request of the industrial user, the applicable

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standard will be calculated on a "net" basis (i.e., adjusted to reflect credit for pollutants in the intake water) if the criteria of part (B) of this section are met.

(B) Criteria for Approval.

- (1) The industrial user must demonstrate that the control system it proposes or uses to meet applicable categorical pretreatment standards would, if properly installed and operated, meet the standards in the absence of pollutants in the intake waters.
- (2) No credit for conventional pollutants such as BOD5, TSS, FOG, TKN, pH shall be granted.
- (3) Credit shall be granted only to the extent necessary to meet the applicable categorical pretreatment standards, up to a maximum value equal to the influent value. Additional monitoring may be necessary to determine eligibility for credits and compliance with standard(s) adjusted under this section. The industrial user shall bear all costs for additional monitoring required under this section.

1145.26 Permit-to-Install (PTI) Requirements

Users of the sewer system shall design, construct, operate, and maintain controls including but not limited to wastewater pretreatment, equalization, monitoring, sampling and/or flow measuring facilities whenever necessary for the User to achieve compliance with the limitations set forth in this chapter.

Where wastewater pretreatment, equalization, monitoring, sampling and/or flow measuring facilities are required, plans, specifications, operating procedures, and other pertinent data and information shall be submitted by the discharger to the Director for review and approval, prior to installation of any necessary equipment. PTI submittals must be made using forms supplied by the Industrial Pretreatment Section. The review of such plans and operating procedures does not relieve the discharger from the responsibility to produce acceptable wastewater characteristics before discharging to the POTW.

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1145.30 – 1145.39 ACCIDENTAL DISCHARGES, BYPASSES AND SPILLS

1145.30 Prevention of Accidental Discharge

Each user shall provide protection from accidental discharge to the POTW or sewer system of pollutants prohibited or restricted by this chapter. Such required protection may include, but not be limited to:

- (A) Walls or dikes;
- (B) Separate storage;
- (C) Removal of drain lines from locations where significant quantities of prohibited materials are maintained; or
- (D) Other appropriate procedures to assure the prevention of discharge to the sewer system.

Upon request by DOSD, users shall prepare slug control plans to prevent accidental discharge in accordance with 40 CFR 403. The notification component of slug control plans shall contain the standard notification language specified in Section 1145.31.

Any direct or indirect connection or entry point for prohibited or deleterious waste to the POTW shall be eliminated. Where such action is impossible, the Director may give permission to place appropriate notices at entry points to warn against discharge of such wastes in violation of this Chapter.

1145.31 Control of Slug Discharges

Each industrial user shall provide protection from slug discharges of restricted materials or other substances regulated by this chapter. The Director reserves the right to disallow permitted Industries to discharge pollutants to the POTW until the need for slug discharge control plans or procedures has been evaluated by the City.

- (A) Certain industrial users will be required to prepare a slug control plan. The slug control plan shall be submitted to the Industrial Pretreatment Section for review and approval. The plan shall contain, at a minimum, the following elements:
 - (1) Description of discharge practices, including non-routine batch discharges;
 - (2) Description of stored chemicals;
 - (3) Procedures for immediately notifying the City of slug discharges, including any discharge that would violate a prohibition under 40 CFR 403, with procedures for follow-up written notification within five days;
 - (4) Procedures to prevent adverse impact from accidental spills, including inspection and maintenance of storage areas, handling and transfer of materials, loading and unloading operations, control of plant site run-off, worker training, building of

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containment structures or equipment, measures for containing toxic organic pollutants (including solvents), and measures and equipment for emergency response.

- (B) Any user shall notify the Pretreatment Section immediately of any slug discharge that enters the sewer system at (614) 645-5876. If no one is available to accept the telephone notification, call the Sewer Maintenance Section at (614) 645-7102, which is answered 24-hours a day.
- (C) The City further requires a written follow-up report to be filed with the Industrial Pretreatment Section within five (5) calendar days of the incident. The written report shall contain the following:
 - (1) A description of the discharge, the cause of the upset and the upset's impact upon the Industrial User's compliance status.
 - (2) The period of noncompliance, including the exact dates and times of noncompliance, and if the noncompliance continues, the time by which the noncompliance is expected to be corrected.
 - (3) Any and all steps taken, or to be taken, to reduce, eliminate and prevent recurrence of the noncompliance.
- (D) The written report shall be submitted as described in Section 1145.50.

Slug Control Plans shall be submitted every five (5) years concurrent with applications for Wastewater Discharge Permit Renewals as described in Section 1145.44 (F), or whenever it is deemed necessary by the Director.

1145.32 Spill Notification

Any person shall immediately notify the Director, through an emergency spill number as designated by the Director or by other means to be established by the Director, upon discovery of a spill or slug discharge of any toxic pollutant or other pollutant capable of causing:

- (A) Interference of the POTW treatment processes;
- (B) Pass-through the POTW;
- (C) Endangerment to the health and safety of city employees;
- (D) Degradation of the sludge disposal processes;
- (E) Damage to the environment or receiving waters;
- (F) Violation of any federal or state discharge permit issued to the City; or
- (G) Violation of limits or prohibitions contained in any Columbus City Code section or Director's Regulation.

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Such notification will not relieve users of liability for any consequential expense, loss or damage to the POTW, receiving waters or environment, or for any fines or penalties imposed on the City which result from the violative discharge.

Any user shall notify the Pretreatment Section immediately of any slug discharge that enters the sewer system at (614) (614) 645-5876. If no one is available to accept the telephone notification, call the Sewer Maintenance Section at (614) 645-7102, which is answered 24-hours a day.

1145.33 Treatment Bypasses

(A) An emergency industrial user bypass of any treatment system is prohibited unless all of the following conditions are met:

- (1) The emergency bypass was unavoidable to prevent loss of life, personal injury or severe property damage;
- (2) There were no feasible alternative to the emergency bypass such as the use of auxiliary treatment facilities or retention of untreated wastes. This condition is not satisfied, if adequate backup equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment down-time for any reason;
- (3) Immediate notification shall be provided to the Director if the facility has an emergency bypass. In no event shall the notification exceed twenty-four (24) hours from the time the user becomes aware of the bypass.
- (4) The industrial user shall follow-up by submitting a written report within five (5) days to the Director containing a description of the emergency bypass and its cause(s); the duration of the bypass, including exact dates and times, and if the bypass has not been corrected, the anticipated time it is expected to continue; steps taken or planned to reduce, eliminate, and prevent its reoccurrence.

For the purposes of this Section, "severe property damage" means substantial physical damage to property, damage to the treatment facilities which causes them to become inoperable, or substantial and permanent loss of natural resources which can be reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.

(B) An industrial user may allow a planned bypass to occur which does not cause categorical pretreatment standards or any City discharge standards established in this chapter or any permit or order issued pursuant to this chapter to be violated, only upon approval of the Director and:

- (1) the industrial user planning a bypass submits notice to the Director at least ten (10) days in advance or, as soon as, the user is aware of the need for a bypass; and
- (2) the planned bypass is for essential maintenance to ensure efficient operation of the treatment system, and

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- (3) any adverse environmental impacts of the planned bypass do not outweigh the need for such bypass

1145.35 Notice to Employees

A notice written in the commonly used language shall be permanently posted on the industrial user's bulletin board, or other prominent place, notifying employees of the City's informant reward program and advising employees whom to call in the event of a discharge or spill resulting in potential discharge of a prohibited material. Employers shall insure that all employees who are in a position to cause, discover, or observe such an accidental discharge or spills are advised of the emergency notification procedures in accord with Section 1145.56 (C).

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1145.40 – 1145.49 PERMITS FOR NONDOMESTIC USERS

1145.40 Applicability

This Section shall apply to all non-domestic Users of the POTW which discharge directly or indirectly into the POTW.

1145.41 Permit Application

To obtain an industrial wastewater discharge permit, all users must submit an application for same on a form approved by the Director that contains the information as required by regulations promulgated by the Director pursuant to this chapter. All plans required by this section must be certified for accuracy by a professional engineer registered by the State of Ohio. All applications must contain the certification statement and be signed in accordance with Section 1145.59(A) of this chapter. The Director will evaluate the data furnished by the user and may require additional information. After his or her evaluation the Director may issue an industrial wastewater discharge permit subject to terms and conditions provided herein. Permit applications must contain the following information:

(A) Identifying Information.

- (1) The name and address of the facility, including the name of the operator and owner.
- (2) Contact information, description of activities, facilities, and plant production processes on the premises;

(B) Environmental Permits. A list of any environmental control permits (individual and/or general) and approved plans held by or for the facility.

(C) Description of Operations.

- (1) A brief description of the nature, average rate of production (including each product produced by type, amount, processes, and rate of production), and standard industrial classifications of the operation(s) carried out by such user. This description shall include a schematic process diagram, which indicates points of discharge to the POTW from the regulated processes,
- (2) Types of wastes generated, and a list of all raw materials and chemicals used or stored at the facility which are, or could accidentally or intentionally be, discharged to the POTW;
- (3) Number and type of employees, hours of operation, and proposed or actual hours of operation;
- (4) Type and amount of raw materials processed (average and maximum per day);
- (5) Site plans, floor plans, mechanical and plumbing plans, and details to show all sewers, floor drains, and appurtenances by size, location, and elevation, and all points of discharge;

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- (D) Time and duration of discharges;
- (E) The location for monitoring all wastes covered by the permit;
- (F) Flow Measurement. Information showing the measured average daily and maximum flow, in gallons per day, to the POTW from regulated process streams and other streams, as necessary, to allow use of the combined wastestream formula set out in Section 1145.24.
- (G) Measurement of Pollutants.
 - (1) The categorical pretreatment standards applicable to each regulated process and any new categorical regulated processes for existing sources.
 - (2) The results of sampling and analysis identifying the nature and concentration, and/or mass, where required by the standard or the Director, of regulated pollutants in the discharge from each regulated process.
 - (3) Instantaneous, daily maximum, and long-term average concentrations, or mass, where required, shall be reported.
 - (4) The sample shall be representative of daily operations and shall be analyzed in accordance with procedures set out in Section 1145.62 of this Chapter. Where the standard requires compliance with a BMP or pollution prevention alternative, the user shall submit documentation as required by the Director or the applicable Standards to determine compliance with the Standard.
 - (5) Sampling must be performed in accordance with procedures set out in Section 1145.62 of this ordinance.
- (H) Any requests for a monitoring waiver (or a renewal of an approved monitoring waiver) for a pollutant neither present nor expected to be present in the discharge based on Section 1145.54 (B).
- (I) Any other information as may be deemed necessary by the Director to evaluate the permit application.

Incomplete or inaccurate applications will not be processed and will be returned to the user for revision.

1145.42 Permit Requirements

All non-domestic users must notify the Director of the nature and characteristics of any intended discharge prior to commencing discharge. The information must be submitted on a form as required by the City following the guidelines in Section 1145.41.

- (A) All significant industrial users or other users as determined by the Director shall obtain a valid industrial wastewater discharge permit from the Director before discharging any wastewater into the City's sanitary or combined sewer system or any tributary sewer

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system. Any violation of the terms and conditions of an industrial wastewater discharge permit shall be deemed a violation of this Chapter. Obtaining an industrial wastewater discharge permit does not relieve a user from the obligation to obtain other permits required by federal, state, or local law.

- (B) Industrial Wastewater Discharge Permit Contents. Industrial wastewater discharge permits shall include such conditions as are reasonably deemed necessary by the Director to prevent pass-through or interference, protect the quality of the water body receiving the POTW's effluent, protect worker health and safety, facilitate POTW sludge management and disposal, protect ambient air quality, and protect against damage to the POTW collection system or treatment plant. Permits may contain, but need not be limited to elements as established by regulations enacted by the Director pursuant to this chapter.
- (C) Existing Connections. Any industrial user which discharges non-domestic waste into the POTW prior to the effective date of new provisions of this chapter or regulations adopted by the Director who wishes to continue such discharges in the future, shall, within ninety (90) days after said date, apply to the City for an industrial wastewater discharge permit or permit modification, and shall not cause or allow discharges to the POTW to continue after one hundred eighty (180) days from and after the effective date of this chapter, except in accordance with a permit issued by the Director.
- (D) New Connections. Any industrial user proposing to begin, or recommence discharging non-domestic wastes into the sanitary sewer system must obtain an industrial wastewater discharge permit prior to beginning or recommencing such discharge. An application for this permit must be filed at least one hundred twenty (120) days prior to the anticipated start-up date. If the permit application is not received within the required time frame, commencement of discharge may be delayed until a temporary permit can be issued. Users issued a temporary permit must comply with all discharge limits set out in this chapter and the temporary permit.

1145.43 Application Signatories and Certifications

- (A) All wastewater discharge permit applications, User reports and certification statements must be signed by an authorized representative of the user and contain the certification statement in Section 1145.59 (A).
- (B) If the designation of an authorized representative is no longer accurate because a different individual or position has responsibility for the overall operation of the facility or overall responsibility for environmental matters for the company, a new written authorization satisfying the requirements of this section must be submitted to the Director prior to or together with any reports to be signed by an authorized representative.
- (C) A facility determined to be a non-significant categorical industrial user by the Director pursuant to Section 1145.02.088 must annually submit the signed certification statement in Section 1145.59 (B).

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1145.44 Permit Issuance Process

Permits shall be issued for a specified time period, not to exceed five (5) years. A permit may be issued for a period less than five (5) years, at the discretion of the Director.

(A) Individual wastewater discharge permits must contain:

- (1) A statement that indicates the wastewater discharge permit issuance date, expiration date and effective date;
- (2) A statement that the wastewater discharge permit is nontransferable without prior notification to the City of Columbus in accordance with Section 1145.13 of this chapter, and provisions for furnishing the new owner or operator with a copy of the existing wastewater discharge permit;
- (3) Effluent limits, including BMPs, based on applicable pretreatment standards;
- (4) Self monitoring, sampling, reporting, notification, and record-keeping requirements. These requirements shall include an identification of pollutants (or best management practice) to be monitored, sampling location, sampling frequency, and sample type based on federal, state, and local law;
- (5) The process for seeking a waiver from monitoring for a pollutant neither present nor expected to be present in the discharge in accordance with Section 1145.54 (B);
- (6) A statement of applicable civil and criminal penalties for violation of pretreatment standards and requirements, and any applicable compliance schedule. Such schedule may not extend the time for compliance beyond that required by applicable federal, state, or local Law;
- (7) Requirements to control slug discharge, if determined by the Director to be necessary;
- (8) Any grant of the monitoring waiver by the Director must be included as a condition in the user's permit.

(B) Individual wastewater discharge permits may contain, but need not be limited to, the following conditions:

- (1) Limits on the average and/or maximum rate of discharge, time of discharge, and/or requirements for flow regulation and equalization;
- (2) Requirements for the installation of pretreatment technology, pollution control, or construction of appropriate containment devices designed to reduce, eliminate, or prevent the introduction of pollutants into the treatment works;
- (3) Requirements for the development and implementation of spill control plans or other special conditions including management practices necessary to adequately prevent accidental, unanticipated, or non-routine discharges;

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- (4) Development and implementation of waste minimization plans to reduce the amount of pollutants discharged to the POTW;
 - (5) The unit charge or schedule of user charges and fees for the management of the wastewater discharged to the POTW;
 - (6) Requirements for installation and maintenance of inspection and sampling facilities and equipment, including flow measurement devices;
 - (7) A statement that compliance with the individual wastewater discharge permit does not relieve the permittee of responsibility for compliance with all applicable federal and state pretreatment standards, including those which become effective during the term of the individual wastewater discharge permit; and
 - (8) Other conditions as deemed appropriate by the Director to ensure compliance with this ordinance, and state and federal laws, rules, and regulations.
- (C) Public Notification. The Director will publish in the City Bulletin notice of intent to issue an industrial wastewater discharge permit, at least fourteen (14) days prior to issuance. The notice will indicate a location where the draft permit may be reviewed and an address where written comments may be submitted.
- (D) Permit Appeals. The Director will provide all interested persons with notice of final permit decisions. Upon notice by the Director, any person, including the Industrial User, may petition to appeal the terms of the permit within thirty (30) days of the notice. All such appeals are subject to the following conditions:
- (1) Failure to submit a timely petition for review shall be deemed to be a waiver of the appeal.
 - (2) In its petition, the appealing party must indicate the permit provisions objected to, the reasons for this objection, and the alternative condition, if any, it seeks to be placed in the permit.
 - (3) The permit shall be in effect and shall not be stayed pending reconsideration by the Director. If, after considering the petition and any arguments put forth by the Division of Sewerage and Drainage, the Director determines that reconsideration is proper, the Director shall remand the permit back to the Division of Sewerage and Drainage for reissuance. Those permit provisions being reconsidered by the Division of Sewerage and Drainage shall be stayed pending reissuance.
 - (4) The Director's decision not to reconsider a final permit shall be considered a final administrative action for purposes of judicial review.
 - (5) Aggrieved parties seeking judicial review of the final industrial wastewater discharge permit conditions must do so by filing an appeal with the court of competent jurisdiction.
- (E) Permit Modification. The Director may modify any Industrial wastewater discharge permit for good cause as established by regulations enacted by the Director pursuant to this chapter including but not limited to the following reasons:

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- (1) any new or revised federal, state, or local pretreatment standards or requirements;
 - (2) material or substantial alterations or additions to the user's operation processes, or discharge volume or character which were not considered in drafting the effective permit;
 - (3) a change in any condition in either the industrial user or the POTW that requires a temporary or permanent reduction or elimination of the authorized discharge;
 - (4) information indicating that the permitted discharge poses a threat to the Division of Sewerage and Drainage's collection and treatment systems, POTW personnel, the receiving waters, or beneficial sludge use;
 - (5) violation of any terms or conditions of the industrial wastewater discharge permit;
 - (6) misrepresentation or failure to disclose fully, all relevant facts in the permit application, or in any required reporting;
 - (7) revision of, or variance, from such categorical pretreatment standards pursuant to 40 CFR 403; or,
 - (8) typographical or other errors in the permit;
 - (9) requests of the permitted entity, provided such request does not create a violation of any applicable requirements, standards, laws, or rules and regulations.
- (F) Permit Renewal. The user shall apply for permit renewal by submitting a completed permit application on a form approved by the Director, a minimum of ninety (90) days prior to the expiration of the user's existing permit.
- (G) Temporary Permit. Industrial users discharging without a valid permit may be issued a temporary permit, which serves as a control mechanism for the user until a full permit can be obtained. The temporary permit provides the discharger with notification of the City's effluent limitations and tentative federal categorical determination, if any, and can be revoked at any time, if the discharger fails to comply with the permit requirements.

The filing of a request by the permitted entity for a permit modification, a notification of planned changes, or anticipated noncompliance does not stay any permit condition.

1145.45 Special Agreements

Nothing in this Chapter shall be construed as preventing any special agreement or arrangement between the Director and any user whereby wastewater of unusual strength or character is accepted into the POTW and specially treated, and the user is subject to any payments or user charges, as may be applicable. However, no discharge which violates categorical pretreatment standards will be allowed under the terms of such special agreements. If, in the opinion of the Director, the wastewater may have the potential to cause or result in any of the following circumstances, no special agreement shall be made:

- (A) Pass-through or interference at the POTW;

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- (B) Endanger municipal employees or the public;
- (C) Cause violations of the City's NPDES permits or water quality standards in the receiving waters.

1145.46 Continuation of Expired Permits

An expired permit will continue to be effective and enforceable until the permit is reissued or terminated if:

- (A) The user has submitted a completed permit application at least ninety (90) days prior to expiration of the user's existing permit; and
- (B) The failure to reissue the permit, prior to the expiration of the previous permit is not due to any act, or failure to act, on the part of the industrial user.

Any and all conditions in any industrial wastewater discharge permit are specifically and independently enforceable regardless of whether they are expressly required by or set out in this chapter.

1145.47 Permit Suspension/Revocation

Industrial wastewater discharge permits may be suspended or revoked by the Director immediately for just cause, as established by regulations enacted by the Director pursuant to this chapter including:

- (A) failing to notify the Director of significant changes to the wastewater prior to the changed discharge
- (B) failing to notify the Director of changed conditions
- (C) Misrepresenting or failing to fully disclose all relevant facts in the wastewater discharge permit application
- (D) falsifying self-monitoring discharge reports
- (E) tampering with monitoring equipment
- (F) refusing to allow timely access to the facility premises and records to the Director
- (G) failing to meet effluent limitations
- (H) failing to pay fines
- (I) failing to meet a compliance schedule
- (J) failing to complete a wastewater survey or the wastewater permit application

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- (K) failing to provide advance notice of the transfer of business ownership of a permitted facility
- (L) Violation of any pretreatment standard or requirement, or any terms of the wastewater discharge permit or this chapter.

1145.48 Violation

No person shall violate any term or condition stated in any industrial wastewater discharge permit issued to that person.

1145.49 Annual Publication of Significant Noncompliance For Industrial Users

The Director shall publish annually, in a newspaper of general circulation that provides meaningful public notice within the jurisdictions served by the City of Columbus POTW, as list of the Users which, at any time during the previous twelve (12) months, were in Significant Noncompliance with applicable Pretreatment Standards and Requirements or any discharge permit. The term Significant Noncompliance shall be applicable to all Significant Industrial Users (or any other Industrial User that violates paragraphs (C), (D) or (H) of this Section) and shall mean:

- (A) Chronic violations of wastewater discharge limits, defined here as those in which sixty-six per cent (66%) or more of all the measurements taken for the same pollutant parameter at any permitted monitoring point during a six-month period exceed (by any magnitude) a numeric pretreatment standard or requirement, including instantaneous limits;
- (B) Technical review criteria (TRC) violations, defined here as those in which thirty-three per cent (33%) or more of all of the measurements taken for the same pollutant parameter at any permitted monitoring point during a six-month period equal or exceed the product of the numeric pretreatment standard or requirement including instantaneous limits, multiplied by the applicable TRC (TRC = 1.4 for fats, oil and grease, and 1.2 for all other pollutants except pH);
- (C) Any other violation of a pretreatment standard or requirement as defined by paragraph (N) of rule 3745-3-01 of the Ohio Administrative Code (daily maximum or longer-term average, instantaneous limit, or narrative standard) that the City determines has caused, alone or in combination with other discharges, interference or pass through (including endangering the health of POTW personnel or the general public);
- (D) Any discharge of a pollutant that has caused imminent endangerment to human health, welfare or the environment or has resulted in the POTW's exercise of its emergency authority to halt or prevent such a discharge;
- (E) Failure to meet, within ninety (90) days after the schedule date, a compliance schedule milestone contained in a local control mechanism or enforcement order for starting construction, completing construction, or attaining final compliance;

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- (F) Failure to provide, within forty-five (45) days after the due date, required reports such as baseline monitoring reports, ninety day compliance reports, periodic self monitoring reports, reports on compliance with compliance schedules, or any other reports required by the City;
- (G) Failure to accurately report noncompliance; or
- (H) Any other violation or group of violations, including a violation of BMPs, that the City determines adversely affects the operation or implementation of the local pretreatment program.

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1145.50 – 1145.59 REPORTS

1145.50 Required Reports

No user shall fail to make reports to the City of Columbus which are required by this chapter, or by state or federal law.

Any report required by this ordinance shall be submitted to:

City of Columbus
Division of Sewerage and Drainage
Industrial Pretreatment Section
1250 Fairwood Avenue, Suite 186
Columbus, OH 43206-3372
FAX: 614-645-0227

All reports required by this chapter, state or federal law must be signed. Signatures contained in reports and certifications must meet the requirements of Ohio Administrative Code 3745-3-06 (F).

1145.51 Baseline Monitoring Report

Users that become subject to new or revised categorical pretreatment standards are required to comply with the following reporting requirements even if they have been designated as non-significant categorical industrial users:

(A) Within either one hundred eighty (180) days after the effective date of a categorical pretreatment standard, or the final administrative decision on a category determination under 40 CFR 403.6(a)(4), whichever is later, existing categorical industrial users currently discharging to or scheduled to discharge to the POTW shall submit to the Director a report which contains the information listed in paragraph B, below. At least ninety (90) days prior to commencement of their discharge, new sources, and sources that become categorical industrial users subsequent to the promulgation of an applicable categorical standard, shall submit to the Director a report which contains the information listed in paragraph B, below. A new source shall report the method of pretreatment it intends to use to meet applicable categorical standards. A new source also shall give estimates of its anticipated flow and quantity of pollutants to be discharged.

(B) Users described above shall submit the information set forth below:

(1) All information required in Section 1145.41 (A) through (I).

(2) Measurement of pollutants.

(a) The user shall take a minimum of one representative sample to compile that data necessary to comply with the requirements of this section.

(b) Samples should be taken immediately downstream from pretreatment facilities if such exist or immediately downstream from the regulated process if no pretreatment exists. If other wastewaters are mixed with the regulated wastewater prior to pretreatment the user should measure the flows and

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concentrations necessary to allow use of the combined wastestream formula in 40 CFR 403.6(e) to evaluate compliance with the Pretreatment Standards. Where an alternate concentration or mass limit has been calculated in accordance with 40 CFR 403.6(e) this adjusted limit along with supporting data shall be submitted to the Industrial Pretreatment Section;

- (c) Sampling and analysis shall be performed in accordance with Section 1145.62;
 - (d) The Director may allow the submission of a baseline report which utilizes only historical data so long as the data provides information sufficient to determine the need for industrial pretreatment measures;
 - (e) The baseline report shall indicate the time, date and place of sampling and methods of analysis, and shall certify that such sampling and analysis is representative of normal work cycles and expected pollutant discharges to the POTW.
- (3) Compliance Certification. A statement, reviewed by the user's authorized representative as defined in Section 1145.02.003 and certified by a qualified professional, indicating whether pretreatment standards and/or required BMPs are being met on a consistent basis, and, if not, whether additional operation and maintenance (O&M) and/or additional pretreatment is required to meet the pretreatment standards and requirements and/or required BMPs.
- (4) Compliance Schedule. If additional pretreatment and/or O&M will be required to meet the pretreatment standards, the shortest schedule by which the user will provide such additional pretreatment and/or O&M must be provided. The completion date in this schedule shall not be later than the compliance date established for the applicable pretreatment standard. A compliance schedule pursuant to this section must meet the requirements set out in Section 1145.52 of this chapter.
- (5) Signature and Report Certification. All baseline monitoring reports must be certified in accordance with Section 1145.59 (A) of this ordinance and signed by an authorized representative as defined in Section 1145.02.003

1145.52 Compliance Schedule Progress Reports

The following conditions shall apply to the compliance schedule required by Section 1145.51(B) (4) of this ordinance:

- (A) The schedule shall contain progress increments in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the user to meet the applicable pretreatment standards (such events include, but are not limited to, hiring an engineer, completing preliminary and final plans, executing contracts for major components, commencing and completing construction, and beginning and conducting routine operation);

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- (B) No increment referred to above shall exceed nine (9) months;
- (C) The user shall submit a progress report to the Director no later than fourteen (14) days following each date in the schedule and the final date of compliance including, as a minimum, whether or not it complied with the increment of progress, the reason for any delay, and, if appropriate, the steps being taken by the user to return to the established schedule; and
- (D) In no event shall more than nine (9) months elapse between such progress reports to the Director.

1145.53 Reports on Compliance with Categorical Pretreatment Standard Deadline

Within ninety (90) days following the date for final compliance with applicable categorical pretreatment standards, or in the case of a new source following commencement of the introduction of wastewater into the POTW, any user subject to such pretreatment standards and requirements shall submit to the Director a report containing the information described in Section 1145.41 (F) and (G) and 1145.51(B) (2) of this chapter. For users subject to equivalent mass or concentration limits established in accordance with the procedures in Section 1145.24, this report shall contain a reasonable measure of the user's long-term production rate. For all other users subject to categorical pretreatment standards expressed in terms of allowable pollutant discharge per unit of production (or other measure of operation), this report shall include the user's actual production during the appropriate sampling period. All compliance reports must be signed and certified in accordance with Section 1145.59 of this chapter. All sampling will be done in conformance with Section 1145.62.

1145.54 Periodic Compliance Reports

All significant industrial users are required to submit periodic compliance reports even if they have been designated a non-significant categorical user under provisions of Section 1145.54 (C).

- (A) Except as specified in Section 1145.54 (C), all significant industrial users must, at a frequency determined by the Director, submit no less than twice per year on the dates specified, reports indicating the nature, concentration of pollutants in the discharge which are limited by pretreatment standards and the measured or estimated average and maximum daily flows for the reporting period. In cases where the pretreatment standards requires compliance with a BMP or pollution prevention alternative, the user must submit documentation required by the Director or the pretreatment standard necessary to determine the compliance status of the user.
- (B) The City of Columbus may authorize an industrial user subject to a categorical pretreatment standard to forego sampling of a pollutant regulated by a categorical pretreatment standard if the industrial user has demonstrated through sampling and other technical factors that the pollutant is neither present nor expected to be present in the discharge, or is present only at background levels from intake water and without any increase in the pollutant due to activities of the industrial user. This authorization is subject to the following conditions:

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- (1) The waiver may be authorized where a pollutant is determined to be present solely due to sanitary wastewater discharged from the facility provided that the sanitary wastewater is not regulated by an applicable categorical standard and otherwise includes no process wastewater.
 - (2) The monitoring waiver is valid only for the duration of the effective period of the individual wastewater discharge permit, but in no case longer than 5 years. The user must submit a new request for the waiver before the waiver can be granted for each subsequent individual wastewater discharge permit.
 - (3) In making a demonstration that a pollutant is not present, the industrial user must provide data from at least one sampling of the facility's process wastewater prior to any treatment present at the facility that is representative of all wastewater from all process.
 - (4) The request for a monitoring waiver must be signed by an authorized representative as defined in Section 1145.02.003, and includes the certification statement in Section 1145.59 (A).
 - (5) Non-detectable sample results may be used only as a demonstration that a pollutant is not present if the EPA approved method from 40 CFR Part 136 with the lowest minimum detection level for that pollutant was used in the analysis.
 - (6) Any grant of the monitoring waiver by the Director must be included as a condition in the user's permit. The reasons supporting the waiver and any information submitted by the user in its request for the waiver must be maintained by the Director for 3 years after expiration of the waiver.
 - (7) Upon approval of the monitoring waiver and the revision of the user's permit by the Director, the industrial user must certify on each report with the statement in Section 1145.59 below, that there has been no increase in the pollutant in its waste stream due to activities of the industrial user.
 - (8) In the event that a waived pollutant is found to be present or is expected to be present because of changes that occur in the user's operations, the user must immediately comply with the monitoring requirements of Section 1145.54 (A), or other more frequent monitoring requirements imposed by the Director, and notify the Director.
 - (9) This provision does not supersede certification processes and requirements established in categorical pretreatment standards, except as otherwise specified in the categorical pretreatment standard.
- (C) The City of Columbus may reduce the requirement for periodic compliance reports to a requirement to report no less frequently than once a year, unless required more frequently in the pretreatment standard or by federal or state law, where the industrial user's total categorical wastewater flow does not exceed any of the following:
- (1) 5000 gallons per day as measured by a continuous effluent flow monitoring device unless the industrial user discharges in batches;

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- (2) 2.5 mg/L of CBOD; and
- (3) The maximum allowable pollutant discharge level shall not exceed .01% of the maximum allowable headworks loading for any pollutant regulated by the applicable categorical pretreatment standard for which approved local limits were developed for any pollutant pursuant to Section 1145.23 of this chapter.

Reduced reporting is not available to industrial users that have in the last two (2) years been in significant noncompliance, as defined in OAC 3745-3-03 (C) (2) (h). In addition, reduced reporting is not available to an industrial user with daily flow rates, production levels, or pollutant levels that vary so significantly that, in the opinion of the Director, decreasing the reporting requirement for this industrial user would result in data that are not representative of conditions occurring during the reporting period.

- (D) All periodic compliance reports must be signed and certified in accordance with Section 1145.59 (A) of this chapter.
- (E) All wastewater samples must be representative of the user's discharge. Wastewater monitoring and flow measurement facilities shall be properly operated, kept clean, and maintained in good working order at all times. The failure of a user to keep its monitoring facility in good working order shall not be grounds for the user to claim that sample results are unrepresentative of its discharge.
- (F) If a user subject to the reporting requirement in this section monitors any regulated pollutant at the appropriate sampling location more frequently than required by the Director, using the procedures prescribed in Section 1145.62 of this Chapter, the results of this monitoring shall be included in the report.

1145.55 Reports of Changed Conditions

Each user must notify the Director of any significant changes to the user's operations or system which might alter the nature, quality, or volume of its wastewater at least ten (10) business days before the change. Significant change shall mean a change in either discharge flow or mass of pollutants of more than fifteen percent (15%) above or below a user's current daily average flow or mass.

- (A) The Director may require the user to submit such information as may be deemed necessary to evaluate the changed condition, including submission of a wastewater discharge permit application under Section 1145.41 of this chapter.
- (B) The Director may modify an existing wastewater discharge permit under Section 1145.44 (E) of this chapter in response to changed conditions or anticipated changed conditions.

1145.56 Reports of Potential Problems

- (A) In the case of any discharge, including, but not limited to, accidental discharges, discharges of a non-routine, episodic nature, a non-customary batch discharge, a slug discharge or slug load, that might cause potential problems for the POTW, the user shall

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immediately telephone and notify the Director of this incident. This notification shall include the location of the discharge, type of waste, concentration and volume, if known, and corrective actions taken by the user.

- (B) Within five (5) days following such discharge, the user shall, unless waived by the Director, submit a detailed written report describing the cause(s) of the discharge and the measures to be taken by the user to prevent similar future occurrences. Such notification shall not relieve the user of any expense, loss, damage, or other liability which might be incurred as a result of damage to the POTW, natural resources, or any other damage to person or property; nor shall such notification relieve the user of any fines, penalties, or other liability which may be imposed pursuant to this ordinance.
- (C) A notice shall be permanently posted on the user's bulletin board or other prominent place advising employees who to call in the event of a discharge described in paragraph (A), above. Employees shall ensure that all employees, who could cause such a discharge to occur, are advised of the emergency notification procedure.
- (D) Significant industrial users are required to notify the Director immediately of any changes to its facility affected the potential for a slug discharge.

1145.57 Reports from Unpermitted Users

All users not required to obtain a wastewater discharge permit shall provide appropriate reports to the Director as the Director may require.

1145.58 Notice of Violation/Repeat Sampling and Reporting

If sampling performed by a user indicates a violation, the user must notify the Director within twenty-four (24) hours of becoming aware of the violation. The user shall also repeat the sampling and analysis and submit the results of the repeat analysis to the Director within thirty (30) days after becoming aware of the violation. Re-sampling by the industrial user is not required if the City of Columbus performs sampling at the user's facility at least once a month, or if the City of Columbus performs the sampling at the user between the time when the initial sampling was conducted and the time when the user or the City of Columbus receives the results of this sampling, or if the City of Columbus has performed the sampling and analysis in lieu of the industrial user.

1145.59 Certification Statement

- (A) Certification of Permit Applications, User Reports and Initial Monitoring Waiver – The following certification statement is required to be signed and submitted by users submitting permit applications in accordance with Section 1145.41; Users submitting reports on compliance with the categorical pretreatment standard deadlines under Section 1145.53; Users submitting periodic compliance reports required by Section 1145.54, and users submitting an initial request to forego sampling of a pollutant on the basis of Section 1145.54 (C). The following certification statement must be signed by an authorized representative as defined in Section 1145.02.003:

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I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

- (B) Annual Certification for Non-Significant Categorical Industrial Users – A facility determined to be a non-significant categorical industrial user by the Director pursuant to Section 1145.54 must annually submit the following certification statement in accordance with the signatory requirements in Section 1145.59 (A). This certification must accompany an alternative report required by the Director:

Based on my inquiry of the person or persons directly responsible for managing compliance with the categorical pretreatment standards under 40 CFR _____ [specify applicable national pretreatment standard part (s)], I certify that, to the best of my knowledge and belief that during the period from _____, _____ to _____, _____ [months, days, year]:

- (a) The facility described as _____ [facility name] met the definition of a non-significant categorical industrial user as described in Section 1145.02.088.
- (b) The facility complied with all applicable pretreatment standards and requirements during this reporting period; and
- (c) The facility never discharged more than 100 gallons of total categorical wastewater on any given day during this reporting period.

This compliance certification is based on the following information: _____

- (C) Certification of Pollutants Not Present – Users that have an approved waiver based on Section 1145.54 (B) must certify on each report with the following statement that there has been no increase in the pollutant in its waste stream due to activities of the user:

Based on my inquiry of the person or persons directly responsible for managing compliance with the pretreatment standard for 40 CFR _____ [specify applicable national pretreatment standard part(s)], I certify that, to the best of my knowledge and belief, there has been no increase in the level of _____ [list pollutant(s)] in the wastewater due to the activities at the facility since filing of the last periodic report under Section 1145.54 (A).

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1145.60 – 1145.69 INSPECTIONS, MONITORING AND RECORDS

1145.60 Right of Entry

The Director, or authorized representatives shall have the right to enter the premises of any person to ascertain whether the intent of this Chapter is being met, and if all requirements of the Chapter are satisfied. The person's representative (contact person) or occupants of premises where wastewater or stormwater is generated or discharged shall allow the Director, or authorized representative, ready access, upon presentation of credentials at reasonable times, to all parts of said premises where wastewater or stormwater is generated, chemicals are stored, stormwater comes into contact with portions of the facility where chemicals are stored, or handled, monitoring equipment is located, production or treatment processes are located, or where records are stored or created and maintained; for the purpose of inspecting the premises, sampling of wastewater and examination of records required to be kept by this chapter, and for the performance of any other of their duties.

- (A) Where a person has security measures in force which require proper identification and clearance before any entry into its premises, the person shall make necessary arrangements with its security guards so that, upon presentation of suitable identification, the Director shall be permitted to enter without delay for the purposes of performing specific responsibilities.
- (B) If the person does not provide voluntary access within a reasonable time as required by this section, the Director may apply to a court of competent jurisdiction for an appropriate warrant or other authority to enter the property, and the person shall bear the costs of the court action.
- (D) Failure of any person to provide voluntary access, as required by this section, shall be a violation of this chapter and of the person's industrial wastewater discharge permit and any other permits issued pursuant to this chapter.
- (E) Unreasonable delays in allowing the Director access to the person's premises shall be a violation of this chapter. Unreasonable delays are defined as denying access for a period in excess of fifteen (15) minutes.

Emergency entry shall be granted to the Director or authorized representatives when the City has reason to believe that a suspected violation of any condition of this Chapter, 40 CFR Part 403, Ohio EPA regulations, or a wastewater discharge permit may result in an imminent threat to workers, the public, the wastewater treatment works and ancillary facilities, or the environment.

1145.61 Installation of Monitoring Sites

Installation of monitoring sites shall be required of any user, upon notification by the Director. A permit-to-install (PTI) package, in accordance with Section 1145.26, for any proposed monitoring and flow measurement facilities shall be submitted to the Director for approval within sixty (60) days after notification by the Director.

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Installation of any required facility under this Section shall be completed within ninety (90) days of approval of the PTI by the Director. An extension beyond this ninety (90) day limit may be granted by the Director for good cause.

Any such required facilities shall be constructed, operated, and maintained at the user's expense. The facility and its equipment shall be maintained at all times in a safe and proper operating condition by the user. Access to the monitoring, sampling or flow measurement facilities shall be available at all times in accordance with Section 1145.60 of this chapter.

The Director or authorized representative shall have the right to set up and operate equipment at the facility. All required facilities shall be located on the discharger's premises, whenever possible, and shall be so located as to be readily accessible at all times. Access to the monitoring facilities shall not be obstructed by any object including, but not limited to vehicles, supplies, equipment or buildings. Any user installed equipment must be compatible with City-owned monitoring equipment.

1145.62 Sample Collection and Analytical Requirements

Samples collected to satisfy reporting requirements must be based on data obtained through appropriate sampling and analysis performed during the period covered by the report, based on data that is representative of conditions occurring during the reporting period. The frequency of monitoring necessary to assess and assure compliance by the User shall be contained in wastewater discharge permits in accordance with Section 1145.44 (A) (4).

- (A) Except as indicated in Section (B) and (C) below, the user must collect wastewater samples using 24-hour flow-proportional composite sampling techniques, unless time-proportional composite sampling or grab sampling is authorized by the Director. Where time-proportional composite sampling or grab sampling is authorized by the Director, the samples must be representative of the discharge. Using protocols (including appropriate preservation) specified in 40 CFR 136 and appropriate EPA guidance, multiple grab samples collected during a 24-hour period may be composited prior to the analysis as follows: for cyanide, total phenols, and sulfides the samples may be composited in the laboratory or in the field; for volatile organics and oil and grease, the samples may be composited in the laboratory. Composite samples for other parameters unaffected by the compositing procedures as documented in approved EPA methodologies may be authorized by the City of Columbus, as appropriate. In addition, grab samples may be required to show compliance with Instantaneous Limits.
- (B) Samples for oil and grease, temperature, pH, cyanide, total phenols, sulfides, and volatile organic compounds must be obtained using grab collection techniques.
- (C) For sampling required in support of baseline monitoring and 90-day compliance reports required in Sections 1145.51 and 1145.53 [40 CFR 403.12(b) and (d)], a minimum of four (4) grab samples must be used for pH, cyanide, total phenols, oil and grease, sulfide and volatile organic compounds for facilities for which historical sampling data do not exist; for facilities for which historical sampling data are available, the Director may authorize a lower minimum. For the reports required by paragraphs Section 1145.54 (40 CFR 403.12(e) and 403.12(h)), the industrial user is required to collect the number of grab samples necessary to assess and assure compliance with applicable pretreatment standards and requirements.

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All pollutant analysis, including sampling techniques, to be submitted as part of a wastewater permit application or report shall be performed in accordance with the techniques prescribed in 40 CFR Part 136 and amendments thereto, unless otherwise specified in an applicable categorical pretreatment standard.

If 40 CFR Part 136 does not contain sampling or analytical techniques for the pollutant in question, or where the EPA determines that the Part 136 sampling and analytical techniques are inappropriate for the pollutant in question, sampling and analyses shall be performed by using validated analytical methods or any other applicable sampling and analytical procedures, including procedures suggested by the Director or other parties approved by the EPA.

1145.63 Sample Splitting Policy for the Industrial Pretreatment Program

The City will offer split samples for compliance with Columbus City Code Chapter 1145 with any industrial user that requests a sample split and follows the following protocol:

- (A) The City's sample split request form must be used by the industrial user.
- (B) The City will split the wastewater sample with the industrial user at the industrial user's facility in accordance with chain-of-custody protocol.
- (C) The industrial user's sample split must be analyzed and analytical results submitted to the City's Industrial Pretreatment Section no later than the last business day, close of business, of the month following the month of sample collection. Failure to do so will result in loss of sample split privileges with the City for a period of one (1) year.
- (D) Analytical results from the City's Lab and the industrial user's lab will be compared, only in instances where the same approved laboratory analytical methods found in 40 CFR Part 136 and applicable QA/QC was used. If both data are found valid, results may be averaged. When widely divergent results occur, the data can be investigated in a timely manner by the respective laboratories. If one of the results is found invalid, resampling may occur, and the sample splitting procedure again followed. When data reconciliation is not possible, results from the City's split will determine compliance with pollutant discharge limits.
- (E) The sample split policy does not apply to demand samples that are used for purposes of determining extra-strength charges. Demand samples can be split. The results of the split from the User will not be averaged in the City's determination of a user's extra-strength charge.
- (F) If the split sample indicates a violation, the User must notify the City's Industrial Pretreatment Section within twenty-four (24) hours of becoming aware of the violation. The User shall also repeat the sampling and analysis and submit the results of the repeat analysis to the City's Industrial Pretreatment Section within 30 days after becoming aware of the violation.

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1145.64 Reporting Requirements (New and Existing) Industrial Users

Permitted industrial users shall comply with the reporting requirements contained in 40 CFR Part 403, and this chapter, when required to submit reports to the City. These reports may include, but not be limited to, baseline monitoring reports, pretreatment deadline compliance reports, initial compliance reports, periodic compliance monitoring reports, and self-monitoring discharge reports.

- (A) Certification and Signatory Requirements. Any report required by this chapter shall contain the certification statement and be signed by an authorized representative as defined in Section 1145.02.003 of this chapter.
- (B) On request of the DOSD's Pretreatment Manager, a user who is required to submit reports to the City shall submit, within 30 days of the request, documentation of the quality assurance/quality control (QA/QC) procedures used by each laboratory which conducts sample analysis or collection, on behalf of the user.

1145.65 Self-Monitoring Discharge Reports

All industrial users and any other user specified by the Director may be required to submit to the Director, self-monitoring discharge reports at intervals or dates specified by the Director or specified in the user's industrial wastewater discharge permit. All self-monitoring discharge reports shall conform to the certification and signatory requirements contained in Section 1145.02.003 and contain the information as required by regulations in Section 1145.59 or other control documents for self-monitoring discharge reports, and any permit or order issued pursuant to this chapter.

1145.66 Records

All non-domestic users shall retain and preserve, for no less than three (3) years, any records, books, documents, memoranda, reports, correspondence and any summaries thereof, relating to monitoring, sampling and analyses made by, or on behalf of, the user in connection with its discharge and operation of any pretreatment plant. All records which pertain to matters which are the subject of administrative order, or any enforcement action or litigation activities brought by the City, shall be retained and preserved by the User at least until all enforcement activities and litigation(s) have been concluded, and all periods of limitation with respect to any and all appeals have expired, but in no case less than three (3) years. All users required to retain and preserve records under this section shall make all such records available for inspection and, on request, provide accurate copies of such records, to the Director at the user's expense.

1145.67 Confidentiality

Information and data on a User obtained from reports, surveys, wastewater discharge permit applications, wastewater discharge permits, monitoring programs, inspections and sampling activities, shall be available to the public without restriction, unless the User specifically requests, and is able to demonstrate to the satisfaction of the Director, that the release of such information would divulge information, processes, or methods of production entitled to protection as trade secrets under applicable State law.

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Any such request must be asserted at the time of submission of the information or data. When requested and demonstrated by the User furnishing a report that such information should be held confidential, the portions of a report which might disclose trade secrets or secret processes shall not be made available for inspection by the public, but shall be made available immediately upon request to governmental agencies for uses related to the NPDES program or pretreatment program, and in enforcement proceedings involving the person furnishing the report.

Wastewater constituents and characteristics and other effluent data, as defined at 40 CFR 2.302 shall not be recognized as confidential information and shall be available to the public without restriction.

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1145.70 – 1145.79 WASTEHAULER REGULATIONS

1145.70 Applicability

All trucked wastes permitted to be disposed of using the City of Columbus POTW are to be discharged only at the trucked waste disposal site (TWDS) as designated by rule of the Director.

1145.71 Permits

A trucked waste discharge permit from the Director shall be required for each vehicle which is to be used for delivery of waste materials to a Columbus trucked waste disposal site. Trucked waste discharge permit application fees shall be established by rule of the Director.

- (A) A trucked waste discharge permit may be issued to an applicant who complies with the terms and conditions of this chapter. The Director may deny an applicant a permit where the applicant has falsified or omitted required information, is delinquent in paying sewer use fees and charges, or is a previous violator of waste disposal regulations.
- (B) An application for a trucked waste discharge permit shall be submitted to the Director on an approved form, and shall contain the following information:
 - (1) Vehicle owner's name, address and phone number;
 - (2) Vehicle operator's name, address and phone number (if not same as the owner);
 - (3) If the vehicle owner or operator is a corporation or partnership, the names, addresses and phone numbers of all corporate officers or partners;
 - (4) Motor vehicle serial number and valid, permanent Ohio vehicle license number;
 - (5) Make and year of vehicle and tank capacity;
 - (6) A listing of all other governmental licenses and permits issued to the vehicle or for use of the vehicle;
 - (7) Any other information as shall be required by the Director.
- (C) An application fee and surety bond in amounts determined by rule of the Director shall be submitted with each application for each vehicle for which a permit is requested. The application fee shall be submitted by check or money order made payable to "Columbus City Treasurer, Sewer Fund."
- (D) Any applicant denied a trucked waste discharge permit will be sent written notice of the reason for the denial within thirty (30) days after submission of the application. Any applicant who is denied a trucked waste discharge permit may appeal to the Director in writing within ten (10) days after receipt of the written notice. Failure on the part of an applicant to file a written appeal within the allotted ten (10) day period shall be deemed as acceptance of the denial of permit on the part of the applicant and shall not be eligible for further administrative appeal.

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- (E) A trucked waste discharge permit shall be valid for one (1) year from its date of issuance, unless otherwise suspended or revoked.
- (1) If a trucked waste hauler operates more than one truck that holds different permit expiration dates for each vehicle, pro-rated fees will be allowed for waste haulers that operate more than one truck in order to standardize the expiration date of all their trucks. The pro-rated application fee schedule will allow a waste hauler who obtains a discharge permit for a new truck to secure the same permit expiration date as their other trucks. The pro-rated application fee shall be based on quarterly increments of the annual permit application fee as established by the Director.
- (F) Trucked waste discharge permits are not transferable to other vehicles, operators, or owners.
- (G) Permit Re-issuance. The holder of a trucked waste discharge permit shall apply for permit re-issuance a minimum of thirty (30) days prior to the expiration of the hauler's existing permit by submitting a completed permit application on a form approved by the Director.

1145.72 Trucked Waste Operator's License

Any trucked waste hauler wishing to operate any vehicle which is permitted to discharge trucked wastes to the City POTW shall submit proof of certification under Ohio Administrative Code 3701-29-06.

1145.73 Revocation of TWDS Privilege

Noncompliance with any part of this section, subsequent regulations or orders as issued by the Director, other sections of this chapter or sections of other applicable City Code Chapters; shall subject the licensee or permit holder to revocation of the license or permit to utilize the services of the City sewer system for the disposal of trucked wastes. The permit or license holder shall be provided written notice of any revocation. The permit or license holder may appeal the revocation to the Director in writing, within ten (10) days of receipt of the notice of revocation. Failure to appeal revocation within ten (10) days of notification of the revocation shall be deemed agreement upon the part of the licensee or permit holder to the revocation of that license or permit. Re-issuance of any license or permit, after revocation, shall be at the discretion of the Director, and may be made subject to such conditions as the Director deems appropriate.

1145.74 Suspension

- (A) In lieu of revocation of any license or permit, the Director may suspend any license or permit for noncompliance with any part of this section, regulations, or orders, for a period not to exceed sixty (60) days. The permit or license holder shall be provided with written notification of the suspension. The permit or license holder may appeal the suspension to the Director in writing within ten (10) days of receipt of the notice of the suspension. Failure on the part of the license or permit holder to appeal the suspension within ten

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(10) days of receipt of the notice of the suspension shall be deemed agreement on the part of the license or permit holder to the conditions of the suspension.

- (B) No person shall use any truck under a permit suspension to discharge waste to the Columbus sewer system during the period of the suspension, even if the truck is sold or leased to another party during the period of the suspension.
- (C) No trucked waste operator shall operate any vehicle discharging waste to the Columbus sewer system while under suspension even if the trucked waste operator changes employer.

1145.75 Regulations

The Director may enact regulations as deemed necessary to control the discharge of trucked wastes to the Columbus sewer system. The Director may restrict, or prohibit, the discharge of trucked wastes to the Columbus sewer system which originate from sources outside the municipal jurisdiction of the City of Columbus. These regulations may include, but are not limited to:

- (A) Provisions requiring the display of vehicle permit number and tank capacity in gallons;
- (B) Minimum equipment and maintenance standards for permitted vehicles;
- (C) Standards and procedures for use of City's trucked waste discharge facilities;
- (D) Training requirements for license holders;
- (E) Application fees.

1145.77 Restrictions and Prohibitions

The Director may restrict or prohibit discharge of any trucked waste to the Columbus sewer system. No trucked waste may be discharged to the Columbus sewer system without the express, written permission of the Director on a manifest form as approved by the Director. The discharge of trucked wastes shall be permitted only at locations, and during such hours, as shall be established by rule by the Director. Discharge of trucked waste to the sewer system at any other location, or at any other time, is a violation of this Chapter. No trucked waste shall be discharged to the sewer system which has any of the following components:

- (A) Material not readily biodegradable or not known to be compatible with the treatment processes utilized in the POTW;
- (B) Material deleterious to treatment plant operations, or plant operators such as oil and grease of a mineral origin, gasoline, toxic materials, flammables, solvents, paint materials, sand, or other materials capable of causing physical damage to the POTW;
- (C) Materials which would cause unusual expense in handling or treatment, unless prior arrangements have been made at the discretion of the Director for payment of additional costs of services;

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- (D) Any material regulated under a federal categorical pretreatment standard, or any sludges or wastes resulting from treatment of materials under federal categorical pretreatment standards;
- (E) Any materials which violate, or could violate, any prohibitive or restrictive provisions of Columbus City Code, Chapter 1145, or which violates any federal or state industrial discharge standards, regulations, or laws.
- (F) Non-domestically produced waste will be accepted only from generators which are located geographically within the City's Pretreatment boundaries and meet Program requirements. Non-domestic waste will require prior approval pursuant to DOSD's Special Waste Evaluation Report Form (SWERF) procedure. Fees for SWERF evaluation will be charged in accordance with rates established and in current use for DOSD Surveillance Laboratory's normal billing for equivalent services for the public.
- (G) No load may be discharged without prior approval of a City representative.

1145.77 Prohibited Activities

No trucked waste hauler shall access the sewer system or POTW for any activity including discharge or withdrawal of material, except at locations and at times as designated by the Director. Any removal of manhole lids, or other access to the sewer system at times or places other than those designated by the Director, or without express permission of the Director shall be considered a violation of the conditions of this Section, and subject the violator to revocation of the trucked waste discharge permit and other enforcement activity as indicated in this Chapter and in other applicable City Code Chapters.

Chapter 1145 SEWER USE REGULATIONS

1145.80--1145.89 STORMWATER

1145.80 Applicability of 1145.80 – 1145.89

The provisions of Columbus City Codes Sections 1145.80 – 1145.89 shall be applicable to all premises within the City of Columbus. These sections shall also be applicable to premises outside of the City of Columbus which are tributary to the City sewer system, where the political subdivision in which the premises are located has by contract with the City of Columbus specifically agreed that the stormwater provisions of Columbus City Code 1145 will be applicable within that political subdivision and where the political subdivision has adopted the provisions of Columbus City Code Sections 1145.80 – 1145.89 as a regulation of that political subdivision.

1145.81 Stormwater Regulations

Notwithstanding any other provision of the Columbus City Codes, the Director may promulgate regulations governing the quantity and quality of stormwater discharges from premises within the City of Columbus and where applicable, from premises outside of the City of Columbus which are tributary to the City sewer system. Any regulation which is promulgated pursuant to this section shall be as stringent as any applicable Federal or State statute or regulation. In addition to the requirements of Columbus City Codes Sections 121.05 and 1145.11, the Director shall provide notice in the City Bulletin of any proposed nonemergency regulation at least thirty days prior to publication of the final regulation in the City Bulletin. The notice shall indicate the subject matter of the proposed regulation, where copies of the proposed regulation can be reviewed or obtained, where written comments concerning the proposed regulations can be submitted to the Director, and the last day upon which written comments will be received concerning the proposed regulation.

1145.82 Stormwater Permits

The Director may issue permits governing the quantity and quality of stormwater being discharged from premises within the City of Columbus and where applicable, from premises outside of the City of Columbus which are tributary to the City sewer system. The Director may issue permits under this section in conjunction with permits issued pursuant to Columbus City Codes Sections 1145.40 to 1145.49. Where a permit is issued in conjunction with permits issued pursuant to Columbus City Codes Sections 1145.40 to 1145.49, the permit will be subject to the provisions of Columbus City Codes Section 1145.44. Except for permits subject to the provisions of Columbus City Codes Section 1145.44, any action of the Director issuing, denying, modifying, or revoking a permit pursuant to this section may be appealed pursuant to the provisions of Columbus City Codes Section 1145.94.

1145.83 NPDES Permits

All persons who own or operate premises within the City or where applicable, premises outside of the City of Columbus which are tributary to the City MS4, where the premises have been issued a National Pollutant Discharge Elimination System (NPDES) permit shall provide the Director a copy of the permit. For all NPDES permits issued on or after the effective date of this

Chapter 1145 SEWER USE REGULATIONS

section, the permit shall be provided to the Director within sixty days of the issuance of the permit.

1145.84 Stormwater and Surface Drainage

Except as otherwise provided by this chapter, no person shall connect roof, foundation, area way, parking lot, roadway, or other surface runoff or ground water drains to any sanitary sewer which is connected to the city's POTW treatment facility. Any such connections shall be considered illegal, and shall be subject to immediate removal by the owner of the premises so connected, and at such owner's expense.

- (A) Stormwater shall be discharged into such sewers as are specifically designed and designated as storm or combined sewers. Such discharges shall be to storm sewers or to open drainage courses, rather than combined sewers, if both are reasonably available.
- (B) Foundation Drains legally connected to sanitary sewers before the effective date of this section may be required to be removed, if it is established by the Director that such connection is detrimental to the operation of the POTW, and that such removal is cost effective.
- (C) All sanitary wastewater(s) must be discharged directly into a sanitary or combined sewer, or a private sewer that discharges to the public sanitary sewer system, except as otherwise provided by this chapter.

1145.85 Wastewater Discharge to Storm Sewers

No person shall discharge or allow to be discharged wastewater to the City storm sewers without a valid NPDES permit. Existing wastewater discharges to the City's storm sewers which are licensed pursuant to Ohio Administrative Code Section 3701-21 shall be eliminated within a reasonable time after sanitary sewer service is available to the premises, or sooner if required by the federal or state law. No person shall discharge wastewater to the City's storm sewers in violation of an applicable NPDES permit or license issued pursuant to Ohio Administrative Code Section 3701-21.

1145.86 Non-Stormwater Discharge to Storm Sewers

Except as authorized by a valid Individual or General NPDES permit or as authorized in writing by the Director, any direct or indirect discharge to the storm sewer that is not composed entirely of stormwater is prohibited.

Chapter 1145 SEWER USE REGULATIONS

1145.90 – 1145.99 ADMINISTRATIVE ENFORCEMENT

1145.90 Notification of Violation

Whenever the Director finds that any person has violated, or is violating this Chapter, the Director may serve upon said person, written Notification of Violation (NOV). Within ten (10) days of receipt of this NOV, any person receiving the NOV shall submit to the Director an explanation of the violation and a remedial action plan (RAP) to correct the violation and prevent the future occurrence of noncompliance. Submission of this plan in no way relieves the User of liability for any violations occurring before or after receipt of the Notice of Violation. Nothing in this Section shall limit the authority of the Director to take any action, including emergency actions or any other enforcement action, without first issuing a notice of violation.

1145.91 Orders

The Director may issue orders to any person as deemed necessary to administer and enforce the provisions of this chapter and regulations adopted pursuant to this chapter. No person shall violate any order issued under this chapter. Any person issued an order by the Director may request a hearing to appeal the order pursuant to Section 1145.94 of this chapter.

(A) The Director may issue, but is not limited to the following orders.

- (1) Order by Consent. The Director may enter into a consent order establishing an agreement with any person responsible for noncompliance. Such order shall include specific actions to be taken by the person to correct the noncompliance within a specific time period.
- (2) Compliance Order. When the Director finds that a person has violated, or continues to violate this Chapter, the Director may issue an order to the person responsible for the discharge directing that the person come into compliance within a specified time. If the person does not come into compliance within the time provided, sewer service may be discontinued by plugging the stormwater discharge at connection with the City's MS4 unless adequate BMP, treatment facilities, devices, or other related appurtenances are installed and properly operated. The orders may also contain such other requirements as might be reasonably necessary and appropriate to address the noncompliance, including the installation of new technology, monitoring or additional monitoring and revised BMP or management practices. A compliance order may not extend the deadline for compliance established for a standard or requirement, nor does a compliance order relieve the person of liability for any violation, including any continuing violation. Issuance of a compliance order shall not be a bar against, or a prerequisite for, taking any other action against such person.
- (3) Cease and Desist Orders. When the Director finds that a person has violated, or continues to violate this chapter, the Director may issue an order to cease and desist all such violations and direct such persons in noncompliance to:
 - (a) Comply forthwith;

Chapter 1145 SEWER USE REGULATIONS

- (b) Take such appropriate remedial or preventive action as may be needed to properly address a continuing or threatened violation, including halting operations and terminating the discharge.

1145.92 Spill Abatement and Mitigation

The Director, or his or her designee, may order any clean-up, abatement, or mitigation action determined reasonable, including using a private contractor, when any environmental spill or discharge of any material to the sewer system, POTW or MS4:

- (A) Poses a threat or damage to any structure of the sewer system or POTW
- (B) Poses a threat or damage to any treatment process or sludge disposal practice of the POTW
- (C) Endangers the health or safety of any employees of the Department
- (D) Could pass-through the POTW
- (E) Causes violation of any federal or state discharge permit issued to the City, or
- (F) Damages the environment or receiving waters.

Any and all expenses for any such action, including labor costs incurred by the City shall be charged to the person responsible for the spill or discharge. The Director may add such charges to the person's sewer service charge, and pursue other available collection remedies. Such charges shall be in addition to, and not in lieu of, any other remedies the City may have under this chapter, statutes, regulations, at law or in equity.

1145.93 Show Cause Hearing

The Director may order any person who causes or contributes to violations of this chapter to show cause why a proposed enforcement action should not be taken. The person shall be served notice of the hearing, specifying the place and time of the hearing, the proposed enforcement action and the reasons for such action, and a request that the person show cause why this proposed enforcement action should not be taken. The notice of the hearing shall be served personally at least ten (10) days prior to the hearing. Such notice may be served on the principal executive, general partner, or corporate officer, or authorized agent or representative of the entity. The person listed as the company contact in a permit issued pursuant to this chapter may be considered an authorized agent for purposes of this section. Any person ordered by the Director to appear at a show cause hearing who fails to appear shall be deemed to have agreed to whatever action is taken by the Director as the result of the hearing. Actions taken by the Director resulting from a show cause hearing are not subject to the appeal provisions set forth in Section 1145.94 of this chapter.

Chapter 1145 SEWER USE REGULATIONS

1145.94 Appeals to the Director

Any person adversely affected by an action of the Director pursuant to this chapter, where this chapter has specifically provided for appeal by way of a hearing, shall file a notice of appeal with the Director within ten (10) days of said action. A notice of appeal shall include at a minimum: the name, address and telephone number of appellant; the date; a statement of intent to appeal; a description of the nature of the appeal, and any pertinent documentation. All filings required herein shall be made at the office of the Director. The Director shall convene a hearing on the matter within thirty (30) days of receipt of the notice of appeal, except as otherwise provided by this chapter. The Director may grant continuances as deemed necessary.

The Director shall issue a written decision of the appeal within ten (10) days of the hearing. The Director may affirm, modify, or rescind any action or proposed action of the Director which was the subject matter of the hearing. Any person who fails to timely file a notice of appeal or to otherwise prosecute an appeal of an action of the Director pursuant to this Section shall be deemed to have agreed to the action taken by the Director.

- (A) The Director or appointed designee shall serve as the hearing officer. Where the hearing officer is not the Director, the hearing officer shall not be an employee of the Industrial Pretreatment Section of the Division of Sewerage and Drainage or a City employee with previous direct involvement with the matter being heard.
- (B) The Director shall maintain a record of the hearing for not less than sixty (60) calendar days from the date of any final decision. The record may be made by stenographic means or by the use of audio electronic recording devices.
- (C) Rules regarding the admissibility of evidence shall not be strictly applied in the hearing but all testimony shall be under oath. The hearing officer shall administer oaths. The hearing officer shall pass upon the admissibility of evidence, but a party may at the time make objections to the ruling of the hearing officer and if the hearing officer refuses to admit evidence, the party offering the same shall make a proffer thereof, and such proffer shall be made a part of the record of such hearing.
- (D) All parties shall have the right to:
 - (1) offer and examine witnesses and present evidence in support of their case
 - (2) cross-examine adverse witnesses
 - (3) proffer evidence into the record if its admission has been denied
- (E) All hearings shall proceed as in a trial of a civil action with the Division of Sewerage and Drainage having the burden of going forward. Upon agreement of the parties, and approval by the Director, hearings may be conducted based on stipulated facts and briefs of the parties. Each party shall provide the hearing officer and any other parties a proposed list of witnesses and exhibits to be used by that party at the hearing at least five days prior to the scheduled hearing, if required by the hearing officer.
- (F) All parties shall have the right to appear and be heard in person, or have legal counsel, to present their case.

Chapter 1145 SEWER USE REGULATIONS

1145.95 Revocation of Treatment Services

The Director may terminate sewer services after thirty (30) days notice, except as provided in emergency revocation of services and, where applicable, revoke the discharge permit of any User who violates any provision or condition of this chapter, including but not limited to the following conditions:

- (A) Violation of permit conditions
- (B) Failure to accurately report the wastewater constituents and characteristics of its discharge
- (C) Failure to report significant changes in operations or wastewater constituents and characteristics
- (D) Refusal of reasonable access to the person's premises for the purposes of inspection, monitoring or sampling

Any user desiring a hearing on the revocation of a discharge permit and termination of services issued under this Section must file an appeal with the Director within ten (10) days of being notified. The Director shall convene a hearing on the matter within ten (10) days of receiving the request. Failure on the part of a user to file a written appeal within the allotted ten (10) day period shall be deemed as admission of the stated violation(s) and agreement with and acceptance of revocation of the discharge permit and termination of service.

The Director may take whatever actions are necessary in order to prevent use of the sewer system by users whose sewer services have been terminated. The Director may terminate City water service to any premises in order to enforce any termination of sewer services to the same premises.

1145.96 Emergency Revocation of Services

The Director may immediately revoke sewer services or the permit of any user issued a permit pursuant to this Chapter whenever, in the Director's opinion, such revocation is necessary in order to stop an actual or threatened discharge presenting or causing an imminent or substantial endangerment to the health or welfare of persons, the sewer system or the environment.

- (A) Any person notified of such revocation of sewer services or permit, shall immediately stop or eliminate such discharge. In the event of a person's failure to immediately comply voluntarily with the revocation order, the Director shall take such steps as deemed necessary, including immediate severance of the sewer connection, to prevent or minimize damage to the sewer system, its receiving stream, the environment, endangerment to any individuals or violation of any Federal or State discharge permit issued to the City. The Director shall allow the person to recommence discharge when the endangerment has passed, unless the termination proceedings set forth in Section 1145.85 are initiated against the person.
- (B) A person who is responsible, in whole or in part, for an imminent endangerment, shall submit a detailed, written statement describing the causes of the harmful contribution,

Chapter 1145 SEWER USE REGULATIONS

and the measures taken to prevent any future occurrence to the Director, prior to the date of a hearing set pursuant to the provisions of Section 1145.83 of this Chapter.

1145.97 Public Nuisance

Any violation of the provisions of this Chapter is hereby declared a public nuisance and may be corrected or abated by the Director. Any person(s) creating a public nuisance shall be subject to the provisions of the City Code governing such nuisances, including reimbursing the City for any costs incurred in removing, abating, or remedying such nuisances.

1145.98 Contractor Listings

The Director may revoke eligibility to receive contractual awards for the sale of goods and services to the City of Columbus, Ohio, for any person who has not achieved consistent compliance with applicable pretreatment standards or any requirements of this chapter.

1145.99 Federal or State Enforcement

In addition to other remedies for enforcement provided herein, the Director may petition the Ohio EPA or the USEPA, as appropriate, to exercise such methods or remedies as shall be available to such governmental entities to seek criminal or civil penalties, injunctive relief, or such other remedies as may be provided by applicable federal or state laws in order to:

- (A) Ensure compliance by any user with applicable categorical pretreatment standards
- (B) Prevent the introduction of toxic pollutants or other regulated pollutants into the sewer system
- (C) Prevent such other water pollution as may be regulated by state or federal law.

Chapter 1145 SEWER USE REGULATIONS

1145.100 – 1145.109 FINES AND COST RECOVERY

1145.100 Administrative Fines

The Director may assess, on a strict liability basis, except where this chapter expressly provides for an affirmative defense, administrative fines, not to exceed \$5,000 per violation, against any person who violates any provision of this chapter, regulation, permit, license, or other requirements enacted pursuant to this chapter. Each day, or portion thereof, when a violation occurs, shall be considered a separate violation.

- (A) In determining the amount of an administrative fine, the Director shall consider the magnitude and severity of the violation, history of past violations or compliance, economic advantage accrued by the violator due to the violation or noncompliance, and affirmative actions taken by the violator to comply with the provisions of this chapter and regulations, permit, license, or other promulgations pursuant to this chapter. The Director may enact regulations establishing minimum administrative fines for violation of specific sections of this chapter, or regulations enacted pursuant to this chapter.
- (B) Any administrative fines assessed by the Director against a person may be added to the person's sewer service charge, and the Director shall have such collection remedies as provided to collect other service charges.
- (C) Any person assessed an administrative fine pursuant to this section may appeal the action of the Director as provided for in Section 1145.94 of this chapter.

1145.101 Assessment of Damages

Whenever any person discharges any substance that causes an obstruction, damage, or any other impairment to the sewer system, POTW or MS4:, or any related expense of whatever character or nature to the City, the Director may assess the expenses incurred by the City to clear the obstruction, repair the damage to the sewer system, POTW or MS4:, and any other expenses or damages incurred by the City.

Assessments made by the Director against a person may be added to the person's sewer service charge, and the Director shall have such collection remedies as to collect other service charges.

1145.102 Cost Recovery For Sewer Blockages

Any user who discharges or places into the sewer system, POTW or MS4:, any substance or material that causes a total or partial obstruction or blockage is required to reimburse the City for the costs incurred in responding to the obstruction or blockage.

- (A) Cost recovery fees for responding to obstructions or blockages shall be established by rule by the Director pursuant to Section 1145.11. This amount shall be assessed to any User that caused or contributed to the obstruction or blockage. This assessment may be pro-rated to more than one user if more than one user contributed to the obstruction or blockage.

Chapter 1145 SEWER USE REGULATIONS

- (B) The Director may assess additional amounts if repair of the blockage requires an increased level of effort or is otherwise unusual. In addition, nothing in this rule limits the City's ability to seek reimbursement for any and all other types of damage caused by any user to any part of the sewer system, including the wastewater treatment plants.
- (C) All assessments pursuant to this rule shall be added to the user's sewer service account, and may be appealed to the Director pursuant to Columbus City Code Section 1145.94.

1145.103 Fines Levied Against the City

In addition to other remedies available to the City set forth elsewhere in this Chapter or City Code, if the City is fined by the Ohio EPA or USEPA for violation of the City's NPDES Permits, other control documents, or violation of water quality standards, then the fine, including all City legal, sampling, analytical testing costs, and any other related costs may be charged to the responsible user. Such charge shall be in addition to, and not in lieu of, any other remedies the City may have under this chapter, statutes, regulations, at law or in equity.

Chapter 1145 SEWER USE REGULATIONS

1145.110 – 1145.119 JUDICIAL REMEDIES

1145.110 Legal Action

Whenever the Director finds that any person has violated, or continues to violate, the provisions of this Chapter, the Director may seek from a court of competent jurisdiction, injunctive relief against said person. The Director may seek other civil action to collect any administrative fines, and to seek civil penalties and damages provided for by this chapter. The Director may refer any violation of this chapter to the City Prosecutor for criminal prosecution.

1145.111 Civil Penalty

Any person who negligently violates, or continues to negligently violate any provision of this chapter shall pay a civil penalty of not more than twenty-five thousand dollars (\$25,000) for each violation. Each day or portion thereof during which such a violation occurs shall be considered a separate violation. In the case of a monthly or other long term average discharge limit, penalties shall accrue for each day during the period of the violation.

1145.112 Criminal Penalty

Any person who recklessly violates, or continues to recklessly violate any provision of this chapter shall be deemed guilty of a misdemeanor of the first degree and fined an amount not to exceed five thousand dollars (\$5,000) or imprisonment for not more than six (6) months or by both. Each day, or portion thereof, when a violation occurs, shall be considered a separate offense. Upon the second or subsequent conviction for any violation of this chapter, the offender shall be fined an amount of not less than one thousand dollars (\$1,000), and not to exceed five thousand dollars (\$5,000) in addition to any imprisonment provided under this section.

1145.113 Remedies Nonexclusive

The remedies provided for in this ordinance are not exclusive. The Director may take any, all, or any combination of these actions against a noncompliant user. Enforcement of pretreatment violations will generally be in accordance with the City of Columbus' enforcement response plan. However, the Director may take other action against any user when the circumstances warrant. Further, the Director is empowered to take more than one enforcement action against any noncompliant user.

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0001-2012

Drafting Date: 1/3/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: 2012 Meeting Schedule - City of Columbus Records Commission

Contact Name: Monique Goins-Ransom, Records Commission Coordinator

Contact Telephone Number: 614- 645-0845

Contact Email Address: mlgoins-ransom@columbus.gov

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2012 are scheduled as follows:

Monday, January 23, 2012

Monday, May 14, 2012

Monday, September 24, 2012

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room (226). They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-0845.

Advertise: 01/14/2012 to 09/29/2012

Legislation Number: PN0009-2012

Drafting Date: 1/9/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Downtown Commission 2012 Meeting Schedule

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Downtown Commission 2012 Meetings

Business Meeting
109 N. Front St.
1st Fl. Conf. Room
8:30am - 10:00am

Regular Meeting
109 N. Front St.
Training Center
8:30am - 11:00am

February 9, 2012

April 12, 2012

June 14, 2012

August 9, 2012

October 11, 2012

December 13, 2012

January 24, 2012

February 28, 2012

March 27, 2012

April 24, 2012

May 22, 2012

June 26, 2012

July 24, 2012

August 28, 2012

September 25, 2012

October 23, 2012

November 27, 2012

December 18, 2012

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.

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

"The Columbus City Health Code is updated and maintained by the Columbus Health Department.
To view the most current City Health Code, please visit:
www.publichealth.columbus.gov

Legislation Number: PN0219-2012

Drafting Date: 7/18/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Downtown Commission Hearing Date Change

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Downtown Commission Hearing Date Change

The Downtown Commission Hearing scheduled for Tuesday, July 24th has been postponed to Tuesday, July 31st. The meeting will still be held at 109 N. Front St., Training Center (ground floor) starting at 8:30am.

Legislation Number: PN0220-2012

Drafting Date: 7/19/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

OFFICIAL NOTICE

Notice/Advertisement Title:

CIVIL SERVICE COMMISSION

COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ONLINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. TO 4:00 P.M. MONDAY THROUGH FRIDAY

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at www.csc.columbus.gov 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.

Legislation Number: PN0222-2012

Drafting Date: 7/20/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Southwest Area Commission Bylaws Revised
Contact Name: David Hooie
Contact Telephone Number: 614-645-7343
Contact Email Address: dehooie@columbus.gov

replace with main text of public notice

Legislation Number: PN0223-2012

Drafting Date: 7/20/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: City Council Zoning Agenda for 07/30/2012
Contact Name: Geoffrey Starks
Contact Telephone Number: 614-645-7293
Contact Email Address: gjstarks@columbus.gov

**REGULAR MEETING NO. 44
CITY COUNCIL (ZONING)
JULY 30, 2012
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

0033-2012

To rezone 1675 GEORGESVILLE SQUARE DRIVE (43228), being 16.35± acres located at the northeast corner of Holt Road and Georgesville Square Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-007).

1615-2012

To grant a Variance from the provisions of Section 3367.01, M-2, Manufacturing uses, of the Columbus City Codes; for the property located at 6950 AMERICANA PARKWAY (43068), to permit a 6,600 square foot child day care center in the M-2, Manufacturing District (Council Variance # CV12-026).

1642-2012

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District Use; 3312.21, Landscaping and screening; 3321.05(B) (2), Vision clearance; 3332.19, Fronting on a public street; 3332.21, Building lines; 3332.27, Rear yard; 3372.541, Landscaped area and treatment; 3372.542, Maximum lot coverage and 3372.544, Maximum floor area of the Columbus City Codes for property located at 2482 NEIL

AVENUE (43201), to allow up to 17 dwelling units on one parcel in the R-2F, Residential District with reduced development standards. (Council Variance # CV10-032)

1643-2012

To rezone 3936 SCIOTO DARBY CREEK ROAD (43026), being 7.98± acres located on the north side of Scioto Darby Creek Road, 980± feet west of Scioto Darby Executive Court, From: R-1, Residential and C-4, Commercial Districts, To: L-M, Limited Manufacturing District (Rezoning # Z12-010).

1671-2012

To rezone 5049 EDWARDS FARM ROAD (43221), being 14.3± acres located on the west side of Edwards Farm Road, 500± feet south of Bourbon Street, From: R, Rural District, To: L-ARLD, Limited Apartment Residential District (Rezoning # Z12-020).

1686-2012

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, apartment residential district use and 3333.23, Minimum side yard permitted, of the Columbus City Codes, for the property located at 738 BRYDEN ROAD (43205), to permit a hostel with reduced development standards in the ARLD, Apartment Residential District. (Council Variance #CV12-019)

Legislation Number: PN0224-2012

Drafting Date: 7/25/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Development Commission Zoning Meeting Agenda- August 9, 2012

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

AUGUST 9, 2012

The Development Commission of the City of Columbus will hold a public hearing on the following applications on **Thursday, AUGUST 9, 2012**, 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: Z12-033 (12325-00000-00237)

Location: 3433 GENDER ROAD (43110), being 4.9± acres located on the west side of Gender Road, 265± feet north of Refugee Road (530-248754, Southeast Community Coalition).

Existing Zoning: L-C-4, Limited Commercial District.

Request: L-ARLD, Limited Apartment Residential District.

Proposed Use: Multi-unit dwellings.

Applicant(s): New Village Communities LLC; c/o Jeffrey L. Brown, atty; 37 West Broad Street; Suite 725; Columbus, Ohio 43215.

Property Owner(s): BJM Co. Inc; 6128 Inverurie Dr. E; Dublin, Ohio 43017.

Planner: Dana Hitt, 645-2395; dahitt@columbus.gov

2. APPLICATION: Z12-035 (12335-00000-00311)

Location: 1018 MARSALA AVENUE (43228), being 4.4± acres located on the east side of Marsala Avenue, 520± feet south of Feder Road (010-243602).

Existing Zoning: L-AR-12, Limited Apartment Residential District.

Request: L-ARLD, Limited Apartment Residential District.

Proposed Use: Multi-unit residential development.

Applicant(s): Hartford Village Commons, LLC; c/o Jeffrey L. Brown and David Hodge, Attys.; Smith & Hale, LLC; 37 West Broad Street, Suite 725; Columbus, OH 43215.

Property Owner(s): Hartford Village Commons, LLC; 470 Olde Worthington Road, Suite 100; Westerville, OH 43082.

Planner: Shannon Pine; 645-2208; spine@columbus.gov <<mailto:spine@columbus.gov>>.

3. APPLICATION: Z12-034 (12335-00000-00301)

Location: 5509 NORTH HAMILTON ROAD (43230), being 1.85± acres located on the west side North Hamilton Road, 792± feet south of Blendon Brook Lane. (010-210808).

Existing Zoning: L-C-4, Limited Commercial District.

Request: L-C-4, Limited Commercial District.

Proposed Use: Pet Daycare with outside runs and boarding.

Applicant(s): The Myers Y. Cooper Company; c/o Jeffrey L. Brown & David L. Hodge, Attys.; Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

Property Owner(s): Suburban Improvement of Columbus, Inc; P.O. Box 490; New Albany, OH 43054

Planner: Dana Hitt, 645-2395; dahitt@columbus.gov

Legislation Number: PN0309-2011

Drafting Date: 12/5/2011

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: German Village Commission 2012 Meeting Schedule

Contact Name: Cristin Moody

Contact Telephone Number: (614) 645-8040

Contact Email Address: camoody@columbus.gov

The German Village Commission has its Regular Meeting the 1st Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8040 or by e-mail to 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

Business Meeting Dates
(1st fl. Conf. Rm, 109 N. Front St.)

Regular Meeting Date
German Village Meeting Haus

12:00pm

(588 S Third St.) 4:00pm

December 20, 2011	December 27, 2011	January 3, 2012
January 24, 2012	January 31, 2012	February 7, 2012
February 21, 2012	February 28, 2012	March 6, 2012
March 20, 2012	March 27, 2012	April 3, 2012
April 17, 2012	April 24, 2012	May 1, 2012
May 22, 2012	May 29, 2012	June 5, 2012
June 19, 2012	June 26, 2012	July 10, 2012
July 24, 2012	July 31, 2012	August 7, 2012
August 21, 2012	August 28, 2012	September 11, 2012
September 18, 2012	September 25, 2012	October 2, 2012
October 23, 2012	October 30, 2012	November 13, 2012
November 20, 2012	November 27, 2012	December 4, 2012
December 18, 2012	December 20, 2012	January 8, 2013
January 22, 2013	January 29, 2013	February 5, 2013

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

Legislation Number: PN0310-2011

Drafting Date: 12/5/2011

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Brewery District Commission 2012 Meeting Schedule

Contact Name: James Goodman

Contact Telephone Number: (614) 645-7920

Contact Email Address: jgoodman@columbus.gov

The Brewery District Commission has its Regular Meeting the 1st Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-7920 or by e-mail to 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

Business Meeting Dates
(1st fl. Conf. Rm, 109 N. Front St.)
12:00pm

Regular Meeting Date
(Training Center, 109 N. Front St.)
6:15pm

December 22, 2011	December 29, 2011	January 5, 2012
January 19, 2012	January 26, 2012	February 2, 2012
February 16, 2012	February 23, 2012	March 1, 2012
March 22, 2012	March 29, 2012	April 5, 2012
April 19, 2012	April 26, 2012	May 3, 2012
May 24, 2012	May 31, 2012	June 7, 2012
June 21, 2012	June 28, 2012	July 5, 2012
July 19, 2012	July 26, 2012	August 2, 2012
August 23, 2012	August 30, 2012	September 6, 2012
September 20, 2012	September 27, 2012	October 4, 2012
October 18, 2012	October 25, 2012	November 1, 2012
November 21, 2012	November 29, 2012	December 6, 2012
December 20, 2012	December 27, 2012	January 3, 2013
January 24, 2013	January 31, 2013	February 7, 2013

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

Legislation Number: PN0311-2011

Drafting Date: 12/5/2011

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Victorian Village Commission 2012 Meeting Schedule

Contact Name: James Goodman

Contact Telephone Number: (614) 645-7920

Contact Email Address: jagoodman@columbus.gov

The Victorian Village Commission has its Regular Meeting the 2nd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-7920 or by e-mail to 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	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
December 29, 2011	January 5, 2012	January 12, 2012
January 26, 2012	February 2, 2012	February 9, 2012
February 23, 2012	March 1, 2012	March 8, 2012
March 29, 2012	April 5, 2012	April 12, 2012
April 26, 2012	May 3, 2012	May 10, 2013

May 31, 2012	June 7, 2012	June 14, 2012
June 28, 2012	July 5, 2012	July 12, 2012
July 26, 2012	August 2, 2012	August 9, 2012
August 30, 2012	September 6, 2012	September 13, 2012
September 27, 2012	October 4, 2012	October 11, 2012
October 25, 2012	November 1, 2012	November 8, 2012
November 29, 2012	December 6, 2012	December 13, 2012
December 27, 2012	January 3, 2013	January 10, 2013
January 31, 2013	February 7, 2013	February 14, 2013

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

Legislation Number: PN0312-2011

Drafting Date: 12/5/2011

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Italian Village Commission 2012 Meeting Schedule

Contact Name: Connie Torbeck

Contact Telephone Number: (614) 645-0664

Contact Email Address: cltorbeck@columbus.gov

The Italian Village Commission has its Regular Meeting the 3rd Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-0664 or by e-mail to 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	Business Meeting Date (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
January 3, 2012	January 10, 2012	January 17, 2012
February 7, 2012	February 14, 2012	February 21, 2012
March 6, 2012	March 13, 2012	March 20, 2012
April 3, 2012	April 10, 2012	April 17, 2012
May 1, 2012	May 8, 2012	May 15, 2012
June 5, 2012	June 12, 2012	June 19, 2012
July 3, 2012	July 10, 2012	July 17, 2012
August 7, 2012	August 14, 2012	August 21, 2012
September 4, 2012	September 11, 2012	September 18, 2012
October 2, 2012	October 9, 2012	October 16, 2012
November 6, 2012	November 13, 2012	November 20, 2012

December 4, 2012
January 2, 2013
February 5, 2013

December 11, 2012
January 8, 2013
February 12, 2013

December 18, 2012
January 15, 2013
February 19, 2013

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

Legislation Number: PN0313-2011

Drafting Date: 12/5/2011

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Historic Resource Commission 2012 Meeting Schedule

Contact Name: Connie Torbeck

Contact Telephone Number: (614) 645-0664

Contact Email Address: cltorbeck@columbus.gov

The Historic Resource Commission has its Regular Meeting the 3rd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-0664 or by e-mail to 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	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
January 5, 2012	January 12, 2012	January 19, 2012
February 2, 2012	February 9, 2012	February 16, 2012
March 1, 2012	March 8, 2012	March 15, 2012
April 5, 2012	April 12, 2012	April 19, 2012
May 3, 2012	May 10, 2012	May 17, 2012
June 7, 2012	June 14, 2012	June 21, 2012
July 5, 2012	July 12, 2012	July 19, 2012
August 2, 2012	August 9, 2012	August 16, 2012
September 6, 2012	September 13, 2012	September 20, 2012
October 4, 2012	October 11, 2012	October 18, 2012
November 1, 2012	November 8, 2012	November 15, 2012
December 6, 2012	December 13, 2012	December 20, 2012
January 3, 2013	January 10, 2013	January 17, 2013
February 7, 2013	February 14, 2013	February 21, 2013

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

Legislation Number: PN0314-2011

Drafting Date: 12/5/2011

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Board of Commission Appeals 2012 Meeting Schedule

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

The Board of Commission Appeals has its Business Meeting the last Wednesday of every other month (as necessary and barring Holiday exceptions). Special hearing dates may also be scheduled on an "as needed basis" in accordance with Columbus City Code 3118. Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to 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 25, 2012

March 28, 2012

May 30, 2012

July 25, 2012

September 26, 2012

November 28, 2012

January 30, 2013

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 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.

Legislation Number: PN0325-2011

Drafting Date: 12/14/2011

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: **UPDATED** Columbus Art Commission 2012 Meeting Schedule

Contact Name: Lori Baudro

Contact Telephone Number: (614) 645-6986

Contact Email Address: lsbaudro@columbus.gov

A Sign Language Interpreter will be made available provided the Planning Division Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036. To confirm the meetings, please contact Lori Baudro at 645-6986 or lsbaudro@columbus.gov.

Application Deadline	Business Meeting Dates (King Arts Complex.) 867 Mt. Vernon Ave. 8:30am to 10:00am	Hearing Dates City of Columbus 109 N. Front St., Training Center 6:00pm
July 6, 2012	July 11, 2012	July 26, 2012
August 3, 2012	August 8, 2012	August 23, 2012

September 7, 2012	September 12, 2012	September 27, 2012
October 5, 2012	October 10, 2012	October 25, 2012
November 9, 2012	November 14, 2012	November 29, 2012
December 7, 2012	December 12, 2012	December 20, 2012*

*Hearing Location Venue Change
Columbus Health Department
240 Parsons Avenue

Legislation Number: PN0330-2011

Drafting Date: 12/20/2011

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title:

NOTICE OF REGULAR COLUMBUS RECREATION AND PARKS COMMISSION MEETINGS
2012

Contact Name: Eric L.Brandon
Contact Telephone Number: 614-645-5253
Contact Email Address: ebrandon@columbus.gov

EXHIBIT A

NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 11, 2012 - 1111 East Broad Street, 43205
Wednesday, February 8, 2012 - 1111 East Broad Street, 43205
Wednesday, March 14, 2012 - 1111 East Broad Street, 43205
Wednesday, April 11, 2012 - 1111 East Broad Street, 43205
Wednesday, May 9, 2012 - 1111 East Broad Street, 43205
Wednesday, June 13, 2012 - 1111 East Broad Street, 43205
Wednesday, July 11, 2012 - 1111 East Broad Street, 43205
August Recess - No meeting
Wednesday, September 12, 2012 - 1111 East Broad Street, 43205

Wednesday, October 10, 2012 - 1111 East Broad Street, 43205
Wednesday, November 14, 2012 - 1111 East Broad Street, 43205
Wednesday, December 12, 2012 - 1111 East Broad Street, 43205

In the event no proper business exists the meeting may be cancelled without further notice. For more information you may contact the Columbus Recreation and Parks Department, 1111 East Broad Street, Suite 200, Columbus, Ohio 43205 (Telephone: 614-645-3319).

Alan D. McKnight, Executive Director
Columbus Recreation and Parks Department

Southwest Area Commission Bylaws
Revised

These Bylaws establish the procedure under which the Southwest Area Commission shall execute those duties and functions set forth in and with authority granted under Chapters 3109 and 3111 of the Columbus City Codes (herein abbreviated as C.C.).

Article I. Name

The name of this organization shall be the Southwest Area Commission, herein referred to as the "Commission".

Article II. Area

The boundaries of the Commission are: to the north, Mound Street, Mt. Calvary and Greenlawn Avenues, to the east by the Scioto River, to the south by Interstate 270 and to the west by CSX Railroad tracks, or as detailed in C.C. 3111. The Commission serves the incorporated areas of the City of Columbus, and strives to maintain an effective working relationship with the jurisdictions that fall within the Commission's boundaries which include: Franklin County, Franklin Township, Urbancrest and Jackson Township.

Article III. Purpose

1. The purpose of this Commission shall be to afford additional voluntary citizen participation in decision making in an advisory capacity to the City Administration and City Council and to facilitate communication, understanding, and cooperation between neighborhood groups, city officials, and developers. The Commission shall:

A. In the interests of local planning for local needs, identify and study problems and requirements of the Commission Area in order to:

1. Create plans and policies, which will serve as guidelines for future development of the Area;
2. Bring the problems and needs of the Area to the attention of appropriate government agencies or residents; and
3. Recommend solutions or legislation.

B. Air and promote communication within the Commission Area and between it and the rest of the City by means of:

1. Regular and special meetings of the Commission which are open to the public;
2. Public hearings on problems, issues or proposals affecting the area;
3. Public forums and surveys to provide an opportunity for Area residents, businesses and organizations to state their problems and concerns.
4. Soliciting active cooperation of all segments of the Area and City, including organizations, institutions, and government.
5. Initiating proposals and supporting those introduced by individual citizens or area organizations, which will enhance the quality of life enjoyed by area residents and preserve the unique residential and commercial mix of the Area; and
6. Promoting and encouraging businesses whose functions, methods of operation, architectural appearance, and locations are consistent with the character and requirement of the Area.

C. Initiate, review, and recommend criteria and programs for the preservation, development and enhancement of the Commission Area, including, but not limited to, parks, recreation areas, sidewalks, street, and traffic, by means of:

1. Reviewing the proposed Capital Improvements Budget and proposing new items and changes relating to the Area;
2. Making recommendations for restoration and preservation of the historical elements within the Area; and
3. Receiving and reviewing for recommendation, prior to the adoption by governmental bodies, any new or revised comprehensive plan affecting the Area.

D. Recommend priorities for and review government services and operation of the various government departments in the Commission Area by means of:

1. Requesting and receiving from departments or agencies periodic reports concerning governmental services or practices in the Area;
2. Meeting with administrative heads of any department or agency, or any of their subordinates, to obtain additional information deemed necessary for the Commission to fulfill its functions.
3. Requesting and receiving from departments or agencies, prior to implementation, full reports on any proposed changes in service or practice in the Area, and recommending approval or disapproval of the proposed changes;
4. Reviewing and evaluating pending legislation substantially affecting the Area prior to its consideration by Council; and
5. Review and comment on zoning issues and demolitions presented to the Commission.

E. Recommend persons from the Commission Area for nomination to membership on City boards and commissions, which make decisions or recommendations affecting the Commission Area.

2. The Commission shall not endorse any candidate for public office.

Article IV. Membership

1. Appointment. All Commissioners shall be appointed by the Mayor of the City of Columbus in accordance with C.C. 3109. The Secretary shall notify the Mayor of all nominations, elections, and vacancies within ten days of such action.

A. Should the Mayor neither approve nor disapprove the action within thirty (30) days of notifications, the action shall be deemed approval until notice from the Mayor as specified in C.C.3109.

B. A copy of each notice shall be sent to the City Council in care of the City Clerk.

2. Members. The Commission shall consist of up to thirteen (13) members. Each member shall either reside, work or own property in the Commission Area and serve without compensation.

A. Nine (9) Elected Commissioners shall be selected from the Southwest Area. The nine (9) Commissioners shall be selected in accordance with the selection rules adopted by the Southwest Area Commission. Each elected Commissioner must be a resident in the City of Columbus.

B. Four (4) At-Large Commissioners, should either be employed, own real property or operate a business within the Area, shall be nominated by the Commission. The four (4) individuals nominated by the Commission may be from, but not limited to, the following: one (1) official from South-Western City Schools; one (1) from the fields of human services; one (1) representative of the Southwest Area clergy; and one (1) from the Southwest Area Business Association.

C. The Commission must maintain a majority of the members to be residents of the Southwest Area boundaries.

3. Terms. The term of membership of elected officials shall be three (3) years. All terms shall expire during the annual meeting in the year that the term expires; however, a member may continue to serve beyond term expiration until a successor is appointed. Terms shall be staggered so as to maintain continuity of experienced representation. As determined by lot, one-third of the initial membership shall serve for one (1) year; one third, for two (2) years; and the remaining one-third, for three (3) years or until their successors are appointed. Term of at-large commissioners shall be for one (1) year.

4. No Commission member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized in writing by the Commission. This shall not be construed as a restriction upon the right of the individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the Commission.

5. Disqualification. Members shall maintain their residence, property or business in the Commission Area from which they were elected or appointed. Failure of a member to maintain his or her residence, property or business in the Southwest Commission Area, shall be deemed a resignation and the Secretary shall notify the Mayor, City Clerk and the Director of Development.

6. Attendance. The year starts with the annual meeting in August. Members shall, so far as possible, be regular in attendance. A member's absence from four (4) regular meetings in any one (1) year, shall be deemed a resignation from the Commission, unless a petition has been received by the Chairperson of the Commission. The Commission must act upon the petition after it is received at either the next regularly scheduled meeting or the following regularly scheduled meeting. The petition must be made in writing and received by the Chairperson at least eight (8) days prior to the next regular meeting following the fourth absence. The petition is to request that some or all of the absences be excused due to extenuating circumstances. The nature of the extenuating circumstances shall be explained. If the Commission accepts, by majority vote, all or portion of the absences may be excused. If a petition is not received, it shall be deemed a resignation from the Commission and notice of such will be communicated to the City of Columbus. After the third missed meeting, the secretary will remind the member of the attendance policy. After the fourth missed meeting, the secretary will remind the member about the need to submit a petition to the Chairperson if the member would like to maintain their position. Members shall, so far as possible, inform either the Chairperson or the Secretary, prior to the meeting, when they know they will be absent.

7. The Commission shall nominate one or more candidates to fill any vacancy caused by death, disqualification, or other means for the remainder of the unexpired term by letter to the Mayor pursuant to C.C. 3109. When there is a vacancy, public notice will be made on the web site.

Article V. Officers

1. The officers of the Commission shall be: Chairperson, Vice-Chairperson, Secretary and Fiscal Officer. At the first meeting of the Commission, officers shall be elected by majority vote of the members. Thereafter, election of officers shall be at the annual meeting. Officers shall serve one (1) year, or until a successor is elected. There is no limit to the number of terms that someone can serve in the same office. Each officer shall have the right to vote on any question.

2. The Chairperson shall preside at all meetings of the Commission; in consultation with other Commission members, appoint standing and special committees of the Commission; serve as an ex-officio member of all committees; coordinate the actions of officers and committee chairperson; and perform other duties associated with the office as required.

3. The Vice-Chairperson shall assist the Chairperson; perform all the duties of the Chairperson in his or her absence; and perform other such duties as may be assigned by the Commission.
4. The Secretary shall call and record roll; remind a member of his or her absences per Article IV, section 6; record and maintain accurate voting records and meeting summaries which shall be open to public examination; maintain such other records as the Commission may direct; notify the Mayor of any vacancy; perform related duties as may be assigned by the Commission; and in the absence of both the Chairperson and the Vice-Chairperson, call the meeting to order and preside until the immediate election of a chairperson pro tempore.
5. The Fiscal Officer shall receive all funds and disburse all funds with the Commission's approval.
6. A vacancy in the office of the Chairperson shall be filled by the Vice-Chairperson. A vacancy in any other position shall be filled in the same manner as the original selection.

Article VI. Meeting

1. Regular meetings will be held quarterly in August, November, February and May on the third Wednesday of the month at 7:00pm. Meetings will be held in January, March, April, June, July, September, October and December on the third Wednesday of the month at 7:00pm if an application for zoning, graphics or special permit has been received and the applicant requests time on the agenda at least ten days prior to the third Wednesday of the month. Meetings will occur in this manner unless otherwise directed by the majority vote of the Commission in sufficient time to notify constituents and the City Administration of such change. Each meeting shall be held in the Commission Area unless suitable facilities are not available in which they may seek suitable facilities contiguous to the Commission Area in an appropriate, large room convenient for members and the public chosen by the Commission as its regular meeting place, unless otherwise specified at least fifteen (15) days prior to the meeting. Notice of the meeting with an agenda shall be published in the City Bulletin prior to changing meeting time or location.
2. The annual meeting shall be by the first regular meeting in August at which time new members will be seated and new officers elected.
3. Special meetings may be called by Executive Committee, the Chairperson, or by majority of the members in a regular or special meeting. The meeting's purpose, date, time, and location shall be stated when the meeting is called. No business will be considered at a special meeting unless it was stated when the meeting was called. Except in cases of emergency, three (3) days notice shall be given for a special meeting.
4. All meetings shall be open to the public, and notice shall be published, when possible, at least seven (7) days in advance in a newspaper of general circulation in the Commission Area and on the web site.
5. Quorum: A majority of the total membership shall constitute a quorum for conducting business.
6. Voting: A majority of the Commission members present and voting shall be required to approve any action. A tie vote is disapproval. The Chairperson shall state each issue in a positive form such as "The question before the Commission is: Shall the application (request approval) for _____ be approved?"

7. The Order of Business can be determined by the Chair. A suggested format is:

1. Pledge of Allegiance
2. Roll Call
3. Zoning
4. Invited Guests
5. Routine Business
6. New Business
 - A. Reports
 - B. Announcements
7. Old Business
8. Adjournment

8. The Chairperson shall recognize members of the public who wish to address the Commission concerning issues under discussion. The Chairperson shall uniformly limit debate to an equal amount of time for each side of the issue. Time limits may be set by the Commission. When appropriate, further action on the issue may be deferred to the next Commission meeting.

9. Dissenting or non-concurring reports may be filed with the Secretary by any Commission member and shall be attached to the majority report.

10. Individual citizens or Commissioners may be asked to research a specific topic and report findings to the Commission.

Article VII. Committees

1. The Chairperson shall appoint Commission members to standing committees giving due consideration to their individual preferences and subject to approval by a majority vote of the Commission members.

2. The Chairperson shall appoint non-members to Commission committees from recommendations by Commission members appointed to that particular committee subject to approval by a majority vote of the Commission members. Non-member appointees shall have full voting privileges in all proceedings of the committee to which they are appointed. The number of non-members on any committee shall not exceed the number of Commission members appointed.

3. Committee members shall serve at the pleasure of the Chairperson and their appointments shall expire at the next annual meeting.

4. The Chairperson shall be an ex-officio member of all committees, except the Nominating Committee.

5. After appointments are approved, the members of each committee shall select a Committee Chairperson from among the Commission members appointed to the committee.

6. Committees will be formed as needed.

7. Notice of all committee meetings and copies of all committee correspondence shall be filed with the Secretary and the Chairperson of the Commission. Committee findings which propose action or resolution shall be submitted at a regular meeting of the Commission for consideration.

Article VIII. Elections.

1. The Elections Board shall consist of a minimum of three (3) Commission Area residents appointed by the Chairperson with the approval of the Commission by the last regular meeting in April of each year. No individual running election night activities can be connected in any way with any candidate appearing on the ballot for the Commission.
2. The Board shall appoint any necessary officers; provide for printing and distributing necessary forms such as, but not limited to, petitions, ballots and tallies; receive petitions; certify persons who have qualified as candidates, locate polling places, conduct the election; tally the votes; hear and decide complaints concerning the election or campaign; and certify the winning candidates to the Commission pursuant to C.C. 3109 and the Selection Procedure, including all activities incidental thereto.
3. Candidates for selection shall not be polling staffs in year or years in which their names appear on the ballot.
4. Elections shall be by secret ballot and determined by plurality of vote if three (3) or more candidates vie for a single position, otherwise a majority of votes cast shall elect. Any person eighteen (18) years of age or older who is a resident of the Commission Area and the City of Columbus may be an elector. Electors need not be registered with the Franklin County Board of Elections. The initial election shall be conducted by a Task Force. Thereafter, each election shall be conducted by the Elections Board on the observance of "National Night Out" which is held on the first Tuesday in August. Members shall take office at the next annual meeting.
5. The Election Board shall adopt Election Rules for governing the elections by majority vote of its members provided such rules shall conform with these Bylaws and Selection Procedure. Such rules shall not be changed during the ninety (90) days before an election nor thirty (30) days after an election. The adoption of amendment of such Rules shall be presented to the Commission at the beginning of a regular meeting. Should the Commission not disapprove of them prior to adjournment, such Rules take effect. The Commission may amend the Election Rules without action by the Elections Board in the same manner as an amendment of these Bylaws.

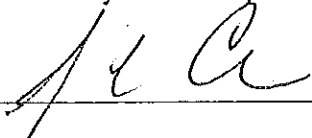
Article IX. Parliamentary Authority

Robert's Rules of Order Newly Revised shall govern in all cases to which they are applicable and not inconsistent with these Bylaws and any special rules of order the Commission may adopt.

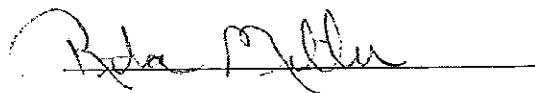
Article X. Amendments of Bylaws

These Bylaws may be amended at any regular meeting of the Commission by an affirmative vote of two-thirds (2/3) of the Commission Members provided that the amendment was submitted in writing at the previous regular meeting. The Secretary shall file any approved amendment immediately after its adoption with the City Clerk for publication in the City Bulletin. Such amendment shall take effect ten (10) days after such publication per C.C. 121.05.

Amended Bylaws as adopted this 18th day of July 2012;



Southwest Area Commission Chair



Southwest Area Commission Secretary

6 of 6
As of July 18, 2012

EXHIBIT A

NOTICE OF REGULAR MEETINGS

COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 11, 2012 – 1111 East Broad Street, 43205

Wednesday, February 8, 2012 – 1111 East Broad Street, 43205

Wednesday, March 14, 2012 – 1111 East Broad Street, 43205

Wednesday, April 11, 2012 – 1111 East Broad Street, 43205

Wednesday, May 9, 2012 – 1111 East Broad Street, 43205

Wednesday, June 13, 2012 – 1111 East Broad Street, 43205

Wednesday, July 11, 2012 – 1111 East Broad Street, 43205

August Recess – No meeting

Wednesday, September 12, 2012 – 1111 East Broad Street, 43205

Wednesday, October 10, 2012 – 1111 East Broad Street, 43205

Wednesday, November 14, 2012 – 1111 East Broad Street, 43205

Wednesday, December 12, 2012 – 1111 East Broad Street, 43205

In the event no proper business exists the meeting may be cancelled without further notice. For more information you may contact the Columbus Recreation and Parks Department, 1111 East Broad Street, Suite 200, Columbus, Ohio 43205 (Telephone: 614-645-3319).



**Alan D. McKnight, Executive Director
Columbus Recreation and Parks Department**