

Columbus City Bulletin



**Bulletin #03
January 19, 2013**

Proceedings of City Council

Saturday January 19, 2013



SIGNING OF LEGISLATION

(Legislation was signed by Council President Andrew J. Ginther on the night of the Council meeting, *Monday, January 14, 2012*; signed by Mayor, Michael B. Coleman on *Tuesday, January 15, 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, January 14, 2013

5:00 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 01 OF COLUMBUS CITY COUNCIL, MONDAY, JANUARY 14, 2013 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present 7 - Hearcel Craig Zachary Klein A. Troy Miller Michelle Mills Eileen Paley Priscilla Tyson Andrew Ginther

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

- 1 C0001-2013** THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF, WEDNESDAY, JANUARY 09, 2013:

New Type: C1, C2, D6
To: Yellow Stone LLC
2185 W Mound St
Columbus OH 43223
Permit # 9828535

New Type: C1, C2, D6
To: Active Management Inc
DBA The Ohio Taproom
1291 W Third Av
Columbus OH 43212
Permit # 0049378

New Type: D1
To: Barrel And Bottle LLC

59 Spruce St 136
Columbus OH 43215
Permit # 04712070010

New Type: D3
To: Traditions At Mil Run
DBA Traditions At Mill Run
3550 Fishinger Rd
Columbus OH 4306
Permit # 90287150005

Transfer Type: D5
To: Brewery Pub LLC
940 S Front St
Columbus OH 43215
From: Surly Girls Ltd
DBA Surly Girl Saloon
1126 N High St 1st Fl & Bsmt
Columbus OH 43201
Permit # 0951093

Transfer Type: D5, D6
To: Barrel 44 Whiskey Bar LLC
1st Fl West/End
1120 N High St
Columbus OH 43201
From: Kornick Restaurant Development LLC
1st Fl West/End
1120 N High St
Columbus OH 43201
Permit # 0471255

Transfer Type: D1, D2, D3, D3A, D6
To: Five Buddies LLC
& Patio & Volleyball Court
660-668 Grandview Av
Columbus OH 43212
From: Oagies Grandview LLC
& Patio & Volleyball Court
660-668 Grandview Av
Columbus OH 43212
Permit # 275625

Stock Type: D5, D6
To: Varsity Club Inc
278-84 W Lane Av

1st Fl Bsmt & Patio
Columbus OH 43201
Permit # 92260180005

Stock Type: D5
To: J Mac Investments LLC
DBA The Street Lounge
1714 Zettler Rd
Columbus OH 43227
Permit # 4180175

Stock Type: D1, D2, D3
To: Nacho Kitchen LLC
DBA Explorers Club
1st Fl Bsmt & Patio
1586 S High St
Columbus OH 43207
Permit # 6280604

Advertise Date: 01/19/13
Agenda Date: 01/14/13
Return Date: 01/24/13

Read and Filed

RESOLUTIONS OF EXPRESSION

PALEY

- 2 **0015X-2013** To recognize and celebrate the 100th Anniversary of the Jewish Community Center of Greater Columbus this Monday, January 14, 2013

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

FR FIRST READING OF 30-DAY LEGISLATION

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

- FR-1 2802-2012** To authorize the Director of Finance and Management to execute the necessary documents to release a use restriction that encumbers the property at 400 East Town Street. (\$0.00)

Read for the First Time

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

- FR-2 2791-2012** To authorize the City Auditor to create a special revenue fund titled Public Utilities Small Business Education and Training Fund for the purpose of depositing proceeds received for the purpose of conducting the Small Business Conference; to appropriate an amount up to, but not to exceed, the cash in the fund not encumbered for any other purpose; and to authorize the expenditure of said funds received for such purposes.

Read for the First Time

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

- FR-3 2886-2012** To authorize the Director of Public Service Department to execute those documents necessary to release the easement and in return except the dedication of the replacement easement.

Read for the First Time

- FR-4 2890-2012** To request that the Director of the Ohio Department of Transportation establish the prima-facie speed limit on Parsons Avenue from the I-270 overpass to Rathmell Road as 50 miles per hour, and to repeal any and all speed limit ordinances and resolutions on said roadway.

Read for the First Time

- FR-5 0068-2013** To request that the Director of the Ohio Department of Transportation lower the prima-facie speed limit on Hilliard-Rome Road from Feder Road to Westchester Woods Boulevard from 50 miles per hour to 45 miles per hour, and to repeal any and all speed limit ordinances and resolutions on said roadway.

Read for the First Time

- FR-6 0072-2013** To authorize the Director of the Department of Public Service to execute those documents required to transfer a 0.557 acre portion of right-of-way identified as the north/south alley west of North 22nd Street between 5th and Gibbard Avenues, a portion of the east/west alley south of 5th Avenue and west of North 22nd Street, and the east/west alley north of Gibbard Avenue and east of North 21st Street.

Read for the First Time

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

- FR-7 2729-2012** To authorize the Director of Public Utilities to enter into a contract modification agreement with TFH-EB Inc., DBA - The Waterworks for the Project Dry Basement program; to authorize the expenditure of \$20,000.00 from the Sanitary Sewer General Obligation Bond Fund. (\$20,000.00)

Read for the First Time

- FR-8 2744-2012** To authorize the Director of Public Utilities to enter into a modification for professional engineering services with Chester Engineers, in connection with the Alum Creek Trunk (North) / Alum Creek SubTrunk Rehabilitation Project; and to authorize the transfer within and expenditure of \$261,624.75 from the Sanitary Sewer General Obligation Bond Fund; and amend the 2012 Capital Improvement Budget. (\$261,624.75)

Read for the First Time

- FR-9 2762-2012** To authorize the Director of Public Utilities to enter into a contract with Franklin County to provide water service to the Hamilton Meadows, Village Park, Ridgewood Estates and Brookside Estates subdivisions.

Read for the First Time

- FR-10 2763-2012** To authorize the Director of Public Utilities to enter into a contract with the Village of Minerva Park to provide water service.

Read for the First Time

- FR-11 2764-2012** To authorize the Director of Public Utilities to enter into a contract with the Village of Marble Cliff to provide water service.

Read for the First Time

- FR-12 2844-2012** To authorize the Director of Public Utilities to enter into an agreement with CT Consultants, Inc. for professional engineering services for the Fenway Road Area Water Line Improvements Project; and to authorize an expenditure up to \$132,605.45 from the Water Works Enlargement Voted Bonds Fund; for the Division of Water. (\$132,605.45)

Read for the First Time

- FR-13 2848-2012** To authorize the Director of Public Utilities to enter into an agreement with GRW Engineers, Inc. for professional engineering services for the Florence Avenue Area Water Line Improvements Project; and to authorize an expenditure up to \$121,169.70 from the Water Works

Enlargement Voted Bonds Fund for the Division of Water. (\$121,169.70)

Read for the First Time

- FR-14 2860-2012** To authorize the Director of Public Utilities to enter into a contract with Asplundh Tree Expert Co. for power line clearance services for the Division of Power and Water and to authorize the expenditure of \$311,000.00 from the Electricity Operating Fund and \$60,000.00 from the Water Operating Fund. (\$371,000.00)

Read for the First Time

CA CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

CRAIG

- CA-1 0014X-2013** To honor, recognize, and celebrate Reverend Dr. Charles E. Booth on the occasion of his 35th anniversary at Mt. Olivet Baptist Church.

This item was approved on the Consent Agenda.

MILLS

- CA-2 0005X-2013** To honor, recognize and celebrate the life of Johnny E. Cooper and extend our sincere condolences to his family and friends on the occasion of his passing, December 26, 2012.

This item was approved on the Consent Agenda.

- CA-3 0006X-2013** To recognize and congratulate Stephen O'Daniel for receiving the 2013 Donald K. Day Scholarship Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

This item was approved on the Consent Agenda.

- CA-4 0007X-2013** To recognize and congratulate Amelia Butler for receiving the 2013 Ray Collier Scholarship Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

This item was approved on the Consent Agenda.

- CA-5 0008X-2013** To recognize and congratulate Rev. Joel L. King, Jr. for receiving the 2013 B. Marie Clarke Community Service Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

This item was approved on the Consent Agenda.

CA-6 0009X-2013 To recognize and congratulate Robert A. Davis for receiving the 2013 John T. Greene, II Labor Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

This item was approved on the Consent Agenda.

CA-7 0010X-2013 To recognize and congratulate Mary "Jo" Pass for receiving the 2013 Ray Collier Special Recognition Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

This item was approved on the Consent Agenda.

TYSON

CA-8 0011X-2013 To recognize and celebrate Delta Sigma Theta Sorority's centennial anniversary.

This item was approved on the Consent Agenda.

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

CA-9 2885-2012 To make appropriations for the twelve months ending December 31, 2013, for the City's Special Purpose Fund, to the Department of Health, in various object level ones, for the continued operations of the Rabies Clinic Program; and to declare an emergency. (\$674.93)

This item was approved on the Consent Agenda.

ADMINISTRATION: CRAIG, CHR. MILLER PALEY GINTHER

CA-10 0011-2013 To make appropriations from January 1, 2013 through December 31, 2013 for the funding of the Unemployment Compensation Program; and to declare an emergency. (\$700,000.00)

This item was approved on the Consent Agenda.

CA-11 0012-2013 To authorize the Human Resources Director to modify and extend the contract with United HealthCare Insurance Company to provide all eligible employees COBRA continuation insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$15,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$15,000.00)

This item was approved on the Consent Agenda.

CA-12 0019-2013 To authorize the Human Resources Director to modify and extend the existing contract with Mount Carmel Occupational Health and Wellness to provide all eligible employees Occupational Safety and

Health medical services from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$305,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$305,000.00)

This item was approved on the Consent Agenda.

CA-13 0020-2013 To authorize the Human Resources Director to enter into contract with AON Hewitt Consulting from February 1, 2013 through January 31, 2014; to authorize the expenditure of \$175,000.00 or so much thereof as may be necessary to pay the costs of said contract, and to declare an emergency. (\$175,000.00)

This item was approved on the Consent Agenda.

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

CA-14 2814-2012 To accept the application (AN12-003) of the Estate of Richard D. Baggs, Jr. & the Estate of Ora Baggs for the annexation of certain territory containing 7.181 ± acres in Orange Township.

This item was approved on the Consent Agenda.

CA-15 0022-2013 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 (1673-1675 N. Cleveland 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-16 0030-2013 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 (427 N. Monroe 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-17 0031-2013 To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcels of real property (905 E. 13th Ave. & 955 E. 18th 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-18 0032-2013 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 (102 Latta 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-19 0033-2013 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 (1872 Jermain Dr.) 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-20 0034-2013 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 (3366 Penfield Rd.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

This item was approved on the Consent Agenda.

CA-21 0035-2013 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 (66 N. 21st St.) 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-22 0036-2013 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 (1464 Franklin 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.

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

CA-23 2812-2012 To authorize the Director of Public Service to grant consent and propose cooperation with the Director of the Ohio Department of Transportation, State of Ohio for this interchange improvement on the interchange at IR70 and Hilliard Rome Road; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

CA-24 2864-2012 To authorize the appropriation of funds within the County Auto License Tax Fund; to authorize the Director of Public Service to expend said

monies or so much thereof as may be needed for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Division of Planning and Operations; and to declare an emergency.

This item was approved on the Consent Agenda.

CA-25 2872-2012 To authorize the Director of Public Service to grant consent and propose cooperation with The Director of the Ohio Department of Transportation, State of Ohio for a noise wall construction project in the northwest quadrant of IR270 and Linworth Road; and to declare an emergency. (\$0.00)

This item was approved on the Consent Agenda.

CA-26 0008-2013 To authorize the Director of Public Service to enter into an agreement with the Ohio Department of Transportation for the City to act as the Local Project Administrator for the Resurfacing - Urban Paving - East Broad/Whitehall Corp. Line - Licking County Line project for the Division of Design and Construction, and to declare an emergency. (\$0)

This item was approved on the Consent Agenda.

CA-27 0023-2013 To authorize and direct the Director of Public Service to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with Navtrak Inc. to Telogis Inc.; and to declare an emergency.

This item was approved on the Consent Agenda.

CA-28 0026-2013 To authorize and direct the Director of Public Service to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with M-E Companies, Inc to M-E Companies, Inc. dba as M-E/IBI Group; and to declare an emergency.

This item was approved on the Consent Agenda.

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

CA-29 1705-2012 To authorize the Director of Public Utilities to enter into a construction administration and inspection (CA/CI) services agreement with Prime Engineering Inc. for the Scioto Main/West Side Relief and the Town / Fourth Inflow Redirect Contract; to authorize a transfer within and expenditure of up to \$660,000 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2012 Capital Improvements Budget. (\$660,000.00)

This item was approved on the Consent Agenda.

- CA-30 2537-2012** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Advanced Engineering Consultants (AEC).; for the Division of Power and Water (POWER); to authorize the transfer of \$29,339.70 within the Electricity G.O. Bonds Fund to amend the 2012 Capital Improvements Budget and to authorize the expenditure of \$29,339.70 within the Electricity G.O. Bonds Fund. (\$29,339.70).
- This item was approved on the Consent Agenda.**
- CA-31 2619-2012** To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with CDM Smith for the Division of Sewerage and Drainage; to authorize the transfer of \$699,377.20 within the Storm Recovery Zone Super Build America Bonds Fund; to amend the 2012 Capital Improvements Budget and to authorize the expenditure of \$699,377.20 within the Storm Recovery Zone Super Build America Bonds Fund. (\$699,377.20).
- This item was approved on the Consent Agenda.**
- CA-32 2628-2012** To authorize the Director of Finance and Management to enter into a contract with Protank LTD. for the purchase of Chemical Storage Tanks for the Division of Sewerage and Drainage and to authorize the expenditure of \$84,220.50 from the Sewer Operating Fund. (\$84,220.50)
- This item was approved on the Consent Agenda.**
- CA-33 2640-2012** To authorize the Director of Public Utilities to enter into an engineering agreement with Jones-Stuckey Ltd., Inc. for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue and to authorize the expenditure of \$246,611.44 from the Sanitary Sewer General Obligation Bond Fund. (\$246,611.44)
- This item was approved on the Consent Agenda.**
- CA-34 2641-2012** To authorize the Director of Finance and Management to enter into a contract with Columbus Supply for the purchase of Schwing Pump Hanger Bearing Parts for the Division of Sewerage and Drainage and to authorize the expenditure of \$103,014.20 from the Sewer Operating Fund. (\$103,014.20)
- This item was approved on the Consent Agenda.**
- CA-35 2685-2012** To authorize the Director of Public Utilities to enter into a service agreement with Invensys Process Systems Inc. for the Maintenance Manager Service Agreement for the Foxboro I/A System in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$37,400.00 from the Sewerage System Operating Fund. (\$37,400.00)

This item was approved on the Consent Agenda.

CA-36 2766-2012 To authorize the Director of Public Utilities to enter into contracts with the City of Whitehall to provide water and sewer services.

This item was approved on the Consent Agenda.

CA-37 2772-2012 To authorize the Columbus City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize a transfer and expenditure up to Forty Thousand Five Hundred and 00/100 U.S. Dollars (\$40,500.00) within the Water Works Enlargement Voted Bonds Fund; for costs relating to the Mound Street Water Booster Station Project (CIP 690459-100000); and to declare an emergency. (\$40,500.00)

This item was approved on the Consent Agenda.

CA-38 2849-2012 To authorize the appropriation not to exceed \$33,163.71 from the unappropriated balance of the Public Utilities Special Purpose Fund to the Public Utilities Department to continue purchasing supplies and providing services during Fiscal Year 2013, and to declare an emergency. (\$33,163.71)

This item was approved on the Consent Agenda.

CA-39 2862-2012 To authorize the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purposes of providing funding and support for the Franklin County Greenways Plan for Fiscal Year 2013, and to authorize the expenditure of \$26,100.00 from the Sanitary Sewer Operating Fund, \$23,280.00 for the Water Operating Fund, \$6,960.00 from the Storm Sewer Operating Fund, \$3,660.00 from the Electricity Operating Fund and to declare an emergency. (\$60,000.00)

This item was approved on the Consent Agenda.

CA-40 2892-2012 To authorize the Director of Public Utilities to execute a professional engineering services contract modification with Stantec, Inc., for purposes of amending the scope of services in connection with the Clintonville/Northridge Stormwater System Improvements Project, for the Division of Sewerage and Drainage; and to declare an emergency.

This item was approved on the Consent Agenda.

Approval of the Consent Agenda

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

FINANCE: TYSON, CHR. MILLER PALEY GINTHER

SR-1 0013X-2013 To reaffirm the role of the Economic Stabilization Fund ("Rainy Day Fund") in allowing the City to maintain and continue basic services during an economic downturn, natural disaster, or catastrophe and to establish as a goal a balance of \$75 million in the fund by the end of 2018 and to declare an emergency.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-2 0129-2013 To authorize the issuance of unlimited tax bonds in an amount not to exceed \$63,995,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$63,995,000). Section 55(b) of the City Charter.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-3 0130-2013 To authorize the issuance of limited tax bonds in an amount not to exceed \$45,385,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$45,385,000). Section 55(b) of the City Charter.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-4 0131-2013 To authorize the issuance of unlimited tax bonds in an amount not to exceed \$423,090,000 for the purpose of providing funds to refund

certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$423,090,000). Section 55(b) of the City Charter.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-5 0132-2013 To authorize the issuance of limited tax bonds in an amount not to exceed \$52,805,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$52,805,000). Section 55(b) of the City Charter.

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

SR-6 2882-2012 To make appropriation for the twelve months ending December 31, 2013, for the Health Department Grants Fund, to the Department of Health, in various projects and object level ones, for the continued operations of grant programs; to authorize the City Auditor to make transfers as may be necessary; and to declare an emergency. (\$1,467,280.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-7 2883-2012 To make appropriations for the twelve months ending December 31, 2013, for the City's Private Grants Fund, to the Department of Health, in various object level ones, for the continued operations of grant programs; to authorize the Board of Health to accept a grant award of

\$50,000.00 for the Healthy Children, Healthy Weights Program; to authorize the City Auditor to make transfers as may be necessary; and to declare an emergency. (\$50,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-8 0029-2013 To authorize the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$408,419.00; to authorize the appropriation of \$408,419.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$408,419.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADMINISTRATION: CRAIG, CHR. MILLER PALEY GINTHER

SR-9 0010-2013 To make appropriations for the 12 months ending January 31, 2014 for the funding of the City employee insurance programs; and to declare an emergency. (\$142,710,700.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-10 0013-2013 To authorize the Human Resources Director to modify and extend the existing contract with United HealthCare Insurance Company to provide all eligible employees medical insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$101,557,672.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$101,557,672.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-11 0014-2013 To authorize the Human Resources Director to modify and extend the existing contract with United Healthcare to provide all eligible employees prescription drug insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$30,500,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare

an emergency. (\$30,500,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-12 0015-2013 To authorize the Human Resources Director to modify and extend the contract with Delta Dental to provide all eligible employees dental insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$5,350,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$5,350,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-13 0016-2013 To authorize the Human Resources Director to modify and extend the contract with Vision Service Plan to provide all eligible employees vision plan administration from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$942,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$942,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-14 0017-2013 To authorize the Human Resources Director to modify and extend the contract with Fort Dearborn Life Insurance Company to provide all eligible employees short term disability insurance coverage from February 1, 2013 through January 31, 2014, and to authorize the expenditure of \$2,941,028.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$2,941,028.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-15 0018-2013 To authorize the Human Resources Director to modify and extend the contract with Consumers Life Insurance Company to provide all eligible employees life insurance coverage from February 1, 2013, through January 31, 2014, and to authorize the expenditure of \$1,100,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare

an emergency. (\$1,100,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

DEVELOPMENT: KLEIN, CHR. TYSON CRAIG GINTHER

SR-16 2201-2012 To adopt the 2013 Action Plan Budget which implements year four of the five year "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U. S. Department of Housing and Urban Development; and to declare an emergency

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

RECREATION & PARKS: KLEIN, CHR. TYSON MILLS GINTHER

SR-17 2805-2012 To authorize the City Auditor to transfer \$112,500.00 within the voted Recreation and Parks Bond Fund 702; to amend the 2012 Capital Improvements Budget Ordinance 0368-2012; to authorize and direct the Director of Recreation and Parks to enter into contract with Builderscape, Inc. for the Concrete Improvements 2013 Project; to authorize the expenditure of \$112,500.00 and a contingency of \$11,500.00 for a total of \$124,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$124,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

SR-18 2793-2012 To authorize and direct the Finance and Management Director to issue a purchase order for cellular phone and communication services to Sprint Solutions, Inc. for the Department of Public Safety, Division of Fire, to authorize the expenditure of \$30,000.00 from the General

Fund; and to declare an emergency. (\$30,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

SR-19 2761-2012 To authorize the Director of Public Service to modify and transfer the existing contract with Performance Site Environmental to Environmental Enterprises Inc.; to cancel encumbrance EL012945; to amend the 2012 C.I.B; to authorize the encumbrance and expenditure of monies with the Refuse G.O Bond Fund and the General Permanent Improvement Fund for the Department of Public Service; to waive the formal competitive bidding requirements of the Columbus City Code; and declare an emergency. (\$132,765.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-20 2866-2012 To appropriate \$3,601,000.00 from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund for anticipated 2013 operating expenditures for the Department of Public Service, Division of Planning and Operations; and to declare an emergency. (\$3,601,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-21 2867-2012 To authorize the Director of the Department of Public Service to execute those documents, prepared by the Department of Law, Real Estate Division, needed to transfer a portion of existing Neil Avenue to NWD Investments, LLC; to accept proposed right-of-way needed by the City of Columbus for the #2907 Dr E Neil Avenue and Vine Street project from NWD Investments, LLC, to the extent that they may apply to these transfers to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes; and to declare an emergency.

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

Abstained: 1 - Zachary Klein

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

PUBLIC UTILITIES: PALEY, CHR. CRAIG KLEIN GINTHER

SR-22 2665-2012 To authorize the Director of Public Utilities to establish a purchase order to make payments to Delaware County for sewer services provided for Fiscal Year 2013, and to authorize the expenditure of \$2,800,000.00 from the Sewer System Operating Fund. (\$2,800,000.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

SR-23 2711-2012 To authorize the Finance and Management Director to enter into a contract with Power Line Supply Company in the amount of \$198,352.00 for the purchase of Pole, Pad, and Subway Transformers for the Division of Power and to authorize the expenditure of \$198,352.00 from the Electricity Operating Fund; to waive competitive bidding provisions of the Columbus City Code. (\$198,352.00)

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

RULES & REFERENCE: GINTHER, CHR. PALEY KLEIN MILLS

PALEY

SR-24 2714-2012 To amend Chapter 1147 of the Columbus City Code by enacting Section 1147.23 to authorize the Director of Public Utilities to promulgate a rule that allows for the creation of a septic tank elimination program

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADJOURNMENT

ADJOURNED AT 6:06 PM

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

Affirmative: 7 - Hearcel Craig, Zachary Klein, A. Troy Miller, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

**(THERE WILL BE NO COUNCIL MEETING ON MONDAY, JANUARY 21, 2013
IN OBSERVANCE OF MARTIN LUTHER KING, JR. HOLIDAY)**



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, January 14, 2013

6:30 PM

City Council Chambers, Rm 231

REGULAR MEETING NO. 2 OF CITY COUNCIL (ZONING), JANUARY 14, 2013 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0021-2013 To grant a Variance from the provisions of Section 3333.02, ARLD, Apartment Residential District Use, of the Columbus City Codes, for the property located at 5049 EDWARDS FARM ROAD (43221), to permit two-unit dwellings in the L-ARLD, Limited Apartment Residential District. (Council Variance # CV12-053).

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

Affirmative: 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

2893-2012 To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District, 3312.49, Minimum number of parking spaces required, 3332.27, Rear Yard, 3332.34, Residential Character, of the Columbus City Codes for the property located at 165 EAST BECK STREET (43206), to expand the number of seats in an existing

outdoor patio and terrace with reduced parking. (Council Variance #CV12-046).

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

Affirmative: 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

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

Affirmative: 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

ADJOURNMENT

ADJOURNED 6:36 PM

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

Affirmative: 7 - A. Troy Miller, Hearcel Craig, Zachary Klein, Michelle Mills, Eileen Paley, Priscilla Tyson, and Andrew Ginther

Ordinances and Resolutions

City of Columbus
City Bulletin Report

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

Legislation Number: 0005X-2013

Drafting Date: 1/7/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To honor, recognize and celebrate the life of Johnny E. Cooper and extend our sincere condolences to his family and friends on the occasion of his passing, December 26, 2012.

WHEREAS, Johnny E. Cooper was born on May 15, 1966 in Columbus, Ohio; and

WHEREAS, Johnny E. Cooper was hired by the Columbus Division of Fire on June 14, 1993, where he devoted the majority of his time to serving at Station 15; and

WHEREAS, Johnny E. Cooper has spent the past few years with the Fire Prevention Bureau, where he has helped educate the public on fire safety and provided for the investigation of suspicious large loss and incendiary fire; and

WHEREAS, Johnny E. Cooper is survived by his beloved wife, Jessica S. (Conaway) Cooper; and his four children, Charise, Jasmine, Johnny II and Olivia; and his granddaughter, Aria Elizabeth Pearl; and

WHEREAS, Johnny E. Cooper was passionate about roller skating and working out, but above all, he was a family man who deeply loved his children; and

WHEREAS, the passing of Johnny E. Cooper leaves a void in the Columbus Division of Fire. He will be remembered for his compassion, his love of family and duty, his constant joking, and his joyous spirit; now, therefore

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

That this council does hereby honor, recognize and celebrate the fulfilling life of Johnny E. Cooper and extend our sincerest condolences to his family and friends on the occasion of his passing.

Legislation Number: 0006X-2013

Drafting Date: 1/8/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and congratulate Stephen O'Daniel for receiving the 2013 Donald K. Day Scholarship Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

WHEREAS, Stephen O'Daniel is a native of Columbus, Ohio; and

WHEREAS, Stephen O'Daniel graduated from Westerville South High School where he maintained a 3.2 GPA and was named to the honor roll; and

WHEREAS, in addition to his academic achievements, Stephen O'Daniel was involved in athletics. As a

member of the Westerville South Basketball Team, he received “Honorable Mention All-District” and “First Team - ALL OCC” honors; and

WHEREAS, Stephen O’Daniel now competes at the collegiate level at Malone University where he is studying sports medicine and exercise science. He plans to further his education in graduate school; and

WHEREAS, Stephen O’Daniel has volunteered at the Wexner Heritage House and is the recipient of the “Character Education Award”; and

WHEREAS, Stephen O’Daniel’s hard work and aspiration make him deserving of the 2013 Donald K. Day Scholarship Award; now, therefore

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

That this Council does hereby recognize and congratulate Stephen O’Daniel for receiving the 2013 Donald K. Day Scholarship Award.

Legislation Number: 0007X-2013

Drafting Date: 1/8/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and congratulate Amelia Butler for receiving the 2013 Ray Collier Scholarship Award upon the occasion of the 26th Annual Labor’s Salute to Dr. Martin Luther King, Jr.

WHEREAS, Amelia Butler is a native of Louisville, Kentucky. She is a graduate of Butler High School and Jefferson Community College; and

WHEREAS, Ms. Butler is married to Clifford Butler. They have three sons, one daughter, sixteen grandsons and two granddaughters; and

WHEREAS, Ms. Butler became a member of the United Food and Commercial Workers Union (UFCW) when she began working at the Kroger Company; and

WHEREAS, Ms. Butler highly valued being a UFCW union member. During her more than 20-year long career, the UFCW provided her with professional advice and a safety net with regard to her employment decisions and opportunities. The UFCW also supported her when she retired; and

WHEREAS, Ms. Butler is now pursuing further education at the College of the Scriptures where she is studying religious studies with the goal of achieving her bachelor’s degree; and

WHEREAS, Ms. Butler’s hard work, aspiration, and dedication to the UFCW make her deserving of the 2013 Ray Collier Scholarship Award; now, therefore

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

That this Council does hereby recognize and congratulate Amelia Butler for receiving the 2013 Ray Collier Scholarship Award.

Legislation Number: 0008-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This consent legislation authorizes the Director of Public Service to execute a Local Project Administration (LPA) agreement with the Ohio Department of Transportation for the Resurfacing - Urban Paving - East Broad/Whitehall Corp. Line - Licking County Line project. The City will be the lead agent for this project.

This project consists of resurfacing, performing partial depth pavement repairs (as necessary), replace pavement markings and loop detectors, and install compliant ADA curb ramps (as necessary). The limits of the work are within the Columbus corporation limits along SR16 (Broad Street) from Whitehall's eastern corporation limit heading east to the Columbus corporation limit. The project length is approximately 5.37 miles.

This ordinance authorizes The Director of Public Service to enter into agreement which will outline the responsibilities of each party.
(FRA-SR16 - 7.04-12.41 PID 79319)

2. FISCAL IMPACT

The estimated construction cost for this project is \$4,444,532.00. The Ohio Department of Transportation (ODOT) will be responsible for an estimated \$3,464,923.00. The estimated cost for the City is \$979,608.00.

3. EMERGENCY DESIGNATION

Emergency action is requested to authorize this agreement so the project may proceed as scheduled for needed improvements to the described roadway.

To authorize the Director of Public Service to enter into an agreement with the Ohio Department of Transportation for the City to act as the Local Project Administrator for the Resurfacing - Urban Paving - East Broad/Whitehall Corp. Line - Licking County Line project for the Division of Design and Construction, and to declare an emergency. (\$0)

WHEREAS, the City has identified the need for, and proposes the improvement of SR 16 from the Whitehall eastern corporation limit heading east to the Columbus corporation limit; and

WHEREAS, the City further desires cooperation from the Ohio Department of Transportation in the construction of said improvement; and

WHEREAS, the City will act as the lead agent for this project; and

WHEREAS, work to be included in the project consists of resurfacing, partial depth pavement repairs, replacement of pavement markings and loop detectors, and installation of compliant ADA curb ramps; and

WHEREAS, this agreement will outline the responsibilities of each party for this project; and

WHEREAS, an emergency exists in the City of Columbus, Department of Public Service in that it is immediately necessary to authorize the agreement for this project so it can proceed according to the established time lines to keep this project on schedule and budget, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Director of Public Service be and hereby is authorized on behalf of the City to enter into a Local Project Administration agreement with the Ohio Department of Transportation necessary to complete the Resurfacing - Urban Paving - East Broad/Whitehall Corp. Line - Licking County Line project(FRA-SR16 - 7.04-12.41 PID 79319).

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

Legislation Number: 0008X-2013

Drafting Date: 1/8/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and congratulate Rev. Joel L. King, Jr. for receiving the 2013 B. Marie Clarke Community Service Award upon the occasion of the 26th Annual Labor's Salute to Dr. Martin Luther King, Jr.

WHEREAS, Rev. Joel L. King, Jr. was born in Spartanburg, South Carolina and is a graduate of Cecils Business College; and

WHEREAS, Rev. King was ordained by his father, the late Rev. Joel L. King Sr., and has been in the Christian ministry for more than 34 years; and

WHEREAS, in 1992, Rev. King was called to Pastor the Jerusalem Second Baptist Church in Urbana, Ohio. He has served that congregation for the past 13 years; and

WHEREAS, since coming to central Ohio, Rev. King has served as an Associate Minister of the Mount Hermon Baptist Church of Mansfield and the Union Grove Baptist Church of Columbus. He is also a member of the Columbus Baptist Pastors Conference, the Columbus Baptist Ministerial Alliance, the Urbana Ministerial Alliance, the Western Union Baptist District Association, and the Ohio Baptist General Convention, Inc.; and

WHEREAS, in 2001, Rev. King went abroad to Hyderabad, India in support of the Global Gospel Ministries mission; and

WHEREAS, Rev. King's service to the community extends beyond his religious ministry. He has been a member of the Ohio Dr. Martin Luther King, Jr. Holiday Commission, the Board of Trustees of Crittenton Family Services (Directions for Youth and Family Services), the Columbus NAACP, the National Dr. Martin Luther King, Jr. Advisory Committee, and the Columbus Community Action Board; and

WHEREAS, Rev. King served as the Chaplain for the Columbus Divisions of Fire and Police and as the Chaplain for the Gahanna Police Department; and

WHEREAS, Rev. King's devotion to his ministry and his service to the community reflects the spirit of Dr. Martin Luther King, Jr. Day. His achievements and contributions make him deserving of the 2013 B. Marie Clarke Community Service Award; now, therefore

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

That this Council does hereby recognize and congratulate Rev. Joel L. King, Jr. for receiving the 2013 B. Marie Clarke Community Service Award and thank him for his continued service to the central Ohio community.

Legislation Number: 0009X-2013

Drafting Date: 1/8/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and congratulate Robert A. Davis for receiving the 2013 John T. Greene, II Labor Award upon the occasion of the 26th Annual Labor’s Salute to Dr. Martin Luther King, Jr.

WHEREAS, Robert A. Davis is a native of Akron, Ohio and graduated from the University of Akron in 1989; and

WHEREAS, Mr. Davis has a long family history of labor and political involvement which he has continued to build upon. His father, Edward Davis, was the former local president of the United Auto Workers and the first African American to be elected to public office in Akron as a City Councilman; and

WHEREAS, Mr. Davis began working at the Akron Metropolitan Housing Authority after high school and became involved with AFSCME starting in 1982. He held various positions in Local 2517 before serving as president from 1984-1988 and again from 1994-1998; and

WHEREAS, in 1998, Mr. Davis became the Associate Director of Ohio AFSCME United representing the members of AFSCME Ohio Council 8, the Ohio Association of Public School Employees, and AFSCME Retiree Chapter 1184; and

WHEREAS, in 2006, Mr. Davis became the Political and Legislative Director of AFSCME Ohio Council 8, AFL-CIO; and

WHEREAS, Mr. Davis is also a member of the Board of Trustees of Progress Ohio, the Coalition of Black Trade Unionists, the NAACP Delaware County Ohio Chapter, and the Ohio Lobbying Association; and

WHEREAS, Mr. Davis’ commitment to labor rights reflects the spirit of Dr. Martin Luther King, Jr. Day. His contributions and achievements make him deserving of the 2013 John T. Greene, II Labor Award; now, therefore

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

That this Council does hereby recognize and congratulate Robert A. Davis for receiving the 2013 John T. Greene, II Labor Award and thank him for his continued service and dedication to labor rights.

Legislation Number: 0010-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: To maintain the employee insurance programs in accordance with the negotiated labor contracts, appropriation is necessary for the continuation of all employee benefits programs. To determine the amounts necessary for the annual appropriation, current utilization and projected future claims were analyzed and trended on the basis of an 18-month trend of actual city utilization in conjunction with industry trends, as well as actuarial services. The appropriation included 2013 budgeted amounts, employee premium contributions and COBRA premium deposits.

FISCAL IMPACT: Claims costs and administrative fees for 2013 and are estimated at \$142,710,700.00. A total of \$142,710,700.00 is projected to be required for 2013. These funds are needed to cover the costs of the City employee insurances.

Appropriation is being made to the following programs:

| | |
|--------------------------------|---------------------|
| Medical Plan (including COBRA) | \$ 101,572,672 |
| Occupational Health Clinic | \$ 305,000 |
| Dental Plan | \$ 5,350,000 |
| Drug Plan | \$ 30,500,000 |
| Vision Plan | \$ 942,000 |
| Life Plan | \$ 1,100,000 |
| Disability Plan | <u>\$ 2,941,028</u> |
| TOTAL | \$ 142,710,700 |

To make appropriations for the 12 months ending January 31, 2014 for the funding of the City employee insurance programs; and to declare an emergency. (\$142,710,700.00)

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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, OHIO

SECTION 1. That from the monies in and from all monies estimated to come into the Employee Benefits Fund 502, from any and all sources during the 12 months ending January 31, 2014, the following appropriations are hereby authorized and directed:

See attachment: 2013 Appropriation attachment

SECTION 2. That from the monies appropriated in the foregoing Section 1 shall be paid on order of the Human Resources Director and no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. To authorize the City Auditor to make transfers as may be necessary, and

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

Legislation Number: 0010X-2013

Drafting Date: 1/8/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and congratulate Mary “Jo” Pass for receiving the 2013 Ray Collier Special Recognition Award upon the occasion of the 26th Annual Labor’s Salute to Dr. Martin Luther King, Jr.

WHEREAS, Mary “Jo” Pass moved to Columbus from Georgia; and

WHEREAS, in 1982, Ms. Pass started working for the City of Columbus CETA program and later went to work for the State of Ohio in 1984; and

WHEREAS, while working for the State of Ohio, Ms. Pass witnessed several cases of unfair labor practices and favoritism in selections for promotion. This motivated her to help organize a union chapter to represent her and her coworkers. This chapter was known as OCSEA Chapter 2545 SOT (State Office Tower); and

WHEREAS, Ms. Pass went on to hold various leadership positions in her local including secretary, executive board member and president; and

WHEREAS, Ms. Pass was instrumental in getting OCSEA the right to represent bargaining unit members in the State of Ohio by organizing state employees; and

WHEREAS, Ms. Pass has served three terms as treasurer of the Columbus Chapter of the Coalition of Black Trade Unionists and volunteered to be the fundraising chair; and

WHEREAS, Ms. Pass’ commitment to labor rights reflects the spirit of Dr. Martin Luther King, Jr. Day. Her achievements and contributions make her deserving of the 2013 Ray Collier Special Recognition Award; now, therefore

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

That this Council does hereby recognize and congratulate Mary “Jo” Pass for receiving the 2013 B. Marie Clarke Community Service Award and thank her for her continued service and dedication to the Columbus community.

Legislation Number: 0011-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: To maintain unemployment benefit payments in accordance with Federal Law, additional appropriation is necessary for the unemployment compensation program. To determine the amount necessary for the appropriation, current utilization and anticipated claims were analyzed.

FISCAL IMPACT: Unemployment compensation payments to the Ohio Department of Job & Family Services for 2011 were \$487,855 and projected \$550,000 for 2012. A total of \$700,000 is required for 2013.

Appropriation is being made to the following project:

Employee Unemployment Compensation Program \$700,000.00

To make appropriations from January 1, 2013 through December 31, 2013 for the funding of the Unemployment Compensation Program; and to declare an emergency. (\$700,000.00)

WHEREAS, it is necessary to authorize the expenditure of \$700,000.00, or so much therefore as may be necessary to pay contract costs for the unemployment compensation program;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 monies in and from all monies estimated to come into the Employee Benefits Fund 502, from any and all sources from January 1, 2013 through December 31, 2013, the following appropriation is hereby authorized and directed:

Div: 46-01| Dept: Human Resources| OL1: 3 | OL3: 3365| Subfund: 166| Amount: \$700,000.00| OCA: 46103

SECTION 2. That from the monies appropriated in Section 1 shall be paid on order of the Human Resources Director and no other shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. To authorize the expenditure of \$700,000.00 or so much thereof as may be necessary to the Ohio Department of Job & Family Services from the Employee Benefits Fund 502, Department of Human Resources, Department No. 46-01, OL1 03, OL3 3365, OCA 461043, Subfund 166 is hereby authorized and directed.

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

Legislation Number: 0011X-2013

Drafting Date: 1/9/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and celebrate Delta Sigma Theta Sorority's centennial anniversary.

WHEREAS, Delta Sigma Theta Sorority was founded on January 13, 1913, by twenty-two collegiate women at Howard University who wanted to use their collective strength to promote academic excellence, provide scholarships, support the underserved, encourage participation in the development of positive public policy, and highlight issues and provide solutions for problems in their communities; and

WHEREAS, Delta Sigma Theta is a sisterhood of more than 275,000 predominately Black college-educated

women, with more than 960 chapters located in the United States, England, Japan, Germany, the Virgin Islands, Bermuda, the Bahamas, and the Republic of Korea; and

WHEREAS, the sorority's major programs are based upon the organization's Five Point Programmatic Thrust: economic development, educational development, international awareness and involvement, physical and mental health, and political awareness and involvement; and

WHEREAS, the Columbus Alumnae Chapter of Delta Sigma Theta Sorority, Incorporated, established more than 75 years ago, has supported the Columbus area through a variety of programs that are in line with the sorority's national mission; and

WHEREAS, on February 9, 2013, the Columbus Alumnae Chapter will host its Centennial Founders Day Luncheon at the Villa Milano Banquet & Conference Center in Columbus; and

WHEREAS, the purpose of the Founders Day celebration is to remember and pay respect to the rich legacy of the sorority's Founders and provide scholarship funds for eligible high school seniors in the community; now, therefore

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

That this Council does hereby recognize and celebrate Delta Sigma Theta Sorority's centennial anniversary.

Legislation Number: 0012-2013

Drafting Date: 12/19/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the COBRA continuation insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual appropriation; this ordinance represents the third year.

Contract compliance number 31-1142815

FISCAL IMPACT: To modify and extend the existing contract with United HealthCare Insurance Company to establish the maximum obligation liability, and to authorize the expenditure of \$15,000.00 for COBRA administrative services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract.

To authorize the Human Resources Director to modify and extend the contract with United HealthCare Insurance Company to provide all eligible employees COBRA continuation insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$15,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$15,000.00)

WHEREAS, it is necessary to authorize the expenditure of up to \$15,000.00 or so much thereof as may be necessary to pay contract costs for COBRA continuation insurance services;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to enter into contract with United HealthCare Insurance Company to provide COBRA continuation insurance to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$15,000.00, or so much thereof as may be necessary for coverage from the Employee Benefits Funds 502, Department of Human Resources No. 46-01, Character 03, Minor Object 3362, Index No 461029, Subfund 208 is hereby authorized and directed.

SECTION 3. 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: 0013-2013

Drafting Date: 12/19/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the medical insurance program is necessary to insure continuation of the medical insurance program. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual appropriations; this ordinance represents the second year.

Contract compliance number is 31-1142815

FISCAL IMPACT: To modify and extend the existing contract with United HealthCare Insurance Company to establish the maximum obligation liability of \$101,557,672 for the medical plan administration services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract.

To authorize the Human Resources Director to modify and extend the existing contract with United HealthCare Insurance Company to provide all eligible employees medical insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$101,557,672.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$101,557,672.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the existing contract with United HealthCare Insurance Company to provide all eligible employees medical insurance from February 1, 2013 through January 31, 2014; and

WHEREAS, United HealthCare Insurance Company has indicated its intention to use an MBE and report the dollar amount quarterly.

WHEREAS, it is necessary to authorize the expenditure of up to \$101,557,672.00, or so much thereof as may be necessary to pay contract costs for medical insurance services;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the existing contract with United HealthCare Insurance Company to provide medical insurance to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$101,557,672, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources is hereby authorized and directed. Department of Human Resources No. 46-01, OL1 3, OL3 3362, OCA 460007, Subfund 208, Amount \$3,000,000; and Department of Human Resources No. 46-01, OL 1 3, OL3 3363, OCA 460004, Subfund 208, \$98,557,672.

See attachment: 2013 Medical Appropriation Attachment

SECTION 3. 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: 0013X-2013

Drafting Date: 1/9/2013

Current Status: Passed

Version: 1

Matter Type: Resolution

Background: The City of Columbus established the Economic Stabilization Fund (or "Rainy Day Fund") in 1988 to provide for the continuation of basic services during times of economic recession or unexpected revenue loss. The fund was first utilized in 2003. During the period from 2003-2009, over \$91 million was transferred into the general fund in order to avoid drastic reductions to city services in those years.

In keeping with sound financial practices, and consistent with the need to protect city finances during extended economic downturns or times of extreme emergency created by unexpected events, it is important that the City budget and plan for the possibility of future fiscal challenges. One of the responsibilities of the City is to maintain and continue basic services during an economic downturn, natural disaster, or catastrophe. By adoption of this resolution both the Mayor and City Council reaffirm the goals, purposes and objectives of establishing, maintaining and protecting the Economic Stabilization ("Rainy Day") Fund.

In addition, this resolution conveys the intent of the City to establish the goal to achieve a balance of \$75 million in the fund by the end of 2018.

To reaffirm the role of the Economic Stabilization Fund ("Rainy Day Fund") in allowing the City to maintain and continue basic services during an economic downturn, natural disaster, or catastrophe and to establish as a goal a balance of \$75 million in the fund by the end of 2018 and to declare an emergency.

WHEREAS, the City of Columbus established the Economic Stabilization Fund (or "Rainy Day Fund") in 1988 (Ordinance 0860-1988, passed April 11, 1988) to provide for the continuation of basic services during times of economic recession or unexpected revenue loss; and

WHEREAS, to further its commitment to enhancing this Fund, Ordinance 1590-94 (passed July 25, 1994) stipulated that the investment income attributed to the cash within this fund to be added to the balance of the Fund, with the exception of 2008; and

WHEREAS, at different times during the past decade these funds have been utilized due to continuing deteriorating national, state and local economic conditions; and

WHEREAS, in keeping with sound financial practices, and consistent with the need to protect city finances during extended economic downturns or times of extreme emergency created by unexpected events, it is important that the City budget and plan for the possibility of future fiscal challenges; and

WHEREAS, the City of Columbus has consistently maintained a AAA, Aaa and a AAA bond rating from the three major bond rating agencies, the highest rating given by such agencies; and

WHEREAS, the maintenance of adequate general fund reserves is a key factor used by these rating agencies in determining the overall credit worthiness of a city; now therefore,

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

Section 1. That the cash balance of the Economic Stabilization Fund shall reach \$75 million by the end of 2018.

Section 2. 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 of the Mayor neither approves nor vetoes the same.

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND:

To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the prescription drug insurance program is necessary to insure continuation of the prescription drug insurance program. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual appropriation; this ordinance represents the second year.

Contract compliance number is 31-1142815

FISCAL IMPACT: To modify and extend the existing contract with United Healthcare to establish the maximum obligation liability of \$30,500,000 for the prescription drug plan administration services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract.

To authorize the Human Resources Director to modify and extend the existing contract with United Healthcare to provide all eligible employees prescription drug insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$30,500,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$30,500,000.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the existing contract with United Healthcare to provide all eligible employees prescription drug insurance from February 1, 2013 through January 31, 2014; and

WHEREAS, United Healthcare has indicated its intention to use an MBE and report the dollar amount quarterly.

WHEREAS, it is necessary to authorize the expenditure of up to \$30,500,000, or so much thereof as may be necessary to pay contract costs for prescription drug insurance services;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the existing the contract with United HealthCare Insurance Company to provide prescription drug insurance to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$30,500,000, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources is hereby authorized and directed. Department of Human Resources No. 46-01, OL 1 3, OL3 3363, OCA 460005, Subfund 209, \$30,500,000.

See attachment: 2013 Drug Appropriation Attachment

SECTION 3. 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: 0014X-2013

Drafting Date: 1/10/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To honor, recognize, and celebrate Reverend Dr. Charles E. Booth on the occasion of his 35th anniversary at Mt. Olivet Baptist Church.

WHEREAS, preaching the Gospel is a life calling for the Reverend Dr. Charles E. Booth. But education, particularly Christian education, is also a very high priority for the senior pastor of the Mt. Olivet Baptist Church in Columbus; and

WHEREAS, the Baltimore native has devoted the past 34 years to Mt. Olivet Baptist Church, where he has overseen substantial church growth. During Dr. Booth's tenure, Mt. Olivet raised \$2.1 million to build the 100-seat Martin Luther King, Jr., Memorial Chapel, an administrative wing and 12 classrooms, and to expand the fellowship center, along with other facility improvements. Mt. Olivet is now in the planning stage of building an \$18 million family life center; and

WHEREAS, Dr. Booth has traveled the world preaching and teaching the Gospel. He has been a guest preacher to enlisted service men and women and their families in Germany; the North American preacher at the Baptist World Youth Conference in Buenos Aires, Argentina; and a guest revivalist and preacher at churches and conferences throughout the United States, Europe, South America, Central America, and Africa. Dr. Booth has also preached on college, university, and seminary campuses throughout this country; and

WHEREAS, Dr. Booth has been listed in Who's Who Among African Americans and in Ebony magazine's Honor Roll of Preachers. He received the 1999 James E. Stamps Alumni Recognition Award for outstanding contributions to young people attending historically black colleges and universities and the 1999 Alpha Phi Alpha and the Alpha Lambda Rho Chapter's Vertner Woodson Tandy Award for dedicated community service; and

WHEREAS, Dr. Booth earned his bachelor's degree at Howard University, his master of divinity degree from Eastern Theological Seminary in Philadelphia, Pennsylvania, and doctor of ministry degree from United Theological Seminary in Dayton, Ohio; and

WHEREAS, The United Theological Seminary recently honored Dr. Booth by naming an annual preaching conference in his honor. He is also a member of the seminary's board of trustees; now, therefore

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

That this Council does hereby honor, recognize, and celebrate Reverend Dr. Charles E. Booth on the occasion of his 35th anniversary at Mt. Olivet Baptist Church

Legislation Number: 0015-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: To maintain the dental insurance program in accordance with the negotiated labor contracts, additional funding of the dental insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual appropriation; this ordinance represents the third year.

Contract compliance number is 31-0685339

FISCAL IMPACT: To modify and extend the contract with Delta Dental to establish the maximum obligation liability, and to authorize the expenditure of \$5,350,000 for dental plan administration services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated by union contracts.

To authorize the Human Resources Director to modify and extend the contract with Delta Dental to provide all eligible employees dental insurance coverage from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$5,350,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$5,350,000.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the contract with Delta Dental to provide all eligible employees dental insurance from February 1, 2013 through January 31, 2014; and

WHEREAS, it is necessary to authorize the expenditure of up to \$5,350,000.00 or so much thereof as may be necessary to pay contract costs for dental insurance services;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the contract with Delta Dental to provide dental insurance to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$5,350,000, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources, is hereby authorized and directed.

SEE ATTACHMENT: 2013 DENTAL APPROPRIATION ATTACHMENT

SECTION 3. 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: 0015X-2013

Drafting Date: 1/10/2013

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

To recognize and celebrate the 100th Anniversary of the Jewish Community Center of Greater Columbus this Monday, January 14, 2013

WHEREAS, this year, the Jewish Community Center of Greater Columbus will begin its 100th year of service to the Central Ohio Jewish Community; and

WHEREAS, the Jewish Community Center of Greater Columbus was founded in 1913 and is committed to enhancing the quality of individual and family life through the promotion of physical, intellectual and spiritual wellness. It provides educational and cultural programs that reflect the Jewish heritage, health-related activities and many services to the community at large; and

WHEREAS, today, the JCC is made up of more than 6,000 members representing approximately 3,000 households; and

WHEREAS, the JCC serves 13,000 freshly prepared Kosher lunches each year to the elderly and provides intellectually stimulating programing; and

WHEREAS, the JCC is home to health, fitness, cultural, educational, social, youth and senior activities, pre-school and after-school programs and summer camp; and

WHEREAS, the JCC is a place that nurtures a passion for learning and living. Through its programs and services, the JCC provides an inviting Jewish Neighborhood and comfortable place to thrive; now, therefore

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

That we recognize and celebrate the 100th Anniversary of the Jewish Community Center of Greater Columbus to be held January 14, 2013, and its invaluable service to the Jewish Community of Central Ohio since 1913.

Legislation Number: 0016-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the vision insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual

appropriation; this ordinance represents the third year.

Contract compliance number is 31-0725743.

FISCAL IMPACT: To modify and extend the contract with Vision Service Plan to establish the maximum obligation liability, and to authorize the expenditure of \$942,000 for vision plan administration services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated by union contracts. (\$942,000.00)

To authorize the Human Resources Director to modify and extend the contract with Vision Service Plan to provide all eligible employees vision plan administration from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$942,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$942,000.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the contract with Vision Service Plan to provide all eligible employees vision plan administration from February 1, 2013 through January 31, 2014; and

WHEREAS, it is necessary to authorize the expenditure of up to \$942,000 or so much thereof as may be necessary to pay contract costs for vision plan administration;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the contract with Vision Service Plan to provide vision plan administration to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$942,000 or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources, is hereby authorized and directed.

See attachment: 2013 Vision Appropriation Attachment

SECTION 3. 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: 0017-2013

Drafting Date: 12/19/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the short term disability insurance program is necessary to insure continuation of

employee insurance coverage. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual appropriation; this ordinance represents the third year.

Contract compliance number is 36-2598882

FISCAL IMPACT: To modify and extend the contract with Fort Dearborn Life Insurance Company to establish the maximum obligation liability, and to authorize the expenditure of \$2,941,028 for short term disability administrative and claims services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated by union contracts.

To authorize the Human Resources Director to modify and extend the contract with Fort Dearborn Life Insurance Company to provide all eligible employees short term disability insurance coverage from February 1, 2013 through January 31, 2014, and to authorize the expenditure of \$2,941,028.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$2,941,028.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the contract with Fort Dearborn Life Insurance Company to provide all eligible employees short term disability insurance administration from February 1, 2013 through January 31, 2014; and

WHEREAS, it is necessary to authorize the expenditure of up to \$2,941,028, or so much thereof as may be necessary to pay contract costs for short term disability insurance services;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the contract with Fort Dearborn Life Insurance Company to provide short term disability insurance to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$2,941,028, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources is hereby authorized and directed. Division Number 46-01, OL1 3, OL3 3362, OCA 460008, Subfund 211, Amount \$83,000; and Division Number 46-01, OL1 3, OL3 3363, OCA 461042, Subfund 211, Amount \$2,858,028.

See attachment: 2013 STD appropriation attachment

SECTION 3. 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.

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the life insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2011-12 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers and from the City's employee benefits consultant. The contract is for a three-year period, subject to annual appropriation; this ordinance represents the third year.

Contract Compliance number: 34-1922587

FISCAL IMPACT: To modify and extend the contract with Consumers Life Insurance Company to establish the maximum obligation liability, and to authorize the expenditure of \$1,100,000 for life insurance services from February 1, 2013, through January 31, 2014. Funding is available in the 2013 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated by union contracts.

To authorize the Human Resources Director to modify and extend the contract with Consumers Life Insurance Company to provide all eligible employees life insurance coverage from February 1, 2013, through January 31, 2014, and to authorize the expenditure of \$1,100,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$1,100,000.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the contract with Consumers Life Insurance Company to provide all eligible employees life insurance from February 1, 2013 through January 31, 2014; and

WHEREAS, it is necessary to authorize the expenditure of up to \$1,100,000.00, or so much thereof as may be necessary to pay contract costs for life insurance services;

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the contract with Consumers Life Insurance Company to provide life insurance to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$1,100,000, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Human Resources Department 46-01, Character 03, Minor Object 3362, Index No 461000, Project 203 is hereby authorized and directed.

See Attachment: 2013 Life Appropriation Attachment

SECTION 3. 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: 0019-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: In 1984, the City responded to concerns raised by Ohio Environmental Protection Agency (EPA) and Federal Occupational Safety and Health Administration (OSHA) regarding potential exposures to employees at the City Trash Burning Power Plant. The City began testing employees at the Columbus Department of Health. In particular, the Occupational Clinic provided medical surveillance examinations, pre-placement examinations, immunizations, health and fitness assessments, clearance for respirator wear, assessment of workers' fitness for duty, consultation, hearing conservation training and audiometric testing.

In 2006, the Department of Health became the Columbus Public Health Department with a primary focus on monitoring community health status, identifying and addressing public health threats, enforcing laws that protect the public's health and providing services to prevent and control disease. In the face of this change and to provide focused and coordinated Occupational Safety and Health medical services in accordance with the federal Public Employment Risk Reduction Program (PERRP), OSHA and the state Bureau of Workers Compensation (BWC), the City of Columbus shifted the operations of employee occupational safety and health medical services from the Public Health Department to the Human Resources Department. This will allow for continued surveillance exams to City employees at risk and appropriate follow up; identify occupationally related disease or disability; assist in rehabilitation activities; determine fitness and suitability for assigned work; promote and maintain federal OSHA compliance; promote health, wellness and quality of life by preventing and controlling disease/injury; provide assistance in injury care activities and in rehabilitation activities; and services that will have educational and/or training programs promoting general health and safe work practices.

The project was formally advertised in the City Bulletin and via the City's Vendor Services website from August 4, 2011 through September 1, 2011. September 1, 2011 was the bid opening. The Proposal Evaluation Committee included 5 members. Two vendors submitted proposals and each were interviewed. Those proposals were evaluated based on the following criteria: Competence of Offeror Proposal (25 points possible); Ability of Offeror to Perform Required Service Competently and Expeditiously (20 points possible); Past Performance of Offer (20 points possible); Environmentally Preferable Factor (15 points possible); Cost or Pricing Structure of Offeror Proposal (25 points possible).

This ordinance authorizes and directs the Human Resources Director to modify and extend the current contract for Occupational Safety and Health medical services for the City of Columbus with Mt. Carmel Occupational Health and Wellness, and to authorize the expenditure of \$305,000.00 to be paid out of the Employee Benefits fund in the Human Resources Department. The contract is for a five-year period, subject to annual appropriation; this ordinance represents the second year.

Contract compliance number is 31-1439334.

FISCAL IMPACT: To modify and extend the existing contract with Mount Carmel Occupational Health and Wellness to establish the maximum obligation liability of \$305,000.00 for Occupational Safety and Health

medical services from February 1, 2013 through January 31, 2014. Funding is available in the 2013 budget for this contract.

To authorize the Human Resources Director to modify and extend the existing contract with Mount Carmel Occupational Health and Wellness to provide all eligible employees Occupational Safety and Health medical services from February 1, 2013 through January 31, 2014 and to authorize the expenditure of \$305,000.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$305,000.00)

WHEREAS, it is in the best interest of the City of Columbus to modify and extend the existing contract with Mount Carmel Occupational Health and Wellness to provide all eligible employees Occupational Safety and Health medical services from February 1, 2013 through January 31, 2014; and

WHEREAS, Mount Carmel Occupational Health and Wellness has indicated its intention to use MBEs and FBEs and report the dollar amounts quarterly; and

WHEREAS, it is necessary to authorize the expenditure of up to \$305,000.00, or so much thereof as may be necessary to pay contract costs for Occupational Safety and Health medical services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary for aforementioned purpose 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 Human Resources Director is hereby authorized to modify and extend the existing contract with Mount Carmel Occupational Health and Wellness to provide Occupational Safety and Health Medical Services and related Education and Wellness Programs for City employees to all eligible employees from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of up to \$305,000.00, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources is hereby authorized and directed. Department of Human Resources No. 46-01, OL 1 3, OL3 3363, OCA 461051, Subfund 208, \$305,000.00.

See attachment: 2013 Occupational Clinic Appropriation Attachment

SECTION 3. 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: 0020-2013

Drafting Date: 12/19/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: As a result of a Request For Proposal process in accordance with Section 329.14

of the Columbus City Codes, one bid response for employee benefits consulting services was received and reviewed by the City's Evaluation Committee.

The proposal was evaluated on the following criteria as required by section 329.14: competency to perform, quality and feasibility of the offerors technical proposal, ability to perform the required service competently, past performance, and the cost structure of the proposal. AON Employee Benefits Consulting is recommended as the employee benefits consultant. AON Employee Benefits Consulting has provided excellent services for the City of Columbus and, a guaranteed three year rate.

The consultant assists Employee Benefits Risk Management with general consulting services and in the selection of the employee health care plan administrators. This contract established with AON Employee Benefits Consulting is for a three-year period subject to annual appropriation and funding.

The Human Resources Department requests to enter into contract and to provide for funding February 1, 2013 through January 31, 2014, for Employee Benefits Consulting Services. AON Employee Benefits Consulting has agreed to the respective contract for the professional services at \$175,000 per year.

Contract Compliance number is 22-2232264

FISCAL IMPACT: Funding is available in the 2013 budget for this contract. This ordinance is an emergency measure.

To authorize the Human Resources Director to enter into contract with AON Hewitt Consulting from February 1, 2013 through January 31, 2014; to authorize the expenditure of \$175,000.00 or so much thereof as may be necessary to pay the costs of said contract, and to declare an emergency. (\$175,000.00)

WHEREAS, it is in the best interest of the City of Columbus to enter into contract with AON Hewitt Consulting, to provide professional employee benefits consulting services from February 1, 2013 through January 31, 2014, and

WHEREAS, it is necessary to authorize the expenditure of \$175,000.00, or so much thereof as may be necessary to pay contract costs for employee benefits consulting services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to enter into a contract and to pay the associated contract costs to avoid interruption in necessary services for the preservation of public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the Human Resources Director is hereby authorized to enter into contract with AON Hewitt Consulting from February 1, 2013 through January 31, 2014.

SECTION 2. That the expenditure of \$175,000.00 or so much thereof as may be necessary for coverage from the Employee Benefits Insurance Fund 502, Department of Human Resources, Department 46-02, OL1 - 03, OL3 - 3336, OCA 450882, Subfund 001, is hereby authorized and directed.

SECTION 3. 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: 0021-2013

Drafting Date: 12/19/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Council Variance Application: CV12-053

APPLICANT: Connie J. Klema, Atty; 145 East Rich Street; 2nd Floor; Columbus, Ohio 43215.

PROPOSED USE: Allow two-unit dwellings in the L-ARLD, Limited Apartment Residential District.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This application is to allow two-unit dwellings in the L-ARLD Limited Apartment Residential District proposed in rezoning Z12-060. The applicant rezoned the site from the R, Rural District last summer via Z12-020. Staff finds that the allowance for a different dwelling-unit configuration in this development will have no negative impact of the residents in and around this development.

To grant a Variance from the provisions of Section 3333.02, ARLD, Apartment Residential District Use, of the Columbus City Codes, for the property located at **5049 EDWARDS FARM ROAD (43221)**, to permit two-unit dwellings in the L-ARLD, Limited Apartment Residential District. (Council Variance # CV12-053).

WHEREAS, by application #CV12-053, the owner of property at **5049 EDWARDS FARM ROAD (43221)**, is requesting a Variance to permit two-unit dwellings in the L-ARLD, Limited Apartment Residential District; and

WHEREAS, Section 3333.02, ARLD, Apartment Residential District Use, prohibits two-unit dwellings in the ARLD, Apartment Residential District; and

WHEREAS, City Departments recommend approval for this noting that a different dwelling-unit configuration in this development will have no negative impact of the residents in and around this development; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Zoning Clearance for the proposed use; and

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **5049 EDWARDS FARM ROAD (43221)**, in using said property as desired and

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

SECTION 1. Variances from the provisions of Section 3333.02, ARLD, Apartment Residential District Use; of the Columbus City Codes are hereby granted for the property located at **5049 EDWARDS FARM ROAD (43221)**, insofar as said section prohibits two-unit dwellings, and with said property being more particularly described as follows:

5049 EDWARDS FARM ROAD (43221), being 14.3± acres located on the west side of Edwards Farm Road 500± feet south of Bourbon Street, and being more particularly described as follows:

LEGAL DESCRIPTION
14.283 ACRES

Situated in the State of Ohio, Franklin County, Norwich Township, being a part of Virginia Military Survey No. 2418 and No. 4854, and being a part of the 87.92 acre tract conveyed to Clyde M. Vaughn by deed of record in O.R. 15751 B16; of the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning for reference at a railroad spike found in the centerline of Hayden Run Road, said spike being the Northeast corner of the said original 87.92 acre tract;

Thence South 09 degrees, 40 minutes, 02 seconds East, 2432.49 feet, along the East line of said 87.92 acre tract to a ¾" iron pin found, said pin being at a corner of said 87.92 acre tract, also being on the line between VMS #2418 and VMS #4854;

Thence South 79 degrees, 01 minutes, 49 seconds West, 100.03 feet, along an existing fence line, to a 5/8 inch rebar set on the line between the City of Columbus and Norwich Township, also being the true point of beginning of the tract of land herein intended to be described;

Thence South 09 degrees, 40 minutes, 02 seconds East, 716.03 feet, across said 87.92 acre tract and along said line between the City of Columbus and Norwich Township, to a 5/8 inch rebar set in the South line of said 87.92 acre tract;

Thence South 66 degrees 57 minutes, 36 seconds West, 784.48 feet, along the South line of said 87.92 acre tract, to a 5/8 inch rebar set on the East right-of-way line of Interstate 270, also being the southwest corner of said 87.92 acre tract;

Thence North 11 degrees, 36 minutes, 49 seconds West, 879.94 feet, along the West line of said 87.92 acre tract, and the East right-of-way line of I-270, to a 5/8 inch rebar set;

Thence North 79 degrees, 01 minutes, 49 seconds, East 793.30 feet, along an existing fence line, to the point of beginning, containing 14.283 acres of land, more or less.

The bearings shown above are based on the centerline of Interstate 270 as being North 11 degrees, 36 minutes, 49 seconds, West as shown on ODOT drawing FRA-270-3.47N.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two-unit dwellings or those uses permitted in the L-ARLD, Limited Apartment Residential District established with Z12-020.

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

Legislation Number: 0022-2013

Drafting Date: 12/20/2012

Version: 1

Current Status: Passed

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 1673-1675 N. Cleveland Avenue (010-033799) to Howard F. Johnson, who will rehabilitate the existing two-family structure to be maintained as a rental unit. 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 in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1673-1675 N. Cleveland Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all

necessary agreements and deeds to convey title to the following parcel of real estate to Howard F. Johnson:

PARCEL NUMBER: 010-033799
ADDRESS: 1673-1675 N. Cleveland Avenue, Columbus, Ohio 43211
PRICE: \$1,000 plus a \$38.00 recording fee
USE: Two-family rental unit

Situated in the city of Columbus, Franklin County, Ohio, and further described as Lot No Three Hundred One (301) of Louis Heights Addition, as numbered, delineated, and recorded in Plat Book 11, Page 8, Recorder's Office, Franklin County, Ohio.

Less and excepting the following described real estate:

Being situated in the State of Ohio, County of Franklin, City of Columbus and being a portion of Lot 301 of Louis Heights Subdivision as recorded in Plat Book 11, Page 8, reference being made to records of the Recorder's Office, of said county and being bounded and described as follows:

Beginning at the northeast corner of Lot 301 said corner being referenced by an iron pin (found),

Thence S 26° 43' W along the east line of said lot, a distance of 36.60 feet to an iron pin (found) at the southeast corner of said lot,

Thence N 86° 59' 23" W along the south line of said lot, a distance of 7.10 feet to a point,

Thence with a line being 6.50 feet from and parallel to the east line of said lot and having a bearing of N 26° 43' E and a distance of 36.60 feet to a point in the north line of said lot,

Thence S 86° 59' 23" E along the north line of said lot a distance of 7.10 feet to the point of beginning, containing 238 square feet of land, more or less.

Being subject to all road easements and easements of record.

The basis of bearings for this description are based upon a certain plan prepared by the State of Ohio (FRA-3 16.89-19.61), said plan also being on file in the City Engineer's Office, City of Columbus, 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: 0023-2013

Drafting Date: 12/20/2012

Current Status: Passed

1. BACKGROUND

This legislation authorizes the assignment of all past, present, and future business done by the City of Columbus with Navtrak Inc. to Telogis Inc. This change will reflect a company name change and new federal identification number for all contracts and purchase orders established with Navtrak Inc.

2. CONTRACT COMPLIANCE INFO:

Former Company Name: Navtrak Inc. / FID Number 522311460
Current Company Name: Telogis Inc. / FID Number 330953006

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

3. EMERGENCY DESIGNATION

Emergency designation is requested in order to cancel and re-establish current contracts to continue making payments without any delays.

4. FISCAL IMPACT

No financial impact is anticipated. Current contracts will be cancelled and re-established with identical funding.

To authorize and direct the Director of Public Service to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with Navtrak Inc. to Telogis Inc.; and to declare an emergency.

WHEREAS, the Finance and Management Department/Purchasing Office has established the contract with Navtrak, Inc. for GPS Tracking services; and

WHEREAS, Navtrak, Inc. merged with Telogis, Inc. and, in addition to notifying the City of merger, Telogis, Inc. has agreed to honor past, present and future purchase orders established from contract number ED045492, and

WHEREAS, an emergency exists in the usual daily operation of the Finance/Purchasing Office in that it is immediately necessary to modify contract number ED045492, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to modify contract ED045492 and all past, present and future purchase orders pursuant to that contract to reflect the change of the company name from Navtrak, Inc. FID 52311460 to Telogis, Inc under FID 330953006.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

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

SECTION 4. That the City Auditor is authorized to make any accounting changes to revise the funding source

for all contracts or contract modifications associated with this ordinance.

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

SECTION 6. That for 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: 0026-2013

Drafting Date: 12/20/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This legislation authorizes the assignment of all past, present, and future business done by the City of Columbus with ME Companies to M-E Companies, Inc. dba as M-E/IBI Group. This change will reflect a company name change, but the same federal identification number for all contracts and purchase orders established with ME Companies.

2. CONTRACT COMPLIANCE INFO:

Former Company Name: ME Companies / FID Number 311442777

Current Company Name: M-E Companies, Inc dba as M-E/IBI Group / FID Number 311442777

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

3. EMERGENCY DESIGNATION

Emergency designation is requested in order to cancel and re-establish current contracts to continue making payments without any delays.

4. FISCAL IMPACT

No financial impact is anticipated. Current contracts will be cancelled and re-established with identical funding.

To authorize and direct the Director of Public Service to modify all contracts and agreements by assigning all past, present, and future contracts and purchase orders with M-E Companies, Inc to M-E Companies, Inc. dba as M-E/IBI Group; and to declare an emergency.

WHEREAS, the Department of Public Service has established contracts with M-E Companies, Inc. for Engineering services; and

WHEREAS, M-E Companies, Inc. merged with IBI Group, Inc, and, in addition to notifying the City of merger, IBI Group, Inc. has agreed to honor past, present and future purchase orders established with ME Companies, Inc; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to recognize this change, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Director of Public Service be and is hereby authorized and directed to modify all past, present and future purchase orders pursuant to that contract to reflect the change of the company name from M-E Companies, Inc to M-E Companies, Inc. dba as M-E/IBI Group under FID 311442777.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

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

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

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

SECTION 6. That for 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: 0029-2013

Drafting Date: 12/21/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Columbus Public Health has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$408,419.00 in grant money to fund the Immunization Action Plan grant program.

The IAP program will enable Columbus Public Health to ensure that critical elements of vaccine provided and the vaccine delivery system are adequate; to establish and maintain a high level of awareness and demand for immunizations by parents, particularly racial/ethnic minority parents and other under-served population groups; and to accurately measure the ability of local vaccine providers to raise immunizations levels in children under the age of two toward the goal of 90% coverage.

This grant is for the period January 1, 2013 through December 31, 2013.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: This program is entirely funded by the Ohio Department of Health. This grant will not generate revenue or require a City match.

To authorize the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$408,419.00; to authorize the appropriation of \$408,419.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$408,419.00)

WHEREAS, \$408,419.00 in grant funds have been made available through the Ohio Department of Health for the Immunization Action Plan (IAP) grant program; and,

WHEREAS, it is necessary to authorize the acceptance and appropriation of these funds; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to accept this grant from the Ohio Department of Health and 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 Board of Health is hereby authorized and directed to accept a grant award of \$408,419.00 from the Ohio Department of Health for the IAP program for the period January 1, 2013 through December 31, 2013.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2013, the sum of \$408,419.00 and any eligible interest earned during the grant period is hereby appropriated to the Health Department, Department No. 50-01, as follows:

OCA: 501310; Grant No.: 501310; OL1:01; Amount: \$ 396,276
OCA: 501310; Grant No.: 501310; OL1:02; Amount: \$ 7,100
OCA: 501310; Grant No.: 501310; OL1:03; Amount: \$ 5,043

Total for Grant No. 501310 \$ 408,419

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

SECTION 4. At the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

SECTION 5. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 6. That 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: 0030-2013

Drafting Date: 12/21/2012

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 427 N. Monroe Ave. (010-056174) to Edras F. Vargas and Aracely L. Vargas, who will maintain the vacant parcel as a side yard expansion. 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 required to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (427 N. Monroe Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Edras F. Vargas and Aracely L. Vargas:

PARCEL NUMBER: 010-056174
ADDRESS: 427 N. Monroe Ave., Columbus, Ohio 43203
PRICE: \$1,053 plus a \$38.00 recording fee
USE: Side yard expansion

Situated in the State of Ohio, County of Franklin, City of Columbus and bounded and described as follows:

Being Lot No Fifty (50) except 38 feet off the west end thereof, in Jones Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 348, 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: 0031-2013

Drafting Date: 12/21/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: Two parcels currently held in the Land Bank have been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of the real property. This legislation authorizes the Director of Development to transfer two parcels located at 905 E. 13th Ave. (010-040838) and 955 E. 18th Ave. (010-076418), to Chinedum K. Ndukwe and Jeff Ihlenfield, who will rehabilitate the structures to be maintained as rental units. The parcels 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 required to expedite the transfer and decrease Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcels of real property (905 E. 13th Ave. & 955 E. 18th Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the City's Neighborhood Stabilization Program application with the United States Department of Housing and Urban Development, 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's to expend funds and acquire properties under the Neighborhood Stabilization Program; and

Whereas, by Ordinance 1325-98 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure; or any other land it acquires as part of its land utilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in 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 to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore,**

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcels of real estate to Chinedum K. Ndukwe And Jeff Ihlenfield:

- (1)
- PARCEL NUMBER: 010-040838
- ADDRESS: 905 E. 13th Ave., Columbus, Ohio 43211
- PRICE: \$2,750.00
- USE: Single Family Rental

Situated in the State of Ohio, County of Franklin and in the City of Columbus:
Being Lot № Forty-Five (45) of Schneider's Twelfth Avenue Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 10, Page 138, Recorder's Office, Franklin County, Ohio.

(2)

PARCEL NUMBER: 010-076418
ADDRESS: 955 E. 18th Ave., Columbus, Ohio 43211
PRICE: \$4,000.00
USE: Single Family Rental

Situated in the City of Columbus, County of Franklin, and State of Ohio, and more particularly described as follows:

Being Lot № One Hundred Forty-Nine (149) in HIGHLAND PLACE ADDITION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 16, Page 8, 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: 0032-2013

Drafting Date: 12/21/2012

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 102 Latta Ave. (010-045640) to Craig A. Dransfield, who will maintain the vacant parcel as a side yard expansion. 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 required to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (102 Latta Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Craig A Dransfield:

PARCEL NUMBER: 010-045640
ADDRESS: 102 Latta Ave., Columbus, Ohio 43205
PRICE: \$3,429 plus a \$38.00 recording fee
USE: Side yard expansion

Situated in the City of Columbus, County of Franklin and State of Ohio and bounded and described as follows:

Being Lots 22 & 23 of amended plat of John M Pugh's Subdivision of Lots 1, 2, 3, 4 & 5 of S. Brush's Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, Page 114, 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: 0033-2013

Drafting Date: 12/21/2012

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 1872 Jermain Dr. (010-166927) to Qiona R. Bennett, who will rehabilitate the existing single-family structure to be maintained as an owner-occupied residence. 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 required to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1872 Jermain Dr.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the City's Neighborhood Stabilization Program application with the United States Department of Housing and Urban Development, 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's to expend funds and acquire properties under the Neighborhood Stabilization Program; and

Whereas, by Ordinance 1325-98 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure; or any other land it acquires as part of its land utilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Qiona R. Bennett:

PARCEL NUMBER: 010-166927
ADDRESS: 1872 Jermain Dr., Columbus, Ohio 43219
PRICE: \$3,500 plus a \$38.00 recording fee
USE: Single-family dwelling

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

Being lot № eleven (11), in Block N. of Amvet Homestead Subdivision № 2 as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 21, Page 51, 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: 0034-2013

Drafting Date: 12/21/2012

Version: 1

Current Status: Passed

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 3366 Penfield Rd. (010-140782) to Jerry L. Jackson and Helen C. Jackson, who will maintain the vacant parcel as a side yard expansion. 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 required to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (3366 Penfield Rd.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Jerry L. Jackson and Helen C. Jackson:

PARCEL NUMBER: 010-140782
ADDRESS: 3366 Penfield Rd., Columbus, Ohio 43227
PRICE: \$2,113 plus a \$38.00 recording fee
USE: Side yard expansion

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

Being Lot № One Hundred Seventy-Nine (179) of HAVILAND NUMBER THREE as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 37, page 34, Recorder's Office of 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: 0035-2013

Drafting Date: 12/21/2012

Version: 1

Current Status: Passed

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 66 N. 21st St. (010-041328) to David Knutson and Eva Knutson, who will rehabilitate the existing single-family structure to be maintained as a rental unit. 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 required to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (66 N. 21st St.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale

pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.06 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to David Knutson and Eva Knutson:

PARCEL NUMBER: 010-041328
ADDRESS: 66 N. 21st St., Columbus, Ohio 43203
PRICE: \$6,400 plus a \$38.00 recording fee
USE: Single family rental

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

Beginning at an iron pin in the east line of Twenty First Street and 4.25 feet south of the north line of Lot № 43 of JOYCE AND SHELDON'S EAST LONG STREET WOODLAND ADDITION, as recorded in Plat Book № 3, Page 16, Recorder's Office, Franklin County, Ohio; thence north along the east line of Twenty lint Street 35.68 feet to an iron pin located five inches north of the north line of Lot 42 of said Joyce and Sheldon's East Long Street Woodland Addition; thence east and parallel with the north line of said Lot 42, one hundred and twenty nine feet to an iron pin in the east line of Lot 41, in said Joyce and Sheldon's East Long Street Woodland Addition; thence, south along the east line of said Lots 41, 42 and 43 (35.68) feet to an iron pin located 4.25 feet south of the south east corner of said Lot 42; thence west and parallel with the south line of said Lot 42, one hundred and twenty nine feet (129) to the place of beginning; the same being a strip 4.25 feet in width off the north side of said Lot 43, all of Lot 42 and 5 inches off the south side of Lot № 41 of Joyce and Sheldon's East Long

Street Woodland Addition.

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: 0036-2013

Drafting Date: 12/21/2012

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 1464 Franklin Ave. (010-007997) to Jason Kiernan and Joyce Kiernan, who will maintain the vacant parcel as a side yard expansion. 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 required to expedite the transfer in order to reduce Land Bank maintenance costs.

To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property (1464 Franklin Ave.) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

WHEREAS, ordinance 1860-2008 adopted the City's Neighborhood Stabilization Program, authorized the filing of the City's Neighborhood Stabilization Program application with the United States Department of Housing and Urban Development, 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's to expend funds and acquire properties under the Neighborhood Stabilization Program; and

WHEREAS, by Ordinance 1325-98, Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited

lands by the Franklin County Auditor, or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use, or any other land acquired as part of the land reutilization program; and

WHEREAS, a proposal for the sale of the property which was acquired pursuant to Ohio Revised Code Section 5722.03 meets the Land Reutilization Program's Disposition Policies and Guiding Principles and has been approved by the Land Redevelopment Office Administrator; and

WHEREAS, in conformity with Ohio Revised Code Section 5722.07, the property will be sold at not less than fair market value, defined as the appraised value of the nonproductive land made with reference to any redevelopment and reutilization restrictions as may be imposed by the electing subdivision as a condition of sale or as may otherwise be applicable to such; therefore, competitive bidding is not required; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for the real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Land Redevelopment Office in that it is immediately necessary to convey title of said parcel of real estate to expedite the transfer in order to reduce Land Bank maintenance costs, all for the immediate preservation of the public health, peace, property, safety and welfare; and **now therefore**,

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

Section 1. That the Director of the Department of Development is hereby authorized to execute any and all necessary agreements and deeds to convey title to the following parcel of real estate to Jason Kiernan and Joyce Kiernan:

PARCEL NUMBER: 010-007997
ADDRESS: 1464 Franklin Ave., Columbus, Ohio 43205
PRICE: \$1,928 plus a \$38.00 recording fee
USE: Side yard expansion

Situated in the County of Franklin, City of Columbus and State of Ohio and bounded and described as follows:

Being Lot No One Hundred Thirteen (113) of James Nelson's Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 2, page 322, 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: 0129-2013

Drafting Date: 1/9/2013

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$63,995,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$63,995,000).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$63,995,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$63,995,000). Section 55(b) of the City Charter.

See Attached File: City of Columbus - 2013 Advance Refunding Bonds - UT Bond Ordinance (tax-exempt).pdf

Legislation Number: 0130-2013

Drafting Date: 1/9/2013

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$45,385,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$45,385,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$45,385,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$45,385,000). Section 55(b) of the City Charter.

See Attached File: City of Columbus - 2013 Advance Refunding Bonds - LT Bond Ordinance (tax-exempt).pdf

Legislation Number: 0131-2013

Drafting Date: 1/9/2013

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$423,090,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$423,090,000).

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$423,090,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$423,090,000). Section 55(b) of the City Charter.

See Attached File: City of Columbus - BABs Refunding Bonds - UT Bond Ordinance (tax-exempt).pdf

Legislation Number: 0132-2013

Drafting Date: 1/9/2013

Current Status: Passed

Version: 1

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$52,805,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as “Build America Bonds” pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$52,805,000).

To authorize the issuance of limited tax bonds in an amount not to exceed \$52,805,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as “Build America Bonds” pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$52,805,000). Section 55(b) of the City Charter.

See Attached File: City of Columbus - BABs Refunding Bonds - LT Bond Ordinance (tax-exempt).pdf

Legislation Number: 1705-2012

Drafting Date: 7/17/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to enter into a professional services construction administration and construction inspection (CA/CI) contract with Prime Engineering Inc. for a General CA/CI agreement plus two construction projects: (1) Scioto Main/West Side Relief and (2) Town / Fourth Inflow Redirect Contract, and a General CA/CI Requirements project fund for handling unforeseen and or unexpected project occurrences.

2. CONTRACT COMPLIANCE INFO: 26-0546656 | ASN | Expires 02/17/2014

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract per the Auditor of State Unresolved Findings for Recovery Certified search.

3. EMERGENCY DESIGNATION: Emergency designation **is not** requested at this time.

4. FISCAL IMPACT: This legislation authorizes the Director of Public Utilities to transfer within and expend up to \$660,000 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for construction administration and construction inspection (CA/CI) services for the (1) Scioto Main/West Side Relief and (2) Town / Fourth Inflow Redirect Contract, and to amend the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a construction administration and inspection (CA/CI) services agreement with Prime Engineering Inc. for the Scioto Main/West Side Relief and the Town / Fourth Inflow Redirect Contract; to authorize a transfer within and expenditure of up to \$660,000 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2012 Capital Improvements Budget. (\$660,000.00)

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities, hereby requests this City Council to authorize the Director of Public Utilities to enter into professional services construction administration and construction inspection contract with Prime Engineering Inc. in the amount of \$660,000, and

WHEREAS, As part of this contract, the City is establishing a General CA/CI Requirements project for Sanitary Sewer Engineering; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer within and expend funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664; and

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

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a professional services construction administration and construction inspection contract with Prime Engineering Inc. for the Scioto Main/West Side Relief and Town / Fourth Inflow Redirect Contract, and the 2012 General Construction Contract at the earliest practical date; **Now, Therefore,**

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

SECTION 1. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services agreement with Prime Engineering Inc., 3000 Corporate Exchange Drive, Suite 600, Columbus, Ohio 43231, that will provide construction administration and inspection services for the Scioto Main/West Side Relief and Town / Fourth Inflow Redirect Contract; in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

SECTION 2. That the City Auditor be and hereby is authorized and directed to transfer up to \$660,000.00 from within the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Object Level Three 6686:

From:

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

664 | 650754-100000 | Whetstone Park of Roses WWTF | 664754 | -\$460,000.00
664 | 650014-100000 | Sanitary Sewer Construction | 664140 | -\$200,000

To:

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

664 | 650800-100000 | General CA/CI Requirements | 664800 | +\$250,000
664 | 650800-100005 | Scioto Main / West Side Relief | 648005 | +\$10,000
664 | 650800-100006 | Town / Fourth Inflow Redirect | 648006 | +\$200,000
664 | 650800-100010 | Cherry St/Fourth St Sewer Separation | 644913 | \$200,000.00

SECTION 3. That the 2012 Capital Improvements budget Ordinance No. 0368-2011 is hereby amended as follows, to provide sufficient budget authority for the project expenditures stated in the ordinance herein.

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

664 | 650014-100000 | Sanitary Sewer Construction | \$216,450 | \$16,450 | (-\$200,000)
664 | 650754-100000 | Whetstone Park of Roses WWTF | \$1,100,000 | \$640,000 | (-\$460,000)
664 | 650800-100000 | General CA/CI Requirements | \$0 | \$250,000 | +\$250,000
664 | 650800-100005 | Scioto Main / West Side Relief | \$0 | \$10,000 | +\$10,000
664 | 650800-100006 | Town / Fourth Inflow Redirect | \$0 | \$200,000 | +\$200,000
664 | 650800-100010 | Cherry St/Fourth St Sewer Separation | \$0 | \$200,000 | (+\$200,000)

SECTION 4. That the expenditure of up to \$660,000.00, or as much thereof as may be needed, be and the same is hereby authorized from the Sanitary Sewer General Obligation Bond Fund, as follows: Obj Lvl Three 6686

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

664 | 650800-100000 | General CA/CI Requirements | 664800 | +\$250,000
664 | 650800-100005 | Scioto Main / West Side Relief | 648005 | +\$10,000
664 | 650800-100006 | Town / Fourth Inflow Redirect | 648006 | +\$200,000
664 | 650800-100010 | Cherry St/Fourth St Sewer Separation | 644913 | \$200,000

SECTION 5. That the said services shall be performed by Prime Engineering Inc. to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

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

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

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

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

Legislation Number: 2201-2012

Drafting Date: 10/3/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

The Consolidated Plan and the related Action Plan combine into a single submission the planning and application aspects of the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs. This plan represents a continuing commitment to provide decent housing, suitable living environments and expanded economic opportunities.

This ordinance is submitted as an emergency to ensure the timely submission of the application to HUD by November 15, 2012.

FISCAL IMPACT: The FY2013 Action Plan Budget revenues are estimated to be \$12,258,021 and will be used to fund programs as described in attachment ORD2201-2012budget.

To adopt the 2013 Action Plan Budget which implements year four of the five year "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U. S. Department of Housing and Urban Development; and to declare an

emergency

WHEREAS, under the provisions as set forth in the various federal statutes authorizing the above programs, the City of Columbus has filed a five year Consolidated Plan application with the Department of Housing and Urban Development, to be used for community development activities; and

WHEREAS, in conjunction with the Consolidated Plan, the City is required to submit a one year "Action Plan" including a detailed "Use of Funds" for the various programs covered under the plan; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the filing of the aforesaid plan application within the deadline established by HUD, 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 adopts the recommended 2013 Use of Funds document as the one year Action Plan Budget as set forth in the attachment ORD2201-2012budget.

SECTION 2: That the application for said plan as provided for in the federal statutes authorizing the Consolidated Plan programs is hereby adopted, and that the Mayor, acting on behalf of the City of Columbus, is hereby authorized and directed to file such application with the U.S. Department of Housing and Urban Development.

SECTION 3: 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: 2537-2012

Drafting Date: 11/9/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into an agreement with Advanced Engineering Consultants (AEC), for professional engineering services for Dennison Place Street Lighting Improvements Project. This project is for the design of street lighting in the Dennison Place area.

There is currently overhead street lighting in the area. At the request of the general public, existing Cobrahead lights will be converted to decorative Teardrop style lights on King avenue between Olentangy River road and High street, and on 5th avenue between Neil avenue and High St. Also, an additional conversion of existing overhead street lighting to underground decorative street lighting will take place on 6th avenue between Neil avenue and Dennison avenue, and on Dennison Avenue from King avenue to 5th avenue. This conversion will match existing lighting in the adjacent areas.

ENGINEERING CONTRACT AWARD: Advanced Engineering Consultants (AEC) was selected in accordance with the procedures set forth in Columbus City Code, Section 329.13 three companies, Advanced Engineering Consultants (AEC), Woolpert, and CCI submitted RFP's.

Upon review of the proposals, the bidders were ranked using criteria specified in City Code, and more specifically: proposal quality, experience of the team's personnel, experience of the prime, and local workforce. Based upon these criteria, Advanced Engineering Consultants (AEC) was selected as the highest-ranked bidder.

FISCAL IMPACT: This legislation includes a transfer within the Electricity G.O. Bonds Fund to provide sufficient funding for the project. An amendment to the 2012 Capital Improvements Budget is needed to provide sufficient budget authority.

CONTRACT COMPLIANCE INFORMATION: Contract Compliance Number, 31-1612308, expires: 06/21/2014, FBE.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Advanced Engineering Consultants (AEC).; for the Division of Power and Water (POWER); to authorize the transfer of \$29,339.70 within the Electricity G.O. Bonds Fund to amend the 2012 Capital Improvements Budget and to authorize the expenditure of \$29,339.70 within the Electricity G.O. Bonds Fund. (\$29,339.70).

WHEREAS, Requests for Proposal were received and opened for engineering services for the Dennison Place Street Lighting Improvements Project; and

WHEREAS, Advanced Engineering Consultants (AEC)., was selected as the highest-ranked bidder based upon : proposal quality, experience of the team's personnel, experience of the prime, and local workforce; and

WHEREAS, it is necessary to transfer money within the Urban Infrastructure Recovery Fund for the Dennison Place Street Lighting Improvements Project; and

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

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services for the design of street lighting; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water (POWER), Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the Dennison Place Street Lighting Improvements Project, for the preservation of the public health, peace, property, and safety; now therefore.

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

SECTION 1. That the City Auditor is hereby authorized to transfer the unencumbered balance in a 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.

SECTION 2. That the City Auditor is hereby authorized to transfer \$29,339.70 within the Electricity G.O. Bonds Fund, Fund 553, Division of Power and Water (POWER), Division 60-07, Object Level One 06, Object Level Three 6625, as follows:

TRANSFER FROM:

Project/OCA Project Name (Amount)
440007-100000/440007 UIRF (-\$29,339.70)

TRANSFER TO:

Project/OCA Project Name (Amount)
440007-100004/530704 Dennison Place Street Lighting Improvements Project (+\$29,339.70)

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 the Director of Public Utilities be and hereby is authorized to execute an agreement with Advanced Engineering Consultants (AEC), 1310 Dublin Road, Columbus, OH 43215, for the Division of Power and Water (POWER), for professional engineering services in accordance with the terms and conditions on file in the office of the Division of Power and Water (POWER).

SECTION 6. That the said engineering firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water (POWER).

SECTION 7. That for the purpose of paying the cost of the professional engineering services contract, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-07, Fund 440, Project 440007-100004, Object Level One 06, Object Level Three 6625, OCA Code 530704, Amount \$29,339.70.

SECTION 8. That the 2012 Capital Improvements Budget is hereby amended as follows:
PUBLIC UTILITIES/POWER 60-07

| <u>Fund No.</u> | <u>Project Number</u> | <u>Project</u> | <u>Current CIB</u> | <u>Revised CIB</u> | <u>CHANGE</u> |
|-----------------|-----------------------|---|--------------------|--------------------|---------------|
| 440 | 440007-100000 | Urban Infrastructure Recovery Program | \$1,501,495 | \$1,472,155 | -\$29,340 |
| 440 | 440007-100004 | Dennison Pace Street Lighting Phase 2/3 | \$0 | \$29,340 | +\$29,340 |

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

Legislation Number: 2619-2012

Drafting Date: 11/15/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into an agreement with Camp Dresser McKee Smith, Inc. (CDM Smith), for professional engineering services for the Stormwater Strategic Plan Project.

Recent regulatory demands by the USEPA in MS4 permits issued nationwide are causing the stormwater management paradigm to shift from the technology-based Maximum Extent Possible (MEP) to water quality based controls which include end of pipe discharge limits and mandated use of green infrastructure in the attempt to replicate pre-development runoff conditions.

DOSD is looking to assemble a strategic plan that will address management policies, resource needs, current and future regulatory requirements, strategic plan implementation and funding. Elements of the strategic plan shall include, but are not limited to: Private/Public Stormwater Management Responsibility Boundary, National and State Stormwater Regulatory Initiatives, Future Stressors Affecting Stormwater Management, Policy Development and Implementation Strategy

ENGINEERING CONTRACT AWARD: CDM Smith was selected in accordance with the procedures set forth in Columbus City Code, Section 329.13. Two companies, CDM Smith and AECOM submitted RFP's.

Upon review of the proposals, the bidders were ranked using criteria specified in City Code, and more specifically: proposal quality, experience of the team's personnel, experience of the prime, and local workforce. Based upon these criteria, CDM Smith was selected as the highest-ranked bidder.

FISCAL IMPACT: This legislation includes a transfer within the Storm Recovery Zone Super Build America Bonds Fund to provide sufficient funding for the project. An amendment to the 2012 Capital Improvements Budget is needed to provide sufficient budget authority.

CONTRACT COMPLIANCE INFORMATION: Contract Compliance Number, 04-2473650, expires: 05/23/2014, MAJ.

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with CDM Smith for the Division of Sewerage and Drainage; to authorize the transfer of \$699,377.20 within the Storm Recovery Zone Super Build America Bonds Fund; to amend the 2012 Capital Improvements Budget and to authorize the expenditure of \$699,377.20 within the Storm Recovery Zone Super Build America Bonds Fund. (\$699,377.20).

WHEREAS, Requests for Proposal were received and opened for engineering services for the Stormwater Strategic Plan; and

WHEREAS, CDM Smith, was selected as the highest-ranked bidder based upon : proposal quality, competence to perform, project schedule, past performance, ability to perform, and local workforce; and

WHEREAS, it is necessary to transfer money within the Storm Recovery Zone Super Build America Bonds Fund for the Stormwater Strategic Plan; and

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

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for

professional engineering services for the development of the Stormwater Strategic Plan; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the Stormwater Strategic Plan, for the preservation of the public health, peace, property, and safety; now therefore.

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

SECTION 1. That the City Auditor is hereby authorized to transfer the unencumbered balance in a 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.

SECTION 2. That the City Auditor is hereby authorized to transfer \$699,377.20 within the Storm Recovery Zone Super Build America Bonds Fund, Fund 677, Division of Sewerage and Drainage, Division 60-15, Object Level One 06, Object Level Three 6682, as follows:

TRANSFER FROM:

| <u>Project/OCA</u> | <u>Project Name (Amount)</u> |
|----------------------|---------------------------------------|
| 611019-100000/677019 | McConnell Storm Sewer (-\$699,377.20) |

TRANSFER TO:

| <u>Project/OCA</u> | <u>Project Name (Amount)</u> |
|----------------------|---|
| 611020-100000/677020 | Stormwater Strategic Plan (+\$699,377.20) |

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

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

SECTION 5. That the Director of Public Utilities be and hereby is authorized to execute an agreement with CDM Smith 50 Hampshire St. Cambridge, MA 02139, for the Division of Sewerage and Drainage, for professional engineering services in accordance with the terms and conditions on file in the office of the Division of Power.

SECTION 6. That the said engineering firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

SECTION 7. That for the purpose of paying the cost of the professional engineering services contract, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15, Fund 677, Project 611020-100000, Object Level One 06, Object Level Three 6682, OCA Code 677020, Amount \$699,377.20.

SECTION 8. That the 2012 Capital Improvements Budget is hereby amended as follows:
PUBLIC UTILITIES/STORM 60-15

Fund No. | Project Number | Project | Current CIB | Revised CIB | CHANGE

677 | 611019-100000 | McConnell Storm Sewer | \$1,000,000 | \$300,622 | -\$699,378
677 | 611020-100000 | Stormwater Strategic Plan | \$0 | \$699,378 | +\$699,378

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

Legislation Number: 2628-2012

Drafting Date: 11/16/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a contract with Protank LTD. for the purchase of Chemical Storage Tanks for the Division of Sewerage and Drainage. The new storage tanks will replace old sodium hypochlorite storage tanks at Southerly Waste Water Treatment Plant which will be used in the wastewater treatment process.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA004603). Sixty four (64) vendors (69 MAJ/1 F1) were solicited and three (3) bids (3 MAJ) were received and opened on October 18, 2012.

The apparent low bidding was USA Bluebook, however they have confirmed in writing through Central Purchasing that they bid incorrectly for items 3 and 6. On Item 3 (seismic tie down) the vendor quoted galvanized instead of stainless steel. On Item 6 (ladder) the vendor quoted per foot instead of the entire ladder. The next overall low bidder is Protank LTD, who bid as specified on all items. This contract should be awarded as a whole per the manufacture, as all of the accessories are installed and tested with the tank at the manufacturer prior to shipment. If parts are ordered and installed a la carte by the City, the City would be accepting liability for any problems or possible damage to tanks. The award is recommended to Protank LTD as the lowest responsive, responsible, and best bidder for all items for a total amount of \$84,220.50. The bid tabulation is attached for your review.

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

SUPPLIER: Protank LTD., Contract Compliance Number: 20-3211013, expires 10/12/2014. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: \$84,220.50 is budgeted for this purchase. There were no similar purchases in 2010 or 2011.

To authorize the Director of Finance and Management to enter into a contract with Protank LTD. for the purchase of Chemical Storage Tanks for the Division of Sewerage and Drainage and to authorize the expenditure of \$84,220.50 from the Sewer Operating Fund. (\$84,220.50)

WHEREAS, Chemical Storage Tanks is required by the Division of Sewerage and Drainage for chemical storage at Southerly Wastewater Treatment Plant; and

WHEREAS, the Purchasing Office opened formal bids on October 18, 2012 for the purchase of Chemical Storage Tanks for the Division of Sewerage and Drainage; and

WHEREAS, the Division of Sewerage and Drainage recommends an award to be made to the lowest, responsive and responsible bidder, Protank LTD.; and

WHEREAS, a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA004603 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a contract with Protank LTD. for the purchase of Chemical Storage Tanks for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$84,220.50, or so much thereof as may be needed, be and the same hereby is authorized from the Sewer Operating Fund, Fund No. 650, OCA 604793, Object Level 1: 06, Object Level 3: 6624.

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

Legislation Number: 2640-2012

Drafting Date: 11/16/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a professional engineering agreement with Jones-Stuckey Ltd., Inc. for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue. The project will inspect and rehabilitate approximately 2590 feet of 30 to 36 inch diameter brick sewer that is over 100 years old. The work includes field surveys/investigations, cleaning and CCTV of sewer lines, preparation of construction documents, engineering services during construction, and preparation of as-built drawings. Engineering is anticipated to begin spring 2013 and end spring 2014. No additional phases are anticipated.

1. Procurement Information: The Division advertised for a request for proposals (RFP) on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the provisions of Section 329.14 of Columbus City Codes. The Division of Sewerage and Drainage opened the responding bids on June 29, 2012 from the following companies:

| <u>Name</u> | <u>C.C. No./Exp. Date</u> | <u>City/State</u> | <u>Status</u> |
|----------------------|---------------------------|-------------------|---------------|
| Jones-Stuckey | 31-0723296/ 11/19/14 | Columbus, OH | MAJ |
| Pomeroy & Associates | 31-1568332/ 12/13/13 | Worthington, OH | MAJ |
| DLZ Ohio, Inc. | 31-1268980/ 02/22/13 | Columbus, OH | ASN |

These proposals were evaluated on Proposal Quality, Competence to Perform, Project Schedule, and Local Workforce. After careful consideration, it was recommended that Jones-Stuckey Ltd., Inc. be selected to

the professional engineering services for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue.

2. **Contract Compliance No.:** 31-0723296| MAJ | Expires: 11/19/14
3. 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.
4. **Emergency Designation:** Emergency designation is **not** requested.
5. **Fiscal Impact:** This ordinance authorizes the expenditure of \$246,611.44 from the Sanitary Sewer General Obligation Bond Fund, Fund 664
6. **Economic / Environmental Impact :** This project has the environmental benefit of mitigating infiltration to the sewer therefore reducing the amount of sanitary overflow from the system.

To authorize the Director of Public Utilities to enter into an engineering agreement with Jones-Stuckey Ltd., Inc. for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue and to authorize the expenditure of \$246,611.44 from the Sanitary Sewer General Obligation Bond Fund. (\$246,611.44)

WHEREAS, three (3) RFP's were submitted for the professional engineering service project, of the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into a professional engineering service agreement with Jones-Stuckey Ltd., Inc., for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue; and

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

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities, is requested that this Council to authorize the Director of Public Utilities to enter into a professional engineering agreement with Jones-Stuckey Ltd., Inc. for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue, at the earliest practical date for the preservation of the public health, peace, property, and safety;
Now, Therefore,

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

SECTION 1. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering agreement with Jones-Stuckey Ltd., Inc. 5202 Bethel Reed Park, Suite 200, Columbus, Ohio 43220, for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue 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 the Director of Public Utilities be and hereby is authorized to expend up to \$246,611.44 from the Sewerage and Drainage Sanitary Sewer Build America Bonds Fund for the Franklin Main Interceptor Rehabilitation, Section 6 - King Avenue to West 2nd Avenue, | Fund 664 | Div. 60-05 | Proj. 650600-100006 | 660006 | Object Level Three 6676.

SECTION 3. That said construction company, Jones-Stuckey Ltd., Inc., shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

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

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

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

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

Legislation Number: 2641-2012

Drafting Date: 11/16/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a contract with Columbus Supply for the purchase of Schwing Pump Hanger Bearing Parts for the Division of Sewerage and Drainage. Parts are purchased for routine and preventive maintenance on the various Schwing Pump Hanger Bearings within the Jackson Pike Wastewater Treatment Plant.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA004640). Seventy four (74) vendors (71 MAJ/2 F1/1 MBR) were solicited and one (1) bid (1 F1) were received and opened on November 8, 2012.

There was one bid received from Columbus Supply. The award is recommended to Columbus Supply as the lowest responsive, responsible, and best bidder for all items for a total amount of \$103,014.20. The bid tabulation is attached for your review.

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

SUPPLIER: Columbus Supply, Contract Compliance Number: 31-1571445, expires 1/31/2014. This supplier holds FBE status.

FISCAL IMPACT: \$103,014.20 is budgeted for this purchase. There were no similar purchases in 2010 or 2011.

To authorize the Director of Finance and Management to enter into a contract with Columbus Supply for the purchase of Schwing Pump Hanger Bearing Parts for the Division of Sewerage and Drainage and to authorize the expenditure of \$103,014.20 from the Sewer Operating Fund. (\$103,014.20)

WHEREAS, Schwing Pump Hanger Bearing Parts is required by the Division of Sewerage and Drainage for routine and preventive maintenance on the various Schwing Pumps within the Jackson Pike Wastewater Treatment Plant; and

WHEREAS, the Purchasing Office opened formal bids on November 8, 2012 for the purchase of Schwing Pump Hanger Bearing Parts for the Division of Sewerage and Drainage; and

WHEREAS, the Division of Sewerage and Drainage recommends an award to be made to the lowest, responsive and responsible bidder, Columbus Supply; and

WHEREAS, a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA004640 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a contract with Columbus Supply for the purchase of Schwing Pump Hanger Bearing Parts for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$103,014.20, or so much thereof as may be needed, be and the same hereby is authorized from the Sewer Operating Fund, Fund No. 650, OCA 605030, Object Level 1: 02, Object Level 3: 2245.

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

Legislation Number: 2665-2012

Drafting Date: 11/20/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance requests authority for the Director of Public Utilities to pay Delaware County for provisions of sewer services during Fiscal Year 2013, based on an agreement entered into by the City of Columbus and Delaware County in 1991 authorized by Ordinance No. 2424-91. This agreement authorizes discharge of sewage from Delaware County into the sewer system of the City of Columbus and from the City of Columbus system into the Delaware County sewer system in order to avoid duplication of wastewater treatment. A copy of the original agreement is attached to this legislation.

SUPPLIER: Delaware County (31-6400065-015) Governmental Organization

FISCAL IMPACT: \$2,800,000.00 is needed for the services provided by Delaware County. This ordinance is

contingent on the passage of the 2013 operating budget, Ordinance 2631-2012.

\$2,116,334.32 was spent in 2012

\$2,325,744.00 was spent in 2011

To authorize the Director of Public Utilities to establish a purchase order to make payments to Delaware County for sewer services provided for Fiscal Year 2013, and to authorize the expenditure of \$2,800,000.00 from the Sewer System Operating Fund. (\$2,800,000.00)

WHEREAS, Ordinance No. 2424-91 authorized an agreement between the City of Columbus and Delaware County based on a determination that it is in the best economic interests of both parties to avoid duplication of sanitary wastewater treatment, and

WHEREAS, this agreement provides for payment by each party for services provided by the other party within certain service area boundaries, and

WHEREAS, funds are budgeted yearly by the Division of Sewerage and Drainage for these payments and this ordinance authorizes funds for the 2013 Fiscal Year; now, therefore

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

Section 1. That the Director of Public Utilities is hereby authorized to make payment to Delaware County for provisions of sewer services for Fiscal Year 2013, based on an agreement entered into by the City of Columbus and Delaware County in 1991 authorized by Ordinance No. 2424-91.

Section 2. That the expenditure of \$2,800,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA: 605006

Object Level 1: 03

Object Level 03: 3407

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

Legislation Number: 2685-2012

Drafting Date: 11/21/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

This legislation authorizes the Director of Public Utilities to enter into a service agreement for the Maintenance Manager Service for the Foxboro I/A System in accordance with Section 329.07 of the Columbus City Code. The Jackson Pike Wastewater Treatment Plant utilizes this control system to monitor and provide control functions to the critical digester control area of the treatment plant. The agreement covers the period of one year through February 28, 2014.

This is critical to the operations of the Jackson Pike facility, as all sludge brought into the plant is processed through the digester system and the Foxboro I/A System monitors that process. Invensys Process Systems, Inc. is the manufacturer of the system and software developer of the Foxboro I/A System utilized at the Jackson Pike Wastewater Treatment Plant and is the only entity offering the necessary equipment, service and software for this type of equipment. Therefore, the Division desires to enter into a service agreement for maintenance and support with Invensys Process Systems, Inc., in accordance with the provisions of Columbus City Code Section 329.07 (Sole Source). This is for embedded systems. Quote dated October 25, 2012 is attached to this record.

SUPPLIER: Invensys Systems, Inc. (04-1339430) Expires 4/6/2014

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

FISCAL IMPACT: The amount needed for this agreement is \$37,400.00

\$35,359.54 was spent in 2010

\$36,040.00 was spent in 2011

\$36,767.00 was spent in 2012

To authorize the Director of Public Utilities to enter into a service agreement with Invensys Process Systems Inc. for the Maintenance Manager Service Agreement for the Foxboro I/A System in accordance with the sole source provisions of the Columbus City Code; and to authorize the expenditure of \$37,400.00 from the Sewerage System Operating Fund. (\$37,400.00)

WHEREAS, the Jackson Pike Wastewater Treatment Plant established a Maintenance Manager Service Agreement for the Foxboro I/A System, which is necessary for the continued operation of critical plant systems; and

WHEREAS, the Division of Sewerage and Drainage uses this system to monitor and provide control of the digester control area of the Jackson Pike Wastewater Treatment Plant; and

WHEREAS, Invensys Process Systems, Inc., is the manufacturer and software developer and is the sole provider of the services for this process control program; now, therefore

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to enter into a service agreement with Invensys Systems, Inc. for the purchase of Maintenance Manager Service for the Foxboro I/A System in accordance with the provisions of Section 329.07 of the Columbus City Code, for the Division of Sewerage and Drainage.

SECTION 2. That for the purposes stated in Section 1 hereof, the expenditure of the sum of \$37,400.00, or so much thereof as may be needed, is hereby authorized and directed from the Sewerage System Operating Fund, Fund No. 650, as follows to pay the cost thereof:

OCA: 605030

Object Level 1: 03

Object Level 3: 3369

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

Legislation Number: 2711-2012

Drafting Date: 11/27/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Director of Finance and Management to purchase Pole, Pad, and Subway Transformers for The Division of Power to replenish stock for maintenance of the existing infrastructure and new customer service. The various types of transformers on this contract are used in the distribution network to convert electrical energy from one voltage into another voltage.

The Purchasing Office advertised and solicited competitive bids for the purchase of Pole, Pad, and Subway Transformers for Power Distribution for the Division of Power in accordance with Section 329.06 (SA004630). Sixty-six (66) vendors were solicited: Sixty-four (64) MAJ; one (1) MBR; and one (1) M1A. Four (4) MAJ bids were received and opened on November 8, 2012.

Bidders were required to provide core losses, copper losses, and a bid price. A formula was used with these factors to determine the evaluated price. Walker-Miller Energy Services provided a bid for all 11 items. The company's standard terms and conditions were attached and warranty exceptions were taken. In addition the company submitted a cover letter that stated that the prices provided are firm for delivery quoted and are valid for 30 days from the bid opening date. The City requires that bids submitted must be valid for 180 days from the bid opening date; therefore the bidder is non-responsive to the bid specifications.

VanTran Industries, Inc. provided a bid for all 11 items. A bid proposal page was provided within the solicitation; however the vendor submitted their own pricing pages which did not conform to the City's standard terms and conditions. In addition, the pricing submitted by the vendor made reference to a catalog which was not provided and stated quoted pricing was firm for 30 days. The City requires that bids submitted must be valid for 180 days from the bid opening date; therefore the bidder is non-responsive to the bid specifications.

ERMCO bid on items 1 and 2 only. The company's standard terms and conditions were attached and stated that the prices provided are firm for receipt of an order within 30 days from November 5, 2012. The City requires that bids submitted must be valid for 180 days from the bid opening date; therefore the bidder is non-responsive to the bid specifications.

Power Line Supply Company provided a bid for all 11 items. However the company submitted additional clarifications and exceptions with their bid. Specifically the company bid an anodized aluminum nameplate in lieu of a stainless steel nameplate (3.3.1.1.10) and did not provide a bolted tamper-resistant hand-hole as required (3.3.2.1.11), both of which are material to the bid; therefore the bidder is deemed non-responsive.

Power Line Supply Company was the only company that provided pricing for all 11 items and did not limit their pricing to 30 days. The Division of Power engineering staff has reviewed the specific material exceptions and other minor deviations and finds the bid acceptable and is requesting a waiver of competitive bids in accordance with Section 329.27 and award of all 11 items in the amount of \$198,352.00.

The Department of Public Utilities is requesting this City Council to waive the applicable competitive bidding requirement of the city code in order to facilitate this procurement of transformers. Upon discussion with engineering staff it was determined that a re-bid of the contract would not produce different results therefore the Department of Public Utilities feels it is the best interest of the City to waive the provisions of competitive bids and to establish a contract with Power Line Supply Company for all items.

Contract Compliance: Power Line Supply Company, (MAJ) 38-1783949, expires 3/20/2014.

FISCAL IMPACT: There is sufficient budget authority for the purchase of Pole, Pad, and Subway Transformers for Power Distribution in the 2012 Electricity Operating Fund budget. The Division of Power spent \$601,768.13 in 2010 within Object Level Three Codes 6621 and 6625. In 2011 there was \$325,230.50 spent within Object Level Three Codes 6621 and 6625 by the Division of Power.

To authorize the Finance and Management Director to enter into a contract with Power Line Supply Company in the amount of \$198,352.00 for the purchase of Pole, Pad, and Subway Transformers for the Division of Power and to authorize the expenditure of \$198,352.00 from the Electricity Operating Fund; to waive competitive bidding provisions of the Columbus City Code. (\$198,352.00)

WHEREAS, the Department of Public Utilities, Division of Power, has a need to purchase Pole, Pad, and Subway Transformers for Power Distribution to replenish stock for maintenance and new customer installations; and

WHEREAS, the Purchasing Office received and opened formal bids on November 8, 2012 and four (4) bids were received; and

WHEREAS, three (3) companies Walker-Miller Energy Services, VanTran Industries, and ERMOCO submitted bid pricing firm for 30 days and City terms require 180 days, thus the companies were deemed non-responsive, and

WHEREAS, Power Line Supply Company did not limit their pricing to 30 days however the company submitted alternative items, and

WHEREAS, the Division of Power engineering staff have reviewed the alternatives and have deemed those items to be acceptable, and

WHEREAS, it is necessary to waive the competitive bidding provisions of the Columbus City Code; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power to authorize the Director of Finance and Management to establish a contract in accordance with Power Line Supply Company 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 Finance and Management Director be and is hereby authorized to enter into a contract with Power Line Supply Company to purchase Pole, Pad, and Subway Transformers for Power Distribution for items #1-11 in the amount of \$198,352.00 based upon the bids received November 8, 2012.

SECTION 2. That City Council has determined that it is in the best interest of the City of Columbus that the formal competitive bidding requirements of the City Code be and are hereby waived for procurement of transformers for this contract.

SECTION 3. That to pay the cost of the aforesaid purchase, the expenditure of \$198,352.00 is hereby authorized from the Electricity Operating Fund 550, Division Number 60-07:

OCA 606764
Object Level Three Code 6625
\$7,888.00

OCA 606723
Object Level Three Code 6621
\$190,464.00

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

Legislation Number: 2714-2012

Drafting Date: 11/27/2012

Current Status: Passed

Version: 1

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 for a septic tank elimination program.

FISCAL IMPACT: the fiscal impact of this program is not expected to exceed \$100,000 per year.

To amend Chapter 1147 of the Columbus City Code by enacting Section 1147.23 to authorize the Director of Public Utilities to promulgate a rule that allows for the creation of a septic tank elimination program

WHEREAS, there are many areas of the City of Columbus that are not served by centralized sanitary sewers; and

WHEREAS, homes in these areas have septic tanks and other on-lot sewage treatment systems; and

WHEREAS, many of these on-lot sewage systems fail, leading to pollution in streams and storm sewers; and

WHEREAS, the City's storm water permit from Ohio EPA requires the City to proactively identify failing septic systems and connect them to central sewers if feasible; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of Columbus; 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 1147.23, reading as follows:

1147.23 Septic Tank Elimination Assistance Program

A septic tank elimination assistance program is hereby established for the purpose of assisting residential customers in connection to the sewerage system, thereby eliminating septic tanks and other on-lot sewage treatment systems. The director is authorized to adopt regulations necessary to implement and administer the program. Notwithstanding any other sections of the city codes, the director's regulation may defer the payment of costs associated with connecting to the sewerage system. The regulation may also establish eligibility requirements and/or administrative fees for the program and may establish a loan program for residential customers to assist those customers with costs associated with removal or abandonment of septic tanks or other on-lot sewage treatment systems and the installation of service laterals, with repayment deferred until the property is sold, transferred, or no longer used as a private residence. Repayment of loans and deferred connection costs will be secured through a mortgage recorded against the property.

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

Legislation Number: 2761-2012

Drafting Date: 11/30/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND:

This legislation authorizes the Director of Public Service to modify and transfer the existing contract with Performance Site Environmental LLC to Environmental Enterprises Inc. for the for the location, control, capture, and disposal of escaped bio-diesel fuel, contaminated water, contaminated soil; and the reclamation of the property located at 2100 Alum Creek Drive, Columbus, Ohio 43207, to the standards established by the Ohio Environmental Protection Agency and the Bureau of Underground Storage Tank Regulations. This contract was authorized with the September 24, 2007, Mayor's Emergency in the amount of \$400,000.00.

Ordinance 0588-2008 extended this contract through December 31, 2011, increased the contract amount by an additional \$788,000.00 and established purchase order EL008129 which is now expired with a remaining balance of \$177,165.00.

Ordinance 1029-2012 cancelled purchase order EL008129 and extended the contract through December 31, 2013 with the option to extend the contract for one additional year through December 31, 2014, subject to councilmanic approval, and increases the contract amount by an additional \$25,000.00 to a total contract amount of \$1,213,000.00. This ordinance established purchase order EL012945 in the amount of \$202,165.00 for payment of this contract.

Even though previous contracts were with Performance Site Environmental LLC, Environmental Enterprises

Inc. was subcontracted by Performance Site Environmental LLC to perform the contracted work. Performance Site Environmental has decided to no longer provide these services and it is in the best interest for the City of Columbus to directly contract with Environmental Enterprises Inc. to perform these duties.

The remaining balance on the existing contract EL012945 with Performance Site Environmental LLC is \$132,766.00. This contract is to be cancelled.

This ordinance authorizes the encumbrance and expenditure of \$132,765.00 or so much thereof as may be necessary for this purpose with Environmental Enterprises Inc.

2. BID WAIVER

This legislation also waives the formal competitive bidding requirements of the Columbus City Code.

It is in the best interest of the City to transfer and modify the current contract established with Performance Site Environmental to Environmental Enterprise Inc. (EEI) so that this project is completed in a more timely matter.

2. CONTRACT COMPLIANCE

Environmental Enterprises Inc. contract compliance number is 310895554 and expires 5/13/2013.

3. FISCAL IMPACT

Funding for this project is available within the Refuse G.O. Bond Fund no. 703, and the General Permanent Improvement Fund no. 748. C.I.B amendments are necessary to move monies and authority to the appropriate project.

4. EMERGENCY ACTION

Emergency action is requested in order to ensure remediation efforts are not halted. It is in the best interest of the City to ensure remediation of this spill is completed as soon as possible.

To authorize the Director of Public Service to modify and transfer the existing contract with Performance Site Environmental to Environmental Enterprises Inc.; to cancel encumbrance EL012945; to amend the 2012 C.I.B; to authorize the encumbrance and expenditure of monies with the Refuse G.O Bond Fund and the General Permanent Improvement Fund for the Department of Public Service; to waive the formal competitive bidding requirements of the Columbus City Code; and declare an emergency. (\$132,765.00)

WHEREAS, the Division of Refuse Collection determined that a bio-diesel fuel tank was leaking at 2100 Alum Creek Drive, Columbus, Ohio 43207, and

WHEREAS, it is necessary to transfer the existing contract with Performance Site Environmental to Environmental Enterprises Inc. to locate, control, capture and dispose of escaped bio-diesel fuel pursuant to the Mayor's Emergency Letter dated September 24, 2007, and

WHEREAS, it is necessary to amend the 2012 C.I.B. and transfer funds to the appropriate project within the Refuse G.O. Bonds Fund and the General Permanent Improvement Fund; and

WHEREAS, it is necessary to authorize this expenditure in order to provide adequate operating resources for the Division Refuse Collection; and

WHEREAS, the provision of Columbus City Code Section 329.06 must be waived; and

WHEREAS, an emergency exists in the usual daily operation of the Department Public Service, Division of

Refuse Collection in that it is immediately necessary to authorize the purchase order with Environmental Enterprises Inc. to allow for services to continue 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 is authorized to modify and transfer the existing contract with Performance Site Environmental to Environmental Enterprises Inc. 10163 Cincinnati-Dayton Rd. Cincinnati, OH 45241 for services rendered, fines, and other expenses on behalf of the Division of Refuse Collection to mitigate environmental and damage at 2100 Alum Creek Drive, caused by the accidental discharge of bio-diesel fuel leaking from a fuel tank. The contract is through December 31, 2013 with the option to extend the contract for one additional year through December 31, 2014, subject to councilmanic approval.

SECTION 2. That in accordance with Section 327.27 of the Columbus City Code, City Council has determined that it is in the best interest of the City of Columbus that Section 329.06 relating to formal competitive bidding requirements be waived and hereby waives said section.

SECTION 3. That the City Auditor is authorized to cancel purchase order EL012945, returning monies to:

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

703 / 59-02 / 520004-100000 / Alum Creek Remediation / 06-6602 / 703004 / \$116,347.85

748 / 59-02 / 520004-100000 / Alum Creek Remediation / 06-6602 / 748004 / \$16,418.65

SECTION 4. That the 2012 Capital Improvement Budget authorized by Ordinance 0368-2012 be amended due to the cancellation described in Section 2 as follows:

Fund / Dept - Div / Project / Project / Current CIB Amount / amendment amount / CIB amount as amended

703 / 59-02 / 520004-100000 / Alum Creek Remediation (Carryover) / \$0.00 / \$116,344.71 / \$116,347.85

748 / 59-02 / 520004-100000 / Alum Creek Remediation (Carryover) / \$0.00 / \$16,418.65 / \$16,418.65

SECTION 5. That the Director of Public Service is authorized to encumber and expend \$132,765.00 or so much thereof as may be necessary for this purpose.

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

703 / 59-02 / 520004-100000 / Alum Creek Remediation / 06-6602 / 703004 / \$116,347.00

748 / 59-02 / 520004-100000 / Alum Creek Remediation / 06-6602 / 748004 / \$16,418.00

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

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

SECTION 8. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 9. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this

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

Legislation Number: 2766-2012

Drafting Date: 11/30/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the Director of Public Utilities to enter into contracts for water and sewer services with the City of Whitehall, Ohio.

FISCAL IMPACT: The Department of Public Utilities will collect revenue from water and sewer rates as specified for Outside City Rates in Chapter 1105 and 1147 of the Columbus City Code.

To authorize the Director of Public Utilities to enter into contracts with the City of Whitehall to provide water and sewer services.

WHEREAS, the City of Columbus and the City of Whitehall entered into a water service agreement on December 31, 1990; and

WHEREAS, the water service agreement will expire on December 31, 2012; and

WHEREAS, The City of Columbus and the City of Whitehall entered into a sewer service agreement on August 10, 1981; and

WHEREAS, the sewer service agreement has expired; and

WHEREAS, the City of Columbus and the City of Whitehall desire to enter into new water and sewer service agreements; and

WHEREAS, in the usual daily operation of the Department of Public Utilities, it is necessary to authorize the Director of Public Utilities to enter into water and sewer service agreements with the City of Whitehall for the preservation of public health, peace, property, safety, and welfare, Now, Therefore,

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

Section 1. That the Director of Public Utilities is hereby authorized to enter into contracts with the City of Whitehall to provide water and sewer service.

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

Legislation Number: 2772-2012

Drafting Date: 12/3/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: The City of Columbus, Ohio (“City”), Department of Public Utilities, is undertaking the Mound Street Water Booster Station Project (CIP 690459-100000) to replace and upgrade a water booster station located at 1547 W. Mound St, Columbus, OH 43223. In order to perform the necessary replacement and upgrade to the water booster station, the City must acquire some real estate from the adjacent property owner located at 1625 W. Mound St, Columbus, OH 43223 (“Property”). Therefore, the City desires to acquire the Property for the Mound Street Water Booster Station Project (CIP 690459-100000). The following is an ordinance to authorize the Columbus City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend monies for payment of acquisition costs related to the Mound Street Water Booster Station Project (CIP 690459-100000).

FISCAL IMPACT: The City of Columbus, Department of Public Utilities, determined funding for this project will be from the Water Works Enlargement Voted Bonds Fund for the Mound Street Water Booster Station Project (CIP 690459-100000). An Amendment to the 2012 Capital Improvements Budget will be necessary.

EMERGENCY JUSTIFICATION: Emergency action is requested in order to provide for the immediate acquisition of real property interests necessary for the Mound Street Water Booster Station Project (CIP 690459-100000), which will preserve the public health, peace, property, and safety.

To authorize the Columbus City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize a transfer and expenditure up to Forty Thousand Five Hundred and 00/100 U.S. Dollars (\$40,500.00) within the Water Works Enlargement Voted Bonds Fund; for costs relating to the Mound Street Water Booster Station Project (CIP 690459-100000); and to declare an emergency. (\$40,500.00)

WHEREAS, the City of Columbus, Ohio (“City”), Department of Public Utilities is undertaking the Mound Street Water Booster Station Project (CIP 690459-100000) to replace and upgrade a water booster station located at 1547 W. Mound St, Columbus, OH 43223; and

WHEREAS, in order to perform the necessary replacement and upgrade to the water booster station, the City must acquire some real estate from the adjacent property owner located at 1625 W. Mound St, Columbus, OH 43223 (“Property”); and

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

WHEREAS, it is presently necessary to establish an Auditor's Certificate for acquisition costs relating to the Mound Street Water Booster Station Project (CIP 690459-100000); 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 City of Columbus, Ohio, Department of Public Utilities, because it is immediately necessary to authorize the Columbus City Attorney to acquire fee simple title and lesser interests and to contract for associated professional services relating to the Mound Street Water Booster Station Project (CIP 690459-100000), which are 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, OHIO:

SECTION 1. The Columbus City Attorney is authorized to acquire fee simple title and lesser interests from a portion of Franklin County Tax Parcel № 010-067526, which amounts to approximately 0.22 +/- acre commonly known as a portion of 1625 W. Mound St, Columbus, OH 43223, necessary for the Mound Street Water Booster Station Project (CIP 690459-100000); and to contract for the associated professional services necessary to complete this project.

SECTION 2. That the City Auditor is hereby authorized to transfer \$40,500.00 within the Department of Public Utilities, Division of Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6601, as follows:

| <u>Fund No.</u> | <u>Project No.</u> | <u>Project Name</u> | <u>OCA Code</u> | <u>Change</u> |
|-----------------|--------------------|---|-----------------|---------------|
| 606 | 690446-100002 | (New Funding GES - Griggs Reservoir | 664462 | -\$40,500.00 |
| 606 | 690459-100000 | (New Funding) Mound Dist. Booster Station | 606459 | +\$40,500.00 |

SECTION 3. 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 | 690446-100002 | (New Funding GES - Griggs Reservoir | \$400,000 | \$359,500 | -\$40,500.00 |
| 606 | 690459-100000 | (New Funding) Mound Dist. Booster Station | \$0 | \$40,500 | +\$40,500.00 |

SECTION 4. The expenditure of Forty Thousand Five Hundred and 00/100 U.S. Dollars (\$40,500.00), or as much as may be necessary is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept./Div.60-09, OCA Code 606459, Object Level Three 6601, for the Mound Street Water Booster Station Project (CIP 690459-100000).

SECTION 5. That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 6. The Columbus 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. The Columbus City Auditor is 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 this project when the project is completed and the monies are no longer required for this project, except that no transfer shall be made from a project account by monies from more than one source.

SECTION 8. The Columbus City Auditor is authorized to establish proper project accounting numbers as appropriately needed.

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

Legislation Number: 2793-2012

Drafting Date: 12/3/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Department of Public Safety, Division of Fire needs to purchase wireless voice, data, push-to-talk (radio), GPS, and modem services and equipment from Sprint Solutions Inc. (Nextel) as per the city-wide universal term contract (UTC) established for such purpose.

Bid Information: The Purchasing Office has set up a universal term contract with Sprint Solutions, Inc. to provide wireless services and equipment under contract FL005003 through September 30, 2015.

Contract Compliance No.: 470882463 Expires: 01/19/2014

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.

Fiscal Impact: This ordinance authorizes the expenditure of \$30,000.00 for cellular phone and communication services for the Division of Fire. The Division of Fire budgeted \$135,000.00 in the 2012 General Fund budget for cellular phone communication services. A total of \$133,888.69 in General Fund monies have already been encumbered and expended so far this year for these services. Funds needed to switch Fire mobile phones from Sprint to Verizon due to coverage issues has resulted in the use of more funds than anticipated. The Division of Fire expended approximately \$135,000.00 for cellular and communication services in 2011 and in 2010 approximately \$96,000.00 was encumbered and/or spent.

Emergency Designation: Emergency legislation is requested for this ordinance so as to allow continuation of the Sprint - Nextel services.

To authorize and direct the Finance and Management Director to issue a purchase order for cellular phone and communication services to Sprint Solutions, Inc. for the Department of Public Safety, Division of Fire, to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency. (\$30,000.00)

WHEREAS, funding is needed to continue cellular phone and communication services for the Division of Fire, and

WHEREAS, the city has an universal term contract with Sprint Solutions, Inc. for wireless services and equipment, and

WHEREAS, emergency legislation is requested so these vital communications services will not be interrupted, 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 establish a purchase order for cellular phone and communication services 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 and directed to issue a purchase order to Sprint Solutions, Inc. for wireless services for the Division of Fire, Department of Public Safety, on the basis of the City's universal term contract number FL005003.

SECTION 2. That the expenditure of \$30,000.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

| <u>DEPT</u> | <u>FUND</u> | <u>BJ LVL 1</u> | <u>OBJ LVL 3</u> | <u>OCA</u> | <u>AMOUNT</u> |
|-------------|-------------|-----------------|------------------|------------|---------------|
| 30-04 | 010 | 03 | 3295 | 301481 | \$30,000.00 |

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

SECTION 4. That 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: 2805-2012

Drafting Date: 12/5/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background:

Bids were received by the Recreation and Parks Department on December 4, 2012 for the Concrete Improvements 2013 Project as follows:

| | <u>Status</u> | <u>Base Bid Amount</u> |
|---------------------|---------------|------------------------|
| Builderscape | MAJ | \$112,500 |
| ProCon | MAJ | \$115,312 |
| Leininger | FBE | \$148,448.96 |
| B&C Blacktop | MAJ | \$150,500 |
| Republic Builders | MAJ | \$170,064 |
| Columbus Asphalt | MAJ | \$190,800 |
| Legg & Davis | MAJ | \$214,862 |
| Decker Construction | MAJ | \$215,600 |
| McDaniels | MBE | \$267,526 |

Project work consists of concrete paving, asphalt work, carpentry, brick pavers, demolition, site work, landscaping, and other such work as may be necessary to complete the contract in accordance with the plans and specifications for the sites listed below:

- Beatty Park (19)
- Blackburn Park (19)
- Cooke Park (11)
- Cultural Arts Center (18)
- Deaf School Topiary Park (18)
- Golden Hobby Shop (22)
- Marion Franklin Park (23)
- Northgate Park (6)
- Sullivant Gardens Park (16)
- Whetstone Park (10)

Windsor Park (14)
Allowance (citywide)

Principal Parties:

Builderscape, Inc
Ron Matthews (Contact)
7500 Industrial Parkway
Plain City, OH 43064
614-889-2533 (Phone)
200537419 compliant through: 5/20/13

Fiscal Impact: 124,000.00 from the Voted Recreation and Parks Bond Fund

To authorize the City Auditor to transfer \$112,500.00 within the voted Recreation and Parks Bond Fund 702; to amend the 2012 Capital Improvements Budget Ordinance 0368-2012; to authorize and direct the Director of Recreation and Parks to enter into contract with Builderscape, Inc. for the Concrete Improvements 2013 Project; to authorize the expenditure of \$112,500.00 and a contingency of \$11,500.00 for a total of \$124,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$124,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on December 4, 2012 for the Concrete Improvements 2013 Project; and

WHEREAS, funds are being moved to alternate projects within Fund 702 to establish correct funding project detail location for the Concrete Improvements 2013 Project; and

WHEREAS, the 2012 Capital Improvement Budget will be amended to reflect the fund transfers from projects within Fund 702; and

WHEREAS, the contract will be awarded to Builderscape, Inc. as the lowest and best responsive bidder for the Concrete Improvements 2013 Project; 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 as quickly as possible in order repair damaged concrete; **NOW THEREFORE**

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

SECTION 1. That the City Auditor is hereby authorized to transfer \$112,500.00 within the voted Recreation and Parks Bond Fund No. 702 for the projects listed below:

FROM:

| Project | OCA Code | Object Level 3 | Amount |
|-------------------------------------|-----------------|-----------------------|-------------------|
| 510017-100000 (Park and Playground) | | 721700 | 6621 \$112,500.00 |

TO:

| Project | OCA Code | Object Level 3 | Amount |
|---------------------------|-----------------|-----------------------|------------------|
| 510017-100061 (Beatty) | | 721761 | 6621 \$11,000.00 |
| 510017-100077 (Blackburn) | | 721777 | 6621 \$11,500.00 |

| | | | |
|-----------------------------------|--------|------|-------------|
| 510017-100110 (Cooke) | 717110 | 6621 | \$12,000.00 |
| 510017-100120(Cultural Arts) | 717120 | 6621 | \$9,000.00 |
| 510017-100122 (Deaf School) | 717122 | 6621 | \$13,000.00 |
| 510017-100164 (Golden Hobby) | 717164 | 6621 | \$5,000.00 |
| 510017-100254(Marion Franklin) | 717254 | 6621 | \$4,000.00 |
| 510017-100284 (Northgate Park) | 717284 | 6621 | \$3,500.00 |
| 510017-100375 (Sullivant Gardens) | 717375 | 6621 | \$13,500.00 |
| 510017-100426 (Whetstone) | 717426 | 6621 | \$20,000.00 |
| 510017-100440 (Windsor) | 717440 | 6621 | \$10,000.00 |

SECTION 2. That the 2012 Capital Improvements Budget Ord. 0368-2012 is hereby amended as follows in order to provide sufficient budget authority for this legislation.

CURRENT:

- Fund 702; Project 510017-100000/ Park and Playground/ \$519,909 (SIT Supported)
- Fund 702; Project 510017-100061 / Beatty/ \$0 (SIT Supported)
- Fund 702; Project 510017-100077 / Blackburn/ \$0 (SIT Supported)
- Fund 702; Project 510017-100110 / Cooke/ \$0 (SIT Supported)
- Fund 702; Project 510017-100120 / Cultural Arts/ \$0 (SIT Supported)
- Fund 702; Project 510017-100122 / Deaf School/ \$0 (SIT Supported)
- Fund 702; Project 510017-100164 / Golden Hobby/ \$0 (SIT Supported)
- Fund 702; Project 510017-100254 / Marion Franklin/ \$0 (SIT Supported)
- Fund 702; Project 510017-100284 / Northgate/ \$0 (SIT Supported)
- Fund 702; Project 510017-100375 / Sullivant Gardens/ \$0 (SIT Supported)
- Fund 702; Project 510017-100426 / Whetstone/ \$0 (SIT Supported)
- Fund 702; Project 510017-100440 / Windsor/ \$0 (SIT Supported)

AMENDED TO:

- Fund 702; Project 510017-100000/ Park and Playground/ \$407,409 (SIT Supported)
- Fund 702; Project 510017-100061 / Beatty/ \$11,000 (SIT Supported)
- Fund 702; Project 510017-100077 / Blackburn/ \$11,500 (SIT Supported)
- Fund 702; Project 510017-100110 / Cooke/ \$12,000 (SIT Supported)
- Fund 702; Project 510017-100120 / Cultural Arts/ \$9,000 (SIT Supported)
- Fund 702; Project 510017-100122 / Deaf School/ \$13,000 (SIT Supported)
- Fund 702; Project 510017-100164 / Golden Hobby/ \$5,000 (SIT Supported)
- Fund 702; Project 510017-100254 / Marion Franklin/ \$4,000 (SIT Supported)
- Fund 702; Project 510017-100284 / Northgate/ \$3,500 (SIT Supported)
- Fund 702; Project 510017-100375 / Sullivant Gardens/ \$13,500 (SIT Supported)
- Fund 702; Project 510017-100426 / Whetstone/ \$20,000 (SIT Supported)
- Fund 702; Project 510017-100440 / Windsor/ \$10,000 (SIT Supported)

SECTION 3. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Builderscape, Inc. for the Concrete Improvements 2013 Project.

SECTION 4. That the expenditure of \$124,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation & Parks Bond Fund 702 as follows:

| Project | OCA Code | Object Level 3 | Amount |
|------------------------|----------|----------------|-------------|
| 510017-100061 (Beatty) | | 721761 6621 | \$11,000.00 |

| | | | |
|-----------------------------------|--------|------|-------------|
| 510017-100077 (Blackburn) | 721777 | 6621 | \$11,500.00 |
| 510017-100110 (Cooke) | 717110 | 6621 | \$12,000.00 |
| 510017-100120 (Cultural Arts) | 717120 | 6621 | \$9,000.00 |
| 510017-100122 (Deaf School) | 717122 | 6621 | \$13,000.00 |
| 510017-100164 (Golden Hobby) | 717164 | 6621 | \$5,000.00 |
| 510017-100254 (Marion Franklin) | 717254 | 6621 | \$4,000.00 |
| 510017-100284 (Northgate Park) | 717284 | 6621 | \$3,500.00 |
| 510017-100375 (Sullivant Gardens) | 717375 | 6621 | \$13,500.00 |
| 510017-100426 (Whetstone) | 717426 | 6621 | \$20,000.00 |
| 510017-100440 (Windsor) | 717440 | 6621 | \$10,000.00 |
| 510017-100000 (Park and Play) | 721700 | 6621 | \$11,500.00 |

SECTION 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this 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: 2812-2012

Drafting Date: 12/5/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance authorizes The Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for the construction of an interchange improvement project at I-70 and Hilliard Rome Road on the West side of Columbus.

The purpose of this project is to construct improvements to allow traffic to flow through the interchange more efficiently. This project consists of a new signal at the north side of the interchange with ramp realignments and widening. The project also includes an additional turn lane in both directions between IR70 and Meijer Drive as well as northbound dual left turn lanes on Hilliard Rome Road at Renner Road. The project is estimated to begin construction in the summer of 2013 and be completed in fall of 2013. (FRA-IR70/Hilliard Rome, PID 94460)

2. EMERGENCY DESIGNATION

Emergency action is requested to allow the Ohio Department of Transportation to maintain the planned schedule for this project.

3. FISCAL IMPACT

The estimated construction cost of this project is \$6,000,000.00 which will be funded by ODOT. There is no cost to the City for this project.

To authorize the Director of Public Service to grant consent and propose cooperation with the Director of the Ohio Department of Transportation, State of Ohio for this interchange improvement on the interchange at IR70 and Hilliard Rome Road; and to declare an emergency. (\$0.00)

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, The Ohio Department of Transportation has identified the need for the described project:

This project has been designated by ODOT as the FRA-70/Hilliard Rome Road Interflush project. This project includes a new signal at the north side of the interchange with ramp realignments and widening. The project also includes an additional lane in both directions between IR70 and Meijer Drive as well as northbound dual left turn lanes on Hilliard Rome Road at Renner Road; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize consent for this project in order to maintain the schedule established by ODOT, 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. Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION 2. Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City of Columbus grants consent to ODOT for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

SECTION 3 - Utilities and Right-of-Way Statement

ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs.

ODOT agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4 - Maintenance

Upon completion of the project, and unless otherwise agreed, the ODOT shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

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: 2814-2012

Drafting Date: 12/5/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

AN12-003

BACKGROUND: This ordinance approves the acceptance of certain territory (AN12-003) by the City. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days (but not more than 180) from the receipt by the City Clerk of the approval notice from the county. Should City Council not take such action within this timeframe, the annexation will not take place. This petition was filed with Delaware County on September 5, 2012. City Council approved a service ordinance addressing the site on May 7, 2012. Delaware County approved the annexation on October 4, 2012 and the City Clerk received notice on October 10, 2012.

FISCAL IMPACT: Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN12-003) of the Estate of Richard D. Baggs, Jr. & the Estate of Ora Baggs for the annexation of certain territory containing 7.181 ± acres in Orange Township.

WHEREAS, a petition for the annexation of certain territory in Orange Township was filed on behalf of the Estate of Richard D. Baggs, Jr. & the Estate of Ora Baggs on September 5, 2012; and

WHEREAS, the petition was considered and approved by the Delaware County Board of Commissioners at a hearing on October 4, 2012; and

WHEREAS, on October 10, 2012, the City Clerk received from Delaware County a certified copy of the resolution addressing the petition; and

WHEREAS, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the City of Columbus to accept the annexation of the territory addressed by the petition; now, therefore,

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

Section 1. That the annexation proposed by the Estate of Richard D. Baggs, Jr. & the Estate of Ora Baggs in a petition filed with the Delaware County Board of Commissioners on September 5, 2012 and subsequently approved by the Board on October 4, 2012 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Delaware, Township of Orange, Farm Lot 16, Quarter Township 4, Township 3, Range 18, U.S.M.D., and being: part that 7.473 acre tract conveyed to Richard D. Baggs and Ora O. Baggs of record in Deed Book 306, Page 264, known as 3780 E. Powell Road (APN 31844104005000), and described as follows:

Beginning at a 5/8" iron rod found marking the southwest corner of said 7.473 acre tract, in the east line of Hickory Ridge as recorded in Plat Book 20, Page 178, said corner being N 10° 01' 03" W, along said east line, 135.94 feet from the southeast corner of said subdivision;

Thence N 10° 01' 03" W, along the west line of said 7.473 acre tract, 280.00 feet to the northwest corner thereof;

Thence S 87° 10' 57" E, along a north line of said 7.473 acre tract, 133.58 feet to a corner thereof;

Thence S 63° 46' 28" E, along a north line of said 7.473 acre tract, 847.73 feet to a 3/4" iron pipe found marking a corner thereof;

Thence N 55° 27' 11" E, along a north line of said 7.473 acre tract, 185.08 feet to the west right-of-way line for C.R. 14: East Powell Road;

Thence S 47° 21' 44" E, across said 7.473 acre tract and along said west right-of-way line, being 30.00 feet from the centerline thereof, 69.26 feet;

Thence across said 7.473 acre tract and along said west right-of-way line, being 30.00 feet from the centerline thereof, with a curve to the right, having a central angle of 23° 34' 06", a radius of 606.62 feet and an arc length of 249.53 feet, a chord bearing and chord distance of S 26° 51' 56" E, 247.78 feet to a south line of said 7.473 acre tract;

Thence S 78° 15' 32" W, along a south line of said 7.473 acre tract, the same being an existing City of Columbus Corporation Line (Ord. No. 3310-90, Annx No. 919, Case No. 39-90, Res. No. 914-90), 360.81 feet to a 5/8" iron rod found marking a corner thereof;

Thence N 67° 02' 54" W, along a south line of said 7.473 acre tract, the same being an existing City of Columbus Corporation Line (Ord. No. 3310-90, Annx No. 919, Case No. 39-90, Res. No. 914-90), 876.68 feet to the *Point of Beginning*.

Containing 7.181 acres of land, more or less. The above description was written by John C. Dodgion, P.S. 8069 on February 23, 2012. A drawing of the above description has been prepared and is a part hereof.

The total length of the annexation perimeter is about 3003 feet, of which about 1238 feet are contiguous with an existing City of Columbus Corporation Line, being about 41% contiguous. This annexation does not create any islands of township property.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Legislation Number: 2849-2012

Drafting Date: 12/7/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Background:

This ordinance provides for the appropriation of special purpose funds to continue purchasing supplies and providing services in Fiscal Year 2013 that are supported by donations and fees. Deposits into this fund are

from fees collected from reservoir neighbors and others for encroachment easement fees, tree damage assessments, utility easement fees, general restoration donations, settlements related to encroachment related issues among other fees collected by the Department of Public Utilities Watershed Management Section.

Under the joint agreement with the Columbus Recreation and Parks Department and the Department of Public Utilities, the Department of Public Utilities Watershed Management Section is responsible for resolving encroachments, including collection money for damages and repairing any damaged property on reservoir properties to a condition that would provide an appropriate reservoir buffer.

Monies collected into the Public Utilities Special Purpose Fund are utilized for the protection, restoration and enhancement of the City reservoir properties including but not limited to the purchase of trees, wildflowers, shrubs, evaluation of forest and wetlands, educational and informal signage and materials, personal protection equipment and landscaping services.

Emergency legislation is required in order to have funding available for necessary expenditures at the earliest time possible.

Fiscal Impact:

The fiscal impact of this ordinance will be to reduce the Special Purpose Fund's unappropriated balance by an amount not to exceed \$33,163.71.

To authorize the appropriation not to exceed \$33,163.71 from the unappropriated balance of the Public Utilities Special Purpose Fund to the Public Utilities Department to continue purchasing supplies and providing services during Fiscal Year 2013, and to declare an emergency. (\$33,163.71)

WHEREAS, this ordinance provides for the appropriation of lapsed funds in order to continue purchasing supplies and providing services during Fiscal Year 2013; and

WHEREAS, under the joint agreement with the Columbus Recreation and Parks Department and the Department of Public Utilities, the Department of Public Utilities Watershed Management Section is responsible for resolving encroachments, including collection money for damages and repairing any damaged property on reservoir properties to a condition that would provide an appropriate reservoir buffer, and

WHEREAS, deposits into this fund are from fees collected from reservoir neighbors and others for encroachment easement fees, tree damage assessments, utility easement fees, general restoration donations, settlements related to encroachment related issues among other fees collected by the Department of Public Utilities Watershed Management Section, and

WHEREAS, monies collected into the Public Utilities Special Purpose Fund are utilized for the protection, restoration and enhancement of the City reservoir properties including but not limited to the purchase of trees, wildflowers, shrubs, evaluation of forest and wetlands, educational and informal signage and materials, personal protection equipment and landscaping services, and

WHEREAS, an emergency exists in the usual daily operation of the Public Utilities Department in that it is immediately necessary to appropriate said funds in order to have funding available at the earliest time available thereby preserving the City's public health, peace, safety, and welfare; NOW, THEREFORE

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

SECTION 1. That it is necessary to appropriate special purpose funds to continue purchasing supplies and providing services in Fiscal Year 2013 that are supported by donations and fees.

SECTION 2. That from the unappropriated monies in the Public Utilities Special Purpose Fund, Fund No. 223, 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, 2013, the sum not to exceed \$33,163.71 is appropriated to the Public Utilities Department, Department No. 60-09, as follows:

| <u>Project Title</u> | <u>Sub Fund</u> | <u>OCA Code</u> | <u>Object Level 3</u> | <u>Amount</u> |
|-------------------------------|-----------------|-----------------|-----------------------|--------------------|
| Waterways Nature Preservation | 062 | 600223 | 2290 | 20,000.00 |
| Waterways Nature Preservation | 062 | 600223 | 3390 | 13,163.71 |
| | | TOTAL | | \$33,163.71 |

SECTION 3. That an amount up to, but not to exceed the cash in the fund not encumbered for any other purpose may be appropriated within the Special Purpose Fund, Fund 223, Subfund 062 to carry out the purpose of the fund/subfund.

SECTION 4. That the monies in the foregoing Section 1 shall be paid upon order of the Director of Public Utilities, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That 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: 2862-2012

Drafting Date: 12/12/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

This legislation authorizes the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purposes of providing funding and continued support for the Franklin County Greenways Plan for Fiscal Year 2013. MORPC receives funding from various sources including the City of Columbus, State of Ohio, counties and townships to provide legislative representation, training and educational forums, consulting services, and regional networking opportunities.

City funding, along with funds from the State of Ohio, Department of Natural Resources, will allow for continued program funding. The results of this program will be very useful to the Department of Public Utilities by potentially providing better services to the City Of Columbus in the form of better floodplain infrastructure, and improved stream water quality. The mission of the program is to foster a better understanding and appreciation for that waterways play in our environment. Furthermore, the program

provides models, strategies and information for environmental planning process and land use decisions in the community and watersheds. The support covers the period of January 1, 2013 through December 31, 2013.

SUPPLIER: Mid-Ohio Regional Planning Commission (31-1009675) Non-Profit

FISCAL IMPACT: \$60,000.00 is needed and budgeted for this support. This ordinance is contingent on the passage of 2013 Operating Budget.

\$60,000.00 was spent in 2012

\$60,000.00 was spent in 2011

\$60,000.00 was spent in 2010

Emergency legislation is being requested so that there is no delay in funding the program and that the Greenways program continues without interruption.

To authorize the Director of Public Utilities to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) for the purposes of providing funding and support for the Franklin County Greenways Plan for Fiscal Year 2013, and to authorize the expenditure of \$26,100.00 from the Sanitary Sewer Operating Fund, \$23,280.00 for the Water Operating Fund, \$6,960.00 from the Storm Sewer Operating Fund, \$3,660.00 from the Electricity Operating Fund and to declare an emergency. (\$60,000.00)

WHEREAS, the Mid-Ohio Regional Planning Commission (MORPC) has developed multi-jurisdictional plans for long-term protection and enhancement of our rivers and streams, and

WHEREAS, City funding, along with funds from the State of Ohio, Department of Natural Resources, will allow for continued program funding, and

WHEREAS, the results of this program will be very useful to the Department of Public Utilities by potentially providing better services to the City Of Columbus in the form of better floodplain infrastructure, and improved stream water quality

WHEREAS, the mission of the program is to foster a better understanding and appreciation for that waterways play in our environment. Furthermore, the program provides models, strategies and information for environmental planning process and land use decisions in the community and watersheds, and

WHEREAS, the support covers the period of January 1, 2013 through December 31, 2013 and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to enter into an agreement with MORPC for the Greenways Program 2013 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 enter into a support agreement with the Mid-Ohio Regional Planning Commission for the purposes of providing funding and continued support for the Franklin County Greenways Plan for the Fiscal Year 2013.

SECTION 2. That the expenditure of \$60,000.00 or as much thereof as may be needed, be and the same hereby authorized as follows:

FUND 650
OCA 605006
Object Level 3337
Amount: \$26,100.00

FUND 600
OCA: 601849
Object Level 3337
Amount: \$23,280.00

FUND 675
OCA 675002
Object Level 3337
Amount: \$6,960.00

FUND 550
OCA 600700
Object Level 3 3337
Amount: \$3,660.00

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

Legislation Number: 2864-2012

Drafting Date: 12/13/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

The Division of Planning and Operations is responsible for maintaining the City's roadways. As a part of this activity, the City receives an annual allocation of funds from the County's \$5.00 Auto License Tax for maintenance and upgrade work that has been completed by the City on arterial streets within City limits that are the responsibility of the Franklin County Engineer. This allocation is based on motor vehicle registrations within Columbus limits. After receipt, these funds are deposited into the City's County Auto License Tax Fund (Fund 264) and are then subsequently transferred to the Street Construction Maintenance and Repair Fund No. 265 when the maintenance activity is actually completed.

This ordinance authorizes the movement of funds from fund 264 to fund 265 by internal bill. All funds necessary to carry out the purpose of this ordinance are deemed appropriated in an amount not to exceed cash received from Franklin County in 2013.

2. FISCAL IMPACT

Actual and anticipated receipts into the County Auto License Tax Fund are estimated to be sufficient to support this appropriation and give The Division of Planning and Operations the ability to invoice for time and material work done on arterial streets owned by Franklin County, and to meet revenue projections of the Street Construction Maintenance and Repair Fund which supports the Division of Planning and Operations.

3. EMERGENCY DESIGNATION

Emergency action is requested in order to provide for this appropriation action taking effect immediately to promote efficient accounting practices and maintain prudent cash flow to division operating funds.

To authorize the appropriation of funds within the County Auto License Tax Fund; to authorize the Director of Public Service to expend said monies or so much thereof as may be needed for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Division of Planning and Operations; and to declare an emergency.

WHEREAS, the Division of Planning and Operations is responsible for maintaining the City's roadways; and

WHEREAS, the City receives an annual allocation of funds from the County's \$5.00 Auto License Tax for Franklin County Engineer-approved projects completed by the City on arterial streets within City limits; and

WHEREAS, these funds are deposited into the City's County Auto License Tax Fund and are used to reimburse costs incurred by the Division of Planning and Operations within other Funds; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations, Department of Public Service, in that an appropriation of funds is immediately necessary to allow these monies to be used for said purposes and to promote and reinforce efficient accounting practices and maintain prudent cash flow to division operating funds, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That from the unappropriated balance of the County Auto License Tax Fund, Fund 264, 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, 2013, these funds are hereby authorized to be moved to fund 265 by internal billing.

SECTION 2. That all funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated in an amount not to exceed funds received from Franklin County in 2013, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 4. That the Director of Public Service be and hereby is authorized to expend these monies or so much thereof as may be needed to pay internal billings for Franklin County Engineer-approved roadway construction and maintenance work undertaken by the Division of Planning and Operations in and for the City of Columbus.

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: 2866-2012

Drafting Date: 12/13/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance authorizes the annual appropriation of monies within the Municipal Motor Vehicle License Tax Fund for the Division of Planning and Operations. This \$5.00 permissive tax has been levied by the City of Columbus since 1987. This money is used for division operating expenses consistent with the 2013 budget. The amount being appropriated within this ordinance is \$3,601,000.00. Proposed expenditures are estimates and are subject to change. Where appropriate, expenditure ordinances will be submitted to City Council for approval to procure these commodities and services.

2. FISCAL IMPACT

This ordinance authorizes the appropriation for 2013 in the amount of \$3,601,000.00 for the Municipal Motor Vehicle License Tax Fund. Annual revenue into this Fund is consistently in the \$3,000,000.00 to \$3,500,000.00 range. Ordinance 0090-2012 passed by City Council January 31, 2012, authorized the 2012 appropriation of \$3,505,034.00.

3. EMERGENCY DESIGNATION

Emergency action is requested to make these funds available to the division as soon as practical to meet anticipated 2013 needs.

To appropriate \$3,601,000.00 from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund for anticipated 2013 operating expenditures for the Department of Public Service, Division of Planning and Operations; and to declare an emergency. (\$3,601,000.00)

WHEREAS, it is necessary to authorize the appropriation of funds in the Municipal Motor Vehicle License Tax Fund for the Division of Planning and Operations; and

WHEREAS, this appropriation will allow for planned expenditures utilizing monies from said fund as early as possible in 2013; and

WHEREAS, this ordinance authorizes the appropriation of \$3,601,000.00 within the Municipal Motor Vehicle License Tax Fund for 2013 expenditures and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations, Department of Public Service, in that it is immediately necessary to appropriate said funds to permit these expenditures and allow materials, supplies and services to be procured without delay to meet anticipated 2013 needs, 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 sum of \$3,601,000.00 be and hereby is appropriated from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund, Fund 266, 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, 2013, to the Division of Planning and Operations, Department-Division No. 59-11, as follows:

OCA Code 591126

materials and supplies / O.L. One/O.L. Three Code / amount

salt / 02/2192 / \$1,500,000.00

paint/ 02/2195/ \$16,000.00
gravel / 02/2197 / \$150,000.00
concrete / 02/2198 / \$40,000.00
other chemicals / 02/2204 / \$160,000.00
other street and sidewalk maintenance materials / 02/2262 / \$650,000.00
traffic signs and signals/ 02/2265 / \$300,000.00
electrical supplies/ 02/2273 / \$25,000.00
Subtotal, Object Level One Code 02: **\$2,841,000.00**

OCA Code 591126
services / O.L. One/ O.L. Three Code / amount
water and sewer / 03/3312 / \$185,000.00
maintenance services - other assets / 03/3375 / \$550,000.00
Int. Bill-Other/ 03/3385/ \$25,000.00
Subtotal, Object Level One Code 03: **\$760,000.00**

Grand Total: **\$3,601,000.00**

SECTION 2. That the monies appropriated in SECTION 1 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

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

Legislation Number: 2867-2012

Drafting Date: 12/13/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

For the past several years the City of Columbus (the "City") and NWD Investments, LLC have been actively involved in the redevelopment of that area of the City now known as "the Arena District". As a part of this joint redevelopment project, the plans for the Arena West area include further improvements to Neil Avenue and Brodbelt Lane. NWD Investments, LLC is planning to construct Arena West Development Flats II. To facilitate the construction of this project NWD Investments, LLC has agreed to donate to the City of Columbus the right-of-way needed for the improvements proposed by #2907 Dr E Neil Avenue and Vine Street plan. In exchange for this donation, NWD Investments, LLC has requested the City abandon as right-of-way and transfer to them that portion of existing Neil Avenue at the Northeast corner of Neil Avenue and Brodbelt Lane. The property being transferred to the City by NWD Investments, LLC totals 0.002 acres and the excess right-of-way to be transferred to NWD Investments, LLC by the City totals 0.002 acres. After investigation and plan review it has been determined the exchange of these parcels of land is in the best interest of both parties and should be authorized.

2. FISCAL IMPACT

n/a

3. EMERGENCY DESIGNATION

Emergency action is requested to allow the construction of the proposed improvements to proceed as quickly as possible. Plans are currently being signed and construction of this improvement project is anticipated to begin this construction season.

To authorize the Director of the Department of Public Service to execute those documents, prepared by the Department of Law, Real Estate Division, needed to transfer a portion of existing Neil Avenue to NWD Investments, LLC; to accept proposed right-of-way needed by the City of Columbus for the #2907 Dr E Neil Avenue and Vine Street project from NWD Investments, LLC, to the extent that they may apply to these transfers to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes; and to declare an emergency.

WHEREAS, NWD Investments, LLC is engaged in the redevelopment of that tract of land known as the Arena West Development Flats II site; and

WHEREAS, the redevelopment of this site, is bounded by Brodbelt Lane on the east and south, Neil Avenue on the west and NWD Investments, LLC property on the north; and

WHEREAS, to facilitate this project NWD Investments, LLC has agreed to donate to the City of Columbus the right-of-way needed to construct the improvements proposed by the #2907 Dr E Neil Avenue and Vine Street; and

WHEREAS, in exchange for this donation, NWD Investments, LLC has requested the City abandon as right-of-way and transfer to them that portion of existing Neil Avenue at the Northeast corner of Neil Avenue and Brodbelt Lane; and

WHEREAS, through this exchange the City will acquire approximately 0.002 acres of additional right-of-way; and

WHEREAS, the NWD Investments, LLC will acquire approximately 0.002 acres of excess right-of-way from the City; and

WHEREAS, after investigation and review of the plans it has been determined the exchange of these parcels of land is in the best interest of both parties and should be authorized; and

WHEREAS, the following legislation authorizes the exchange of these parcels, abandons a portion of existing Neil Avenue as right-of-way, authorizes the acceptance of the new right-of-way from NWD Investments, LLC and waives the competitive bidding and land review commission provisions of Columbus City Code; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the exchange of these properties and to authorize the Director to execute those documents needed to transfer approximately 0.002 acres of Neil Avenue to NWD Investments, LLC., so that construction of Arena West Development Flats II improvements can begin as currently scheduled thereby preserving the public health, peace, property, safety and welfare; now therefore

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

SECTION 1. That the Director of the Department of Public Service be and is hereby authorized to execute

quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to NWD Investments, LLC; to-wit:

0.002 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Half Section 10, Section 8, Township 5, Range 22, Refugee Lands and containing 0.002 acres out of the right-of-way of Neil Avenue as dedicated to the City of Columbus by that plat entitled "Arena District Subdivision", of record in Plat Book 90, Page 75, and out of that plat entitled "Arena West", of record in Plat Book 115, Page 22, (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

BEGINNING at a southwesterly corner of Lot 3 of the subdivision entitled "Arena West" of record in Plat Book 115, Page 22 and being an angle point in the easterly right-of-way line of Neil Avenue as shown and delineated on said "Arena West";

Thence with said easterly right-of-way line and the westerly line of said Lot 3, the following courses and distances:

South 89° 38' 11" East, a distance of 8.00 feet to an iron pin set in the original easterly right-of-way line of Neil Avenue (P.B. 90, P. 75);

South 00° 21' 49" West, with said original easterly right-of-way line, a distance of 7.08 feet to an iron pin set; and with the arc of a curve to the left, having a central angle of 13° 39' 01", a radius of 25.00 feet, an arc length of 5.96 feet and a chord bearing and distance of South 06° 27' 41" East, 5.94 feet to an iron pin set;

thence North 45° 19' 31" West, leaving the westerly line of said Lot 3 and across the right-of-way of said Neil Avenue, a distance of 12.17 feet to an iron pin set;

thence North 00° 21' 49" East, continuing across the right-of-way of Neil Avenue, a distance of 4.48 feet to the POINT OF BEGINNING and containing 0.002 acres of land more or less.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

The above description is based on a survey performed by EMH&T in August 2012.

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

The bearings herein are based on the same meridian as the bearings shown on the subdivision plat entitled "Huntington Park" of record in Plat Book 112, Pages 24 and 25, Recorder's Office, Franklin County, Ohio. On said plat of record, the centerline of Huntington Park Lane has a bearing of North 03° 05' 07" East.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Heather L. King, Professional Surveyor No. 8307

SECTION 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quitclaim deed to the grantee thereof.

SECTION 3. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.29 with regards to the transfer of this right-of-way.

SECTION 4. That this Council has determined it is in the best interest of the City of Columbus to allow this

right-of-way to be transferred without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provisions of Columbus City Codes (1959) Revised, Section 328.01 with regards to the transfer of this right-of-way.

SECTION 5. That the City of Columbus hereby accepts the property more fully described below from NWD Investments, LLC; to-wit:

0.002 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Half Section 10, Section 8, Township 5, Range 22, Refugee Lands and containing 0.002 acres out of Lot 3 of the subdivision entitled "Arena West" of record in Plat Book 115, Page 22, as conveyed to NWD Investments, LLC by deed of record in Instrument Number 201202280027743 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning, for reference, at a southwesterly corner of Lot 3 of the subdivision entitled "Arena West" of record in Plat Book 115, Page 22 and being an angle point in the easterly right-of-way line of Neil Avenue as shown and delineated on said "Arena West";

thence with said easterly right-of-way line and with the westerly line of said Lot 3, the following courses and distances:

South 89° 38' 11" East, a distance of 8.00 feet to an iron pin set in the original easterly right-of-way line of Neil Avenue, of record in Plat Book 90, Page 75;

South 00° 21' 49" West, with said original easterly right-of-way line, a distance of 7.08 feet to an iron pin set; and with the arc of a curve to the left, having a central angle of 13° 39' 01", a radius of 25.00 feet, an arc length of 5.96 feet and a chord bearing and distance of South 06° 27' 41" East, 5.94 feet to an iron pin set, the TRUE POINT OF BEGINNING;

thence South 45° 19' 31" East, across said Lot 3, a distance of 26.52 feet to an iron pin set on a curve in the northerly right-of-way line of Brodbelt Lane as shown and delineated in said "Arena West";

thence with the northerly right-of-way line of said Brodbelt Lane, with the arc of a curve to the right, having a central angle of 64° 04' 39", a radius of 25.00 feet, an arc length of 27.96 feet and a chord bearing and distance of North 45° 19' 31" West, 26.52 feet to the TRUE POINT OF BEGINNING and containing 0.002 acres of land more or less.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

The above description is based on a survey performed by EMH&T in August 2012.

Iron pins set, where indicated, are iron pipes, thirteen sixteenths (13/16) inch inside diameter, thirty (30) inches long with a plastic plug placed in the top bearing the initials EMHT INC.

The bearings herein are based on the same meridian as the bearings shown on the subdivision plat entitled "Huntington Park" of record in Plat Book 112, Pages 24 and 25, Recorder's Office, Franklin County, Ohio. On said plat of record, the centerline of Huntington Park Lane has a bearing of North 03° 05' 07" East.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Heather L. King, Professional Surveyor No. 8307

SECTION 6. That the above described property shall be dedicated as right-of-way and shall be named Neil Avenue by the City of Columbus.

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: 2872-2012

Drafting Date: 12/13/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND

This ordinance authorizes The Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for the construction of a noise wall project in the northwest quadrant of IR 270 and Linworth Road.

2. EMERGENCY DESIGNATION

Emergency action is requested to allow the Ohio Department of Transportation to maintain the planned schedule for this project.

3. FISCAL IMPACT

There is no cost to the City for this project.

To authorize the Director of Public Service to grant consent and propose cooperation with The Director of the Ohio Department of Transportation, State of Ohio for a noise wall construction project in the northwest quadrant of IR270 and Linworth Road; and to declare an emergency. (\$0.00)

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, The Ohio Department of Transportation has identified the need for the described project:

This project consists of the construction of a noise wall in the northwest quadrant of IR270 and Linworth Road; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize consent for this project in order to maintain the schedule established by ODOT, 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. Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION 2. Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City of Columbus grants consent to ODOT for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

SECTION 3 - Utilities and Right-of-Way Statement

ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in

accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs.

ODOT agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4 - Maintenance

Upon completion of the project, and unless otherwise agreed, ODOT shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

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: 2882-2012

Drafting Date: 12/17/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the appropriation of \$1,467,280.00 in the Health Department Grants Fund, Fund No. 251, for fiscal year 2013. This is the annual appropriation ordinance for Health Department grants that allows for the continued operations of the various grant programs the Health Department provided in 2012.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: These grant projects are funded through Federal, State, and County grant awards. Some grant projects collect fees and some are subsidized by donations.

To make appropriation for the twelve months ending December 31, 2013, for the Health Department Grants Fund, to the Department of Health, in various projects and object level ones, for the continued operations of grant programs; to authorize the City Auditor to make transfers as may be necessary; and to declare an emergency. (\$1,467,280.00)

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the Health Department's grant programs for the 12 months beginning January 1, 2013, and ending December 31, 2013; and

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to appropriate these funds to the Health Department for the immediate preservation of

the public health, peace, property, safety, and welfare; Now, therefore:

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

SECTION 1. That from the monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2013, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the twelve months ending December 31, 2013, and any eligible interest earned during the grant period:

State Health Subsidy

| Object | | | | |
|----------------------------|------------------|----------------|-----------------------------|---------------|
| <u>OCA</u> | <u>Grant No.</u> | <u>Level 1</u> | <u>Purpose</u> | <u>Amount</u> |
| 500066 | 508001 | 03 | Services-Operation & Maint. | \$ 156,000.00 |
| Total for Grant No. 508001 | | | | \$ 156,000.00 |

2013 STD Control Grant

| Object | | | | |
|----------------------------|------------------|----------------|------------------------------|---------------|
| <u>OCA</u> | <u>Grant No.</u> | <u>Level 1</u> | <u>Purpose</u> | <u>Amount</u> |
| 501304 | 501304 | 01 | Personal Services | \$ 191,463.00 |
| 501304 | 501304 | 02 | Materials-Operation & Maint. | \$ 23,000.00 |
| 501304 | 501304 | 03 | Services-Operation & Maint. | \$ 26,817.00 |
| Total for Grant No. 501304 | | | | \$ 241,280.00 |

2013 Federal HIV Prevention Grant

| Object | | | | |
|----------------------------|------------------|----------------|------------------------------|----------------|
| <u>OCA</u> | <u>Grant No.</u> | <u>Level 1</u> | <u>Purpose</u> | <u>Amount</u> |
| 501305 | 501305 | 01 | Personal Services | \$ 796,600.00 |
| 501305 | 501305 | 02 | Materials-Operation & Maint. | \$ 25,000.00 |
| 501305 | 501305 | 03 | Services-Operation & Maint. | \$ 248,400.00 |
| Total for Grant No. 501305 | | | | \$1,070,000.00 |

TOTAL AMOUNT APPROPRIATED \$1,467,280.00

SECTION 2. That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner except that small claims in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pension, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance and Management or City Auditor; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 3. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance and Management.

SECTION 4. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each sub-department's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and sub-department, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the Health Commissioner as granted in Section 3 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00, or less, shall be approved by letter over the signatures of the Health Commissioner, the Director of the Department of Finance and Management, the City Auditor, and the Chairman of the Committee of Finance.

SECTION 5. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

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

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

SECTION 8. That at the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

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

Legislation Number: 2883-2012

Drafting Date: 12/17/2012

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the appropriation of \$50,000.00 in the City's Private Grants

Fund, Fund No. 291, for fiscal year 2013. This is the annual appropriation ordinance for the Health Department for its grant programs in Fund No. 291, and allows for the continued operations of those programs that the Health Department provided in 2012.

This ordinance also authorizes the Board of Health to accept a grant award of \$50,000.00 from the Cardinal Health Foundation, through the Columbus Foundation, for the Healthy Children, Healthy Weights Program for the period January 1, 2013 through December 31, 2013.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: These grant projects are funded through grant awards from non-governmental agencies. Some grant projects may collect fees and some may be subsidized by donations.

To make appropriations for the twelve months ending December 31, 2013, for the City's Private Grants Fund, to the Department of Health, in various object level ones, for the continued operations of grant programs; to authorize the Board of Health to accept a grant award of \$50,000.00 for the Healthy Children, Healthy Weights Program; to authorize the City Auditor to make transfers as may be necessary; and to declare an emergency. (\$50,000.00)

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the Health Department's various Grant Programs in the City's Private Grants Fund for the 12 months beginning January 1, 2013 and ending December 31, 2013; and

WHEREAS, \$50,000.00 in grant funds have been made available from the Cardinal Health Foundation through the Columbus Foundation for the Healthy Children, Healthy Weights Program; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

SECTION 1. That from the monies in the fund known as the City Private Grants Fund, Fund No. 291, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2013, there be and hereby are appropriated to the Department of Health, Department No. 50-01, for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2013, and any eligible interest earned during the grant period:

Cardinal Health Foundation - HCHW

| Object | | | | Amount |
|------------|------------------|----------------|----------------|--------|
| <u>OCA</u> | <u>Grant No.</u> | <u>Level 1</u> | <u>Purpose</u> | |

| | | | | |
|--------|--------|----|------------------------------|--------------------|
| 501306 | 501306 | 01 | Personal Services | \$ 34,718.11 |
| 501306 | 501306 | 02 | Materials-Operation & Maint. | \$ 8,600.00 |
| 501306 | 501306 | 03 | Services-Operation & Maint. | \$ <u>6,681.89</u> |
| | | | Total for Grant No. 501306 | \$ 50,000.00 |

TOTAL AMOUNT APPROPRIATED \$ 50,000.00

SECTION 2. That the Board of Health is hereby authorized and directed to accept a grant award of \$50,000.00 from the Cardinal Health Foundation, through the Columbus Foundation for the Healthy Children, Health Weights Program for the period January 1, 2013 through December 31, 2013.

SECTION 3. That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner except that small claims in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pension, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 4. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance and Management.

SECTION 5. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each sub-department's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and sub-department, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the Health Commissioner as granted in Section 3 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00, or less, shall be approved by letter over the signatures of the Health Commissioner, the Director of the Department of Finance and Management, the City Auditor, and the Chairman of the Committee of Finance.

SECTION 6. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

SECTION 7. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 9. That at the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

SECTION 10. 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: 2885-2012

Drafting Date: 12/17/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

BACKGROUND: This ordinance authorizes the appropriation of \$674.93 in the City's Special Purpose Fund, Fund No. 223, for fiscal year 2013. This is the annual appropriation ordinance for Health's Rabies Clinic Program that allows for the continued operations of this special purpose program the Health Department provided in 2012. This ordinance provides for the appropriation of all the cash in the fund not encumbered for any other purpose and for the appropriation of all future deposits of cash into the fund not encumbered for any other purpose.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: This special purpose program collects fees for the services provided.

To make appropriations for the twelve months ending December 31, 2013, for the City's Special Purpose Fund, to the Department of Health, in various object level ones, for the continued operations of the Rabies Clinic Program; and to declare an emergency. (\$674.93)

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the Health Department's Rabies Clinic Program in the City's Special Purpose Fund for the 12 months beginning January 1, 2013, and ending December 31, 2013; and

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to appropriate these funds to the Health Department for the immediate preservation of

the public health, peace, property, safety, and welfare; Now, therefore:

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

SECTION 1. That from the monies in the fund known as the City's Special Purpose Fund, Fund No. 223, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2013, there be and hereby are appropriated to the Department of Health, Department No. 50-01, for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2012:

Rabies Clinic Program

| Object | | | | |
|---------------------------------------|------------------|----------------|------------------------------|---------------|
| <u>OCA</u> | <u>Grant No.</u> | <u>Level 1</u> | <u>Purpose</u> | <u>Amount</u> |
| 223307 | N/A | 02 | Materials-Operation & Maint. | \$ 674.93 |
| Total for Rabies Clinic, OCA - 223307 | | | | \$ 674.93 |

SECTION 2. That an amount up to, but not to exceed, the cash in the fund not encumbered for any other purpose is hereby appropriated within the Special Purpose Fund, Fund 223, Subfund 307, OCA 223307, to Object Level One - 02.

SECTION 3. That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner except that small claims in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pension, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 4. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance and Management.

SECTION 5. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each sub-department's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and sub-department, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the Health Commissioner as granted in Section 2 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any

one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00, or less, shall be approved by letter over the signatures of the Health Commissioner, the Director of the Department of Finance and Management, the City Auditor, and the Chairman of the Committee of Finance.

SECTION 6. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

SECTION 7. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

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

SECTION 9. That 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: 2892-2012

Drafting Date: 12/17/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to execute a professional engineering services contract modification with Stantec Consulting Services, Inc., in connection with the Clintonville/Northridge Stormwater System Improvements Project (ORD 0808-2012). This project will consist of Stormwater Quantity and Quality sampling in the Integrated Solutions area for the first two quarters of 2013.

This project was originally for professional engineering services for Clintonville/Northridge Stormwater System Improvements Project which is now part of the Integrated Solutions area. This contract modification will reallocate the remaining funds of the existing contract balance for purposes of undertaking the revised scope of services. The professional engineering consulting firm will remain the same as the original contract.

2. EMERGENCY LEGISLATION:

The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure as there is an immediate need for stormwater sampling for the Integrated Approach and to ensure that timelines of the Integrated Plan is not interrupted. Existing project funds can be utilized by the Consultant to accomplish this task.

3. CONTRACT AMOUNT:

The original contract authorization amount for this contract was \$473,522.11. This contract modification amends the scope of service to include Stormwater Quantity and Quality sampling in the Integrated Solutions area. No additional funds are authorized within this legislation.

To authorize the Director of Public Utilities to execute a professional engineering services contract modification with Stantec, Inc., for purposes of amending the scope of services in connection with the

Clintonville/Northridge Stormwater System Improvements Project, for the Division of Sewerage and Drainage; and to declare an emergency.

WHEREAS, Ordinance No. 0808-2012 as passed by Columbus City Council on May 7, 2012, authorized the Director of Public Utilities to execute a professional engineering services contract with Stantec, Inc., in connection with the Clintonville/Northridge Stormwater System Improvements Project; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to mitigate poor drainage and other stormwater problems; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to execute the subject professional engineering services contract modification for the above referenced purposes; pursuant to significantly reducing the City of Columbus's single, largest point of combined sewer overflow, for the preservation of the public, health, peace, 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 execute a modification to the professional services agreement with Stantec Consulting Services, Inc., 1500 Lakeshore Dr., Suite 100, Columbus, Ohio 43204, for the Division of Sewerage and Drainage, in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage in order to expand the scope of services to mitigate poor drainage and other stormwater problems.

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

Legislation Number: 2893-2012

Drafting Date: 12/17/2012

Current Status: Passed

Version: 1

Matter Type: Ordinance

Council Variance Application: CV12-046

APPLICANT: Lindey's; c/o Jill S. Tangeman, Attorney; 52 East Gay Street; Columbus, OH 43206.

PROPOSED USE: Expanding the seating in an existing outdoor patio and terrace with reduced parking.

GERMAN VILLAGE RECOMMENDATION: Approval

CITY DEPARTMENTS' RECOMMENDATION: Approval. Council variance CV01-037A (Ordinance #0667-02), passed April 22, 2002 permitted outdoor seating for a restaurant in the rear yards of two abutting residential lots with a parking variance. That Council variance limited outdoor seating to ten tables in the courtyard and ten tables on an upper level terrace for private parties. Although Staff supported the parking variance, Staff recommended Disapproval because restrictions to the number of tables is practically impossible to enforce noting that required parking for restaurants is always calculated by gross square feet rather than tables and seats which is intangible. This Council variance proposes to increase the number of permitted tables in the courtyard from ten to twenty-four and replace the limit of ten tables on the upper level terrace

with a maximum of 48 patrons. The parking variance does not change because the square feet of seating remains unchanged. Staff still supports the same parking variance and still maintains that the restrictions are virtually unenforceable. However, Staff will not object to this Council variance because this proposal does not increase the parking deficiency from that of the current Council variance.

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District, 3312.49, Minimum number of parking spaces required, 3332.27, Rear Yard, 3332.34, Residential Character, of the Columbus City Codes for the property located at **165 EAST BECK STREET (43206)**, to expand the number of seats in an existing outdoor patio and terrace with reduced parking. (Council Variance #CV12-046).

WHEREAS, by application #CV12-046, the owner of property at **165 EAST BECK STREET (43206)**, is requesting a Council Variance to expand the seating in an existing outside bar/restaurant patio from 90 seats to 130 seats seating in the R-2F, Residential District; and

WHEREAS, Section 3332.037, R-2F, Residential District use, generally allows residential use of property in the district, while the applicant intends to expand a non-conforming use to adjacent properties through use of rear yard areas of two, off-site two-family dwellings; and

WHEREAS, Section 3332.27, Rear Yard, requires reserving 25 percent of residential lot area for residential open space, while the applicant proposes to use the rear yards for commercial purposes; and

WHEREAS, Section 3332.34, Residential Character, reserves accessory uses in the R-2F, Residential District to those which do not infringe upon the residential character of the district, while the applicant intends to utilize open space reserved for residential rear yards as outdoor seating as a dining area for an adjacent restaurant; and

WHEREAS, Section 3312.49, Minimum number of parking spaces required, requires one parking space for each 75 square feet of area used for restaurant, while the applicant proposes to develop 1,750 square feet of outside seating for an adjacent non-conforming restaurant use by reducing off-street parking for the proposed commercial use of rear yard areas from 24 to 0; and

WHEREAS, the German Village Commission recommends approval; and

WHEREAS, City Departments recommend approval because this application merely replaces the approved site plan in CV01-037 with an updated one and reiterates the variances approved in that Council variance albeit updating them where the Code sections have changed; 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 **165 EAST BECK STREET (43206)**, in using said property as desired and; now, therefore:

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

SECTION 1. That a variance from the provisions of Section 3332.037, R-2F, Residential District use; 3312.49, Minimum number of parking spaces required; 3332.27, Rear Yard; 3332.34, Residential Character; of Columbus City Codes are hereby granted for the property located at **163-165 EAST BECK STREET (43206)**, insofar as said sections prohibit 1,750 square feet of bar/restaurant outside patio seating in two residential rear yards by varying the district's permitted use, allowing shared occupancy (commercial/residential use) of rear yards for two, two-family dwellings, allow use of residential property which infringes on the residential character of the district, reducing additional requirement for off-street parking for 1,750 square of commercial space from 24 to 0 spaces, said property being more particularly described as follows:

165 EAST BECK STREET (43206), being 0.25± acres located at the southwest corner of Mohawk and East Beck Streets, and being more particularly described as follows:

Lindey's Restaurant
010-016879; 010-001319; 010-047670; 010-001549
Total area: 8,856 square feet

Tract 1:

Situated in the State of Ohio, County of Franklin and in the City at Columbus:
Being sixty-three (63) feet off the south end of Lots Numbered Seven (7) and Eight (8) In JOHN RADER'S ADDITION, as the same is of record in Plat Book 1, page 295, Recorder's Office, Franklin County, Ohio. numbered and delineated upon the recorded plat thereof, of record ii, P1st Book 1, Page 295, Records Office, Frankjin County, Ohio.

Tract 2:

Situated in the State of Ohio, County of Franklin and in the City at Columbus
Parcel 1: Being 87 feet off of the north end of Lot No. 8 of John Rader's Addition to the City of Columbus, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, Page 295, Recorder's Office, Franklin County, Ohio, more particularly described as follows:
Beginning at the southwest corner of Beck and Mohawk Streets and at the northeast corner of said Lot No. 8; thence south along the east line of said Lot, 87 feet to a point; thence west on a line parallel with the south line of Beck Street 36 feet to a point in the west line of said lot; thence north on the west line of said Lot, 87 feet to a point in the south line of Beck Street; thence east on the south line of Beck Street, 36 feet to the place of beginning.

Parcel 2:

Being Lot Number Seven (7) of Radar's Addition to the City of Columbus, Ohio, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 1, page 295, Recorder's Office, Franklin Count, Ohio, EXCEPTING THEREFROM 63 feet off the south part thereof.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property

is used for two detached single-family dwellings on one lot in the R-2F, Residential District.

SECTION 3. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled, "**EXISTING SITE PLAN LINDEY'S RESTAURANT**," signed by Jill S. Tangeman, Attorney for the Applicant, dated August 22, 2012. The Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Site Plans shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or his or her designee, upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. The two, two-family dwellings located on parcels #010-001549 and 010-001319 south of the proposed Courtyard Seating area will remain residential.

SECTION 5. The West Roof area as labeled on the attached Site Plan will not be used for the service of patrons or employees nor will any restaurant activities, including service functions or food preparation, be permitted in this area. To prevent customers and unauthorized employees from entering the West Roof area, barriers will be placed at the door leading to the West Roof area from the Upper Terrace in locations as labeled on the attached Site Plan. Such barriers must be designed in accordance with a Certificate of Appropriateness and comply with all applicable Zoning and Building code requirements. The two doors leading from the Office to the West Roof area will be converted into Emergency Exit doors equipped with alarms.

SECTION 6. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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



City of Columbus

Legislation Report

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

File Number: 0129-2013

Emergency

File ID: 0129-2013

Type: Ordinance

Status: Passed

Version: 1

***Committee:** Finance Committee

File Name: 2013 Various Purpose Unlimited Tax Refunding Bonds

File Created: 01/09/2013

Final Action: 01/16/2013

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Rob Newman 5-8071/Kyle Sever 5-8569

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title: To authorize the issuance of unlimited tax bonds in an amount not to exceed \$63,995,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$63,995,000). Section 55(b) of the City Charter.

Sponsors:

Attachments: City of Columbus - 2013 Advance Refunding Bonds - UT Bond Ordinance (tax-exempt)

Approval History

| Version | Date | Approver | Action |
|----------------|-------------|-------------------|---------------|
| 1 | 01/09/2013 | Rob Newman | Approved |
| 1 | 01/09/2013 | Jane Dunham | Approved |
| 1 | 01/09/2013 | Paul Rakosky | Approved |
| 1 | 01/09/2013 | Auditor Reviewer | Approved |
| Notes | HJD/mjp | | |
| 1 | 01/09/2013 | AUDITOR APPROVER | Approved |
| Notes | HJD/bam | | |
| 1 | 01/09/2013 | ATTORNEY APPROVER | Approved |
| Notes | jsg | | |

History of Legislative File

| Ver. | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|------|-----------------------|------------|-----------------------|----------|-----------|--------------|---------|
| 1 | Columbus City Council | 01/14/2013 | Waive the 2nd Reading | | | | Pass |
| 1 | Columbus City Council | 01/14/2013 | Approved | | | | Pass |
| 1 | COUNCIL PRESIDENT | 01/14/2013 | Signed | | | | |
| 1 | MAYOR | 01/15/2013 | Signed | | | | |
| 1 | CITY CLERK | 01/16/2013 | Attest | | | | |

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$63,995,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$63,995,000).

Title

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$63,995,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$63,995,000). Section 55(b) of the City Charter.

Body

See Attached File: City of Columbus - 2013 Advance Refunding Bonds - UT Bond Ordinance (tax-exempt).pdf

WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain unlimited tax general obligation bonds of the Municipality, to wit:

| <u>Title</u> | <u>Dated</u> | <u>Outstanding Amount</u> | <u>Callable Amount</u> |
|---|--------------|---------------------------|------------------------|
| Various Purpose Unlimited Tax Bonds, Series 2007A | 11/28/2007 | \$ 98,145,000 | \$50,805,000 |
| Various Purpose Unlimited Tax Bonds, Series 2006A | 12/12/2006 | 44,405,000 | 13,190,000 |

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Municipality can achieve a reduction in the debt service associated with the Outstanding Bonds by providing for the refunding of the “Callable Amount” of such Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, due to current market conditions, this Council believes that it is in the best interest of the Municipality to refund the Refunded Bonds using the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Sixty-Three Million Nine Hundred Ninety-Five Thousand Dollars (\$63,995,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same fall due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Unlimited Tax Refunding Bonds, Series 2013-3” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Bonds is authorized, the Bond Registrar shall select Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar

as paying agent. The principal of the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 8 hereof) at the address appearing therein.

Any interest on any Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Bonds. So long as any of the Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 7 hereof, the person in whose name any Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or

Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Bonds. All Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The Bonds, or any portion thereof, may be initially issued to a Depository for use in a book entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Bond in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on the Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Bonds as provided in this Ordinance.

The Bond Registrar may, with the approval of the City Auditor or the Director of Finance and Management, enter into an agreement with the beneficial owner or registered owner of a Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if

any, and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor or the Director of Finance and Management of the Municipality is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, a letter agreement among the Municipality, the Bond Registrar and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the Bonds for use in a book entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Bonds from the Depository, and authenticate and deliver Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book entry form” or “book entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The sale and award of the Bonds shall be evidenced by a Certificate of Award (the “Certificate of Award”) signed by the Director of Finance and Management or the City Auditor. The Certificate of Award shall identify the original purchaser of the Bonds (the “Original Purchaser”), the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date, and the Optional Redemption Prices (all as hereinafter defined), shall identify the Verification Agent, and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance, the Certificate of Award, and the Bond Purchase Agreement (as defined hereinbelow).

As used in this Section 10 and Section 5 hereof:

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Bonds shall be as set forth in the Certificate of Award.

“Original Purchasers” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired, which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 98% of the aggregate principal amount of the Bonds, together with accrued interest on such Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five and one half per centum (5.50%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Verification Agent” means the certified public accounting firm specified within the Certificate of Award that will deliver reports on the arithmetical accuracy of certain computations contained in schedules provided to them by the Original Purchasers on behalf of the Municipality relating to the refunding purposes of the Bonds.

The Bonds shall be sold to the Original Purchasers in accordance with the terms of the Bond Purchase Agreement (the "Bond Purchase Agreement"), at the Purchase Price, plus any accrued interest on the principal amount of the Bonds from the date of the Bonds to the date of delivery of and payment therefor (which Bond Purchase Agreement may be combined with the Bond Purchase Agreement for the purchase of other general obligation refunding bonds, all authorized by separate ordinances of this Council). The Bond Purchase Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney. The approval of such Bond Purchase Agreement shall be conclusively evidenced by the execution of the Bond Purchase Agreement by such officers. It is hereby determined that the Purchase Price and the Specified Interest Rates for the Bonds, the manner of sale and the terms of the Bonds, all as provided herein, in the Certificate of Award and in the Bond Purchase Agreement, will be in the best interests of the Municipality and consistent with all legal requirements.

The Director of Finance and Management, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance, the Certificate of Award, and the Bond Purchase Agreement. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation refunding bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in his official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Bonds as he deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds of the Bonds, including premium, if any, received from the sale of the Bonds, but excluding costs of issuance and any accrued interest, shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award.

The Municipality shall deposit with the Escrow Trustee, hereinafter identified, proceeds of the Bonds paid to the Municipality pursuant to the Bond Purchase Agreement, and such other amounts available to the Municipality for such purpose, in an amount sufficient to defease the Refunded Bonds, and such monies shall be applied in accordance with the terms of the Escrow Deposit Agreement, hereinafter identified. The balance of such proceeds, including any accrued interest received from such sale, shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to

be applied to the payment of the principal and interest of general obligation Bonds of the Municipality in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

This Council hereby declares that the Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07.

Section 11. The Municipality hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute “private activity Bonds” within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder or (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Bonds which limits the amount of Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 12. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the defeasance of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds on their first optional redemption dates. The Director of Finance and Management and the City Auditor and each of them, acting alone, are hereby authorized and directed to execute and deliver an Escrow Deposit Agreement with such banking association selected by the City Auditor to serve as Escrow Trustee (the "Escrow Trustee"), pursuant to which the Escrow Trustee shall: (i) maintain a trust fund for the proceeds of the Bonds deposited with the Escrow Trustee for the defeasance of the Refunded Bonds, in accordance with the terms of the Escrow Deposit Agreement; and (ii) be appointed and serve as the co-paying agent for the Refunded Bonds. The Escrow Deposit Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance as shall be approved by the officer executing the same and as shall be approved as to form by the City Attorney. The approval of the Escrow Deposit Agreement shall be conclusively evidenced by the execution thereof by those officials.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.



City of Columbus

Legislation Report

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

File Number: 0130-2013

Emergency

File ID: 0130-2013

Type: Ordinance

Status: Passed

Version: 1

***Committee:** Finance Committee

File Name: 2013 Various Purpose Limited Tax Refunding Bonds

File Created: 01/09/2013

Final Action: 01/16/2013

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Rob Newman 5-8071/Kyle Sever 5-8569

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

| | | | |
|-------|-------|----------------------|----------------------|
| _____ | _____ | _____ | _____ |
| Mayor | Date | Date Passed/ Adopted | President of Council |
| _____ | _____ | _____ | _____ |
| Veto | Date | | City Clerk |

Title: To authorize the issuance of limited tax bonds in an amount not to exceed \$45,385,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$45,385,000). Section 55(b) of the City Charter.

Sponsors:

Attachments: City of Columbus - 2013 Advance Refunding Bonds - LT Bond Ordinance (tax-exempt)

Approval History

| Version | Date | Approver | Action |
|----------------|-------------|-------------------|---------------|
| 1 | 01/09/2013 | Rob Newman | Approved |
| 1 | 01/09/2013 | Jane Dunham | Approved |
| 1 | 01/09/2013 | Paul Rakosky | Approved |
| 1 | 01/09/2013 | Auditor Reviewer | Approved |
| Notes | HJD/mjp | | |
| 1 | 01/09/2013 | AUDITOR APPROVER | Approved |
| Notes | HJD/bam | | |
| 1 | 01/09/2013 | ATTORNEY APPROVER | Approved |
| Notes | jsg | | |

History of Legislative File

| Ver. | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|------|-----------------------|------------|-----------------------|----------|-----------|--------------|---------|
| 1 | Columbus City Council | 01/14/2013 | Waive the 2nd Reading | | | | Pass |
| 1 | Columbus City Council | 01/14/2013 | Approved | | | | Pass |
| 1 | COUNCIL PRESIDENT | 01/14/2013 | Signed | | | | |
| 1 | MAYOR | 01/15/2013 | Signed | | | | |
| 1 | CITY CLERK | 01/16/2013 | Attest | | | | |

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$45,385,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$45,385,000).

Title

To authorize the issuance of limited tax bonds in an amount not to exceed \$45,385,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City (\$45,385,000). Section 55(b) of the City Charter.

Body

See Attached File: City of Columbus - 2013 Advance Refunding Bonds - LT Bond Ordinance (tax-exempt).pdf

WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain limited tax general obligation bonds of the Municipality, to wit:

| <u>Title</u> | <u>Dated</u> | <u>Outstanding Amount</u> | <u>Callable Amount</u> |
|---|--------------|---------------------------|------------------------|
| Various Purpose Limited Tax Bonds, Series 2007B | 11/28/2007 | \$ 38,500,000 | \$12,260,000 |
| Various Purpose Limited Tax Bonds, Series 2006B | 12/12/2006 | 51,605,000 | 33,125,000 |

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Municipality can achieve a reduction in the debt service associated with the Outstanding Bonds by providing for the refunding of the “Callable Amount” of such Outstanding Bonds (the “Refunded Bonds”); and

WHEREAS, due to current market conditions, this Council believes that it is in the best interest of the Municipality to refund the Refunded Bonds using the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Forty-Five Million Three Hundred Eighty-Five Thousand Dollars (\$45,385,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and inside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same fall due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Limited Tax Refunding Bonds, Series 2013-4” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Bonds is authorized, the Bond Registrar shall select Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar

as paying agent. The principal of the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 8 hereof) at the address appearing therein.

Any interest on any Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Bonds. So long as any of the Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 7 hereof, the person in whose name any Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or

Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Bonds. All Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The Bonds, or any portion thereof, may be initially issued to a Depository for use in a book entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Bond in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on the Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Bonds as provided in this Ordinance.

The Bond Registrar may, with the approval of the City Auditor or the Director of Finance and Management, enter into an agreement with the beneficial owner or registered owner of a Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if

any, and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor or the Director of Finance and Management of the Municipality is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, a letter agreement among the Municipality, the Bond Registrar and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the Bonds for use in a book entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Bonds from the Depository, and authenticate and deliver Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book entry form” or “book entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The sale and award of the Bonds shall be evidenced by a Certificate of Award (the “Certificate of Award”) signed by the Director of Finance and Management or the City Auditor. The Certificate of Award shall identify the original purchaser of the Bonds (the “Original Purchaser”), the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date, and the Optional Redemption Prices (all as hereinafter defined), shall identify the Verification Agent, and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance, the Certificate of Award, and the Bond Purchase Agreement (as defined hereinbelow).

As used in this Section 10 and Section 5 hereof:

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Bonds shall be as set forth in the Certificate of Award.

“Original Purchasers” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired, which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 98% of the aggregate principal amount of the Bonds, together with accrued interest on such Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five and one half per centum (5.50%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Verification Agent” means the certified public accounting firm specified within the Certificate of Award that will deliver reports on the arithmetical accuracy of certain computations contained in schedules provided to them by the Original Purchasers on behalf of the Municipality relating to the refunding purposes of the Bonds.

The Bonds shall be sold to the Original Purchasers in accordance with the terms of the Bond Purchase Agreement (the "Bond Purchase Agreement"), at the Purchase Price, plus any accrued interest on the principal amount of the Bonds from the date of the Bonds to the date of delivery of and payment therefor (which Bond Purchase Agreement may be combined with the Bond Purchase Agreement for the purchase of other general obligation refunding bonds, all authorized by separate ordinances of this Council). The Bond Purchase Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney. The approval of such Bond Purchase Agreement shall be conclusively evidenced by the execution of the Bond Purchase Agreement by such officers. It is hereby determined that the Purchase Price and the Specified Interest Rates for the Bonds, the manner of sale and the terms of the Bonds, all as provided herein, in the Certificate of Award and in the Bond Purchase Agreement, will be in the best interests of the Municipality and consistent with all legal requirements.

The Director of Finance and Management, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance, the Certificate of Award, and the Bond Purchase Agreement. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation refunding bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in his official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Bonds as he deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds of the Bonds, including premium, if any, received from the sale of the Bonds, but excluding costs of issuance and any accrued interest, shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award.

The Municipality shall deposit with the Escrow Trustee, hereinafter identified, proceeds of the Bonds paid to the Municipality pursuant to the Bond Purchase Agreement, and such other amounts available to the Municipality for such purpose, in an amount sufficient to defease the Refunded Bonds, and such monies shall be applied in accordance with the terms of the Escrow Deposit Agreement, hereinafter identified. The balance of such proceeds, including any accrued interest received from such sale, shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to

be applied to the payment of the principal and interest of general obligation Bonds of the Municipality in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

This Council hereby declares that the Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07.

Section 11. The Municipality hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute “private activity Bonds” within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the “Code”). The Municipality further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder or (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Bonds which limits the amount of Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 12. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the defeasance of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds on their first optional redemption dates. The Director of Finance and Management and the City Auditor and each of them, acting alone, are hereby authorized and directed to execute and deliver an Escrow Deposit Agreement with such banking association selected by the City Auditor to serve as Escrow Trustee (the "Escrow Trustee"), pursuant to which the Escrow Trustee shall: (i) maintain a trust fund for the proceeds of the Bonds deposited with the Escrow Trustee for the defeasance of the Refunded Bonds, in accordance with the terms of the Escrow Deposit Agreement; and (ii) be appointed and serve as the co-paying agent for the Refunded Bonds. The Escrow Deposit Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance as shall be approved by the officer executing the same and as shall be approved as to form by the City Attorney. The approval of the Escrow Deposit Agreement shall be conclusively evidenced by the execution thereof by those officials.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.



City of Columbus

Legislation Report

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

File Number: 0131-2013

Emergency

File ID: 0131-2013

Type: Ordinance

Status: Passed

Version: 1

***Committee:** Finance Committee

File Name: 2013 Various Purpose Unlimited Tax Refunding
Bonds - BABs

File Created: 01/09/2013

Final Action: 01/16/2013

Auditor Cert #: AC034499

Auditor: When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Rob Newman 5-8071/Kyle Sever 5-8569

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title: To authorize the issuance of unlimited tax bonds in an amount not to exceed \$423,090,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$423,090,000). Section 55(b) of the City Charter.

Sponsors:

Attachments: City of Columbus - BABs Refunding Bonds - UT
Bond Ordinance (tax-exempt)

Approval History

| Version | Date | Approver | Action |
|----------------|---|-------------------|---------------|
| 1 | 01/09/2013 | Rob Newman | Approved |
| 1 | 01/09/2013 | Jane Dunham | Approved |
| 1 | 01/09/2013 | Paul Rakosky | Approved |
| 1 | 01/09/2013 | Auditor Reviewer | Approved |
| Notes | Accounting transactions posted/ BR010966/ AC034499/ HJD/mjp | | |
| 1 | 01/09/2013 | AUDITOR APPROVER | Approved |
| Notes | HJD/bam | | |
| 1 | 01/09/2013 | ATTORNEY APPROVER | Approved |
| Notes | jsg | | |

History of Legislative File

| Ver. | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|------|-----------------------|------------|-----------------------|----------|-----------|--------------|---------|
| 1 | Columbus City Council | 01/14/2013 | Waive the 2nd Reading | | | | Pass |
| 1 | Columbus City Council | 01/14/2013 | Approved | | | | Pass |
| 1 | COUNCIL PRESIDENT | 01/14/2013 | Signed | | | | |
| 1 | MAYOR | 01/15/2013 | Signed | | | | |
| 1 | CITY CLERK | 01/16/2013 | Attest | | | | |

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance authorizes the issuance of unlimited tax bonds in an amount not to exceed \$423,090,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$423,090,000).

Title

To authorize the issuance of unlimited tax bonds in an amount not to exceed \$423,090,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$423,090,000). Section 55(b) of the City Charter.

Body

See Attached File: City of Columbus - BABs Refunding Bonds - UT Bond Ordinance (tax-exempt).pdf

WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain unlimited tax general obligation bonds of the Municipality, which bonds were originally designated by the Municipality as “Build America Bonds” under Section 54AA(d) of the Internal Revenue Code of 1986, as amended (the “Code”), to wit:

| <u>Title</u> | <u>Dated Date</u> | <u>Outstanding Amount</u> |
|--|-------------------|---------------------------|
| Various Purpose Unlimited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2009C | November 19, 2009 | \$180,305,000 |
| Various Purpose Unlimited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2009E | November 19, 2009 | 16,330,000 |
| Various Purpose Unlimited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2010C | August 12, 2010 | 182,900,000 |
| Various Purpose Unlimited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2010-2C | December 7, 2012 | 22,040,000 |
| Various Purpose Unlimited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2010-3A | December 22, 2010 | 21,515,000 |

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Outstanding Bonds were sold as federally taxable bonds based on the expectation that the Municipality would receive a credit (the “Subsidy Payment”) from the United States Department of the Treasury (the “Treasury”) in an amount equal to 35% of the stated interest on any Build America Bonds and 45% of the stated interest on any Build America Bonds further designated as Recovery Zone Economic Development Bonds under Section 1400U-2 of the Code, which Subsidy Payment is provided for in Section 6431 of the Code; and

WHEREAS, the Outstanding Bonds are subject to extraordinary optional redemption at the option of the Municipality, either in whole or in part, prior to stated maturity in the event that the Treasury should cease, or announce its intention to cease, making full payment of the Subsidy Payment; and

WHEREAS, notwithstanding the passage of H.R.8, the American Taxpayer Relief Act of 2012, the possibility of a reduction or cessation in the Subsidy Payment with respect to the Outstanding Bonds still exists, and the Municipality has determined to provide for the refunding of all or a portion of such Outstanding Bonds (the “Refunded Bonds”), in the event that the Treasury should cease, or announce its intention to cease, making full payment of the Subsidy Payment, in order that the Municipality can achieve a reduction in the debt service associated with the Refunded Bonds by refunding the Refunded Bonds with the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Four Hundred Twenty-Three Million Ninety Thousand Dollars (\$423,090,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same fall due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Unlimited Tax Refunding Bonds, Series 2013-1” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the "Interest Payment Dates"), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Bonds is authorized, the Bond Registrar shall select Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 8 hereof) at the address appearing therein.

Any interest on any Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall

cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the “Bond Registrar”) for the Bonds. So long as any of the Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the “Bond Register”). Subject to the provisions of Section 7 hereof, the person in whose name any Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Bonds. All Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The Bonds, or any portion thereof, may be initially issued to a Depository for use in a book entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Bond in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on the Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Bonds as provided in this Ordinance.

The Bond Registrar may, with the approval of the City Auditor or the Director of Finance and Management, enter into an agreement with the beneficial owner or registered owner of a Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor or the Director of Finance and Management of the Municipality is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, a letter agreement among the Municipality, the Bond Registrar and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the Bonds for use in a book entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Bonds from the Depository, and authenticate and deliver Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book entry form” or “book entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The sale and award of the Bonds shall be evidenced by a Certificate of Award (the “Certificate of Award”) signed by the Director of Finance and Management or the City Auditor. The Certificate of Award shall identify the original purchaser of the Bonds (the “Original Purchaser”), the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date, and the Optional Redemption Prices (all as hereinafter defined), and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance, the Certificate of Award, and the Bond Purchase Agreement (as defined hereinbelow).

As used in this Section 10 and Section 5 hereof:

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Bonds shall be as set forth in the Certificate of Award.

“Original Purchasers” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired, which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 98% of the aggregate principal amount of the Bonds, together with accrued interest on such Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five and one half per centum (5.50%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

The Bonds shall be sold to the Original Purchasers in accordance with the terms of the Bond Purchase Agreement (the “Bond Purchase Agreement”), at the Purchase Price, plus any accrued interest on the principal amount of the Bonds from the date of the Bonds to the date of delivery of and payment therefor (which Bond Purchase Agreement may be combined with the Bond Purchase Agreement for the purchase of other general obligation refunding bonds, all authorized by separate ordinances of this Council). The Bond Purchase Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney. The approval of such Bond Purchase Agreement shall be conclusively evidenced by the execution of the Bond Purchase Agreement by such officers. It is hereby determined that the Purchase Price and the Specified Interest Rates for the Bonds, the manner of sale and the terms of the Bonds, all as provided herein, in the Certificate of Award and in the Bond Purchase Agreement, will be in the best interests of the Municipality and consistent with all legal requirements.

The Director of Finance and Management, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance, the Certificate of Award, and the Bond Purchase Agreement. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such

documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the same offering document used in connection with the sale of other general obligation refunding bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in his official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Bonds as he deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds of the Bonds, including premium, if any, received from the sale of the Bonds, but excluding costs of issuance and any accrued interest, shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. Any proceeds not applied to the refunding the Refunded Bonds, including any accrued interest received from the sale of the Bonds, shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal and interest of general obligation Bonds of the Municipality in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

To provide for the payment of the costs of issuance of the Bonds, as well as other general obligation refunding bonds authorized by separate ordinances of this Council (the Bonds, together with such other general obligation refunding bonds are collectively referred to herein as the "Bonds"), which shall include, but shall not be limited to, the fees and expenses of the Municipality's bond counsel, the fees and expenses of the Municipality's financial advisor, rating agency fees, the fees and expenses associated with the sale of the Bonds and printing fees, the Municipality is hereby authorized to expend a sum not to exceed Nine Hundred Fifty Thousand Dollars (\$950,000), and such amount is hereby deemed appropriated, which amount shall be allocated to, and paid from, the benefiting funds as determined by the City Auditor. Initial funds for the payment of such costs of issuance are hereby appropriated from Debt Service Fund #430, which fund shall then be reimbursed by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the Bonds from the proceeds of the sale of the Bonds.

This Council hereby declares that the Bonds are "obligations" within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the "annual information" for purposes of said Section 323.07.

Section 11. The Municipality hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not

constitute “private activity Bonds” within the meaning of Section 141 of the Code. The Municipality further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder or (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Bonds which limits the amount of Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 12. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the refunding of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds the date fixed for their redemption.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.



City of Columbus

Legislation Report

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

File Number: 0132-2013

Emergency

File ID: 0132-2013

Type: Ordinance

Status: Passed

Version: 1

***Committee:** Finance Committee

File Name: 2013 Various Purpose Limited Tax Refunding Bonds
- BABs

File Created: 01/09/2013

Final Action: 01/16/2013

Auditor Cert #:

Auditor: When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Rob Newman 5-8071/Kyle Sever 5-8569

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title: To authorize the issuance of limited tax bonds in an amount not to exceed \$52,805,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$52,805,000). Section 55(b) of the City Charter.

Sponsors:

Attachments: City of Columbus - BABs Refunding Bonds - LT
Bond Ordinance (tax-exempt)

Approval History

| Version | Date | Approver | Action |
|----------------|-------------|-------------------|---------------|
| 1 | 01/09/2013 | Rob Newman | Approved |
| 1 | 01/09/2013 | Jane Dunham | Approved |
| 1 | 01/09/2013 | Paul Rakosky | Approved |
| 1 | 01/09/2013 | Auditor Reviewer | Approved |
| Notes | HJD/mjp | | |
| 1 | 01/09/2013 | AUDITOR APPROVER | Approved |
| Notes | HJD/bam | | |
| 1 | 01/09/2013 | ATTORNEY APPROVER | Approved |
| Notes | jsg | | |

History of Legislative File

| Ver. | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|------|-----------------------|------------|-----------------------|----------|-----------|--------------|---------|
| 1 | Columbus City Council | 01/14/2013 | Waive the 2nd Reading | | | | Pass |
| 1 | Columbus City Council | 01/14/2013 | Approved | | | | Pass |
| 1 | COUNCIL PRESIDENT | 01/14/2013 | Signed | | | | |
| 1 | MAYOR | 01/15/2013 | Signed | | | | |
| 1 | CITY CLERK | 01/16/2013 | Attest | | | | |

EBOCO: Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

This ordinance authorizes the issuance of limited tax bonds in an amount not to exceed \$52,805,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$52,805,000).

Title

To authorize the issuance of limited tax bonds in an amount not to exceed \$52,805,000 for the purpose of providing funds to refund certain outstanding general obligation bonds of the City, which bonds were originally designated by the City as "Build America Bonds" pursuant to Section 54AA(d) of the Internal Revenue Code of 1986, as amended (\$52,805,000). Section 55(b) of the City Charter.

Body

See Attached File: City of Columbus - BABs Refunding Bonds - LT Bond Ordinance (tax-exempt).pdf

WHEREAS, pursuant to various ordinances passed by City Council (the “Council”) of the City of Columbus, Ohio (the “Municipality” or the “City”), the Municipality issued and sold certain limited tax general obligation bonds of the Municipality, which bonds were originally designated by the Municipality as “Build America Bonds” under Section 54AA(d) of the Internal Revenue Code of 1986, as amended (the “Code”), to wit:

| <u>Title</u> | <u>Dated Date</u> | <u>Outstanding Amount</u> |
|--|-------------------|---------------------------|
| Various Purpose Limited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2009D | November 19, 2009 | \$11,395,000 |
| Various Purpose Limited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2010D | August 12, 2010 | 8,260,000 |
| Various Purpose Limited Tax Build America Bonds (Federal Taxable – Direct Payment), Series 2010-3B | December 22, 2010 | 33,150,000 |

(collectively, the “Outstanding Bonds”), for the purposes described in those ordinances and in the Outstanding Bonds; and

WHEREAS, the Outstanding Bonds were sold as federally taxable bonds based on the expectation that the Municipality would receive a credit (the “Subsidy Payment”) from the United States Department of the Treasury (the “Treasury”) in an amount equal to 35% of the stated interest on any Build America Bonds and 45% of the stated interest on any Build America Bonds further designated as Recovery Zone Economic Development Bonds under Section 1400U-2 of the Code, which Subsidy Payment is provided for in Section 6431 of the Code; and

WHEREAS, the Outstanding Bonds are subject to extraordinary optional redemption at the option of the Municipality, either in whole or in part, prior to stated maturity in the event that the Treasury should cease, or announce its intention to cease, making full payment of the Subsidy Payment; and

WHEREAS, notwithstanding the passage of H.R.8, the American Taxpayer Relief Act of 2012, the possibility of a reduction or cessation in the Subsidy Payment with respect to the Outstanding Bonds still exists, and the Municipality has determined to provide for the refunding of all or a portion of such

Outstanding Bonds (the “Refunded Bonds”), in the event that the Treasury should cease, or announce its intention to cease, making full payment of the Subsidy Payment, in order that the Municipality can achieve a reduction in the debt service associated with the Refunded Bonds by refunding the Refunded Bonds with the proceeds of refunding bonds, authorized by Section 133.34(A)(3) of the Ohio Revised Code, together with other moneys available for that purpose, if any;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the Municipality shall be issued in one or more series, in the aggregate principal sum not to exceed Fifty-Two Million Eight Hundred Five Thousand Dollars (\$52,805,000) (the “Bonds”), or such lesser amount as shall be determined by the Director of Finance and Management or City Auditor and certified to this Council, the proceeds of which Bonds, together with other funds available therefor, will be used for the purpose of refunding all or a portion of the Refunded Bonds and to pay all or a portion of the financing costs associated with such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and inside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same fall due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated “City of Columbus, Ohio Various Purpose Limited Tax Refunding Bonds, Series 2013-2” or as otherwise provided in the Certificate of Award, as hereinafter defined, in order to distinguish one series of bonds from another.

Section 5. The Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Award provided for in Section 10 hereof; shall bear interest payable semi-annually on the dates specified in the Certificate of Award (the “Interest Payment Dates”), until the principal sum is paid; and shall bear interest at the rates, shall mature, shall be subject to mandatory redemption in the amounts and on the dates, and

shall be subject to optional redemption in the years and at the redemption prices, as shall be set forth in the Certificate of Award.

If less than all of the then outstanding Bonds are called for redemption, the Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Bonds is authorized, the Bond Registrar shall select Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Bond so selected will be in the amount of \$5,000 or an integral multiple thereof.

The right of redemption shall be exercised by notice specifying by numbers the Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance, and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that either or both of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 8 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

Section 7. The principal of and premium, if any, and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. Each Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 8 hereof) at the address appearing therein.

Any interest on any Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 7, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 8. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the “Bond Registrar”) for the Bonds. So long as any of the Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the “Bond Register”). Subject to the provisions of Section 7 hereof, the person in whose name any Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid. The City Auditor and the Director of Finance and Management are each hereby authorized to act on behalf of the Trustees of the Sinking Fund in connection with the execution of any of the duties and responsibilities of such Trustees as Bond Registrar.

Any Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Bonds. All Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer or exchange.

If at any time the City Auditor or the Director of Finance and Management determine that it is in the best interests of the Municipality that a bank or other appropriate financial institution experienced in providing the services of authenticating agent, bond registrar, transfer agent and paying agent should serve as Bond Registrar, or co-Bond Registrar in addition to the Bond Registrar, then the Director of Finance and Management or the City Auditor shall, and each is hereby authorized to, execute on behalf of

the Municipality a Bond Registrar Agreement with such entity, pursuant to which such bank or financial institution shall agree to serve as Bond Registrar or co-Bond Registrar for the Bonds. If at any time such bank or financial institution shall be unable or unwilling to serve as Bond Registrar or co-Bond Registrar, or the City Auditor or the Director of Finance and Management, in such officers' discretion, shall determine that it would be in the best interest of the Municipality for such functions to be performed by another party, the Director of Finance and Management or the City Auditor may, and each is hereby authorized and directed to, enter into an agreement with another banking association or other appropriate institution experienced in providing such services, to perform the services required of the Bond Registrar or co-Bond Registrar hereunder. Each such successor Bond Registrar (or co-Bond Registrar) shall promptly advise all bondholders of the change in identity and its address.

Section 9. The Bonds, or any portion thereof, may be initially issued to a Depository for use in a book entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) the Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (ii) the beneficial owners in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in any Bond in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on the Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (a) in the case of interest, on each Interest Payment Date, and (b) in all other cases, upon presentation and surrender of Bonds as provided in this Ordinance.

The Bond Registrar may, with the approval of the City Auditor or the Director of Finance and Management, enter into an agreement with the beneficial owner or registered owner of a Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for the Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor or the Director of Finance and Management of the Municipality is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, a letter agreement among the Municipality, the Bond Registrar and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Bonds to the Depository for use in a book entry system.

If any Depository determines not to continue to act as a depository for the Bonds for use in a book entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the

then Depository, shall permit withdrawal of the Bonds from the Depository, and authenticate and deliver Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

“Book entry form” or “book entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Bonds may be transferred only through a book entry and (ii) physical Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Bonds “immobilized” to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Bonds.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Bonds, and to effect transfers of Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York, and its nominees.

Section 10. The sale and award of the Bonds shall be evidenced by a Certificate of Award (the “Certificate of Award”) signed by the Director of Finance and Management or the City Auditor. The Certificate of Award shall identify the original purchaser of the Bonds (the “Original Purchaser”), the aggregate principal amount of the Bonds to be issued, the dated date of the Bonds, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date, and the Optional Redemption Prices (all as hereinafter defined), and shall set forth and determine such additional terms and other matters pertaining to the Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance, the Certificate of Award, and the Bond Purchase Agreement (as defined hereinbelow).

As used in this Section 10 and Section 5 hereof:

“Earliest Optional Redemption Date” means the date specified in the Certificate of Award as the earliest date on which Bonds may be called for redemption at the option of the Municipality.

“Mandatory Redemption Dates” means the dates to be specified in the Certificate of Award in which such Bonds that are Term Bonds are to be redeemed pursuant to applicable Mandatory Sinking Fund Requirements.

“Mandatory Sinking Fund Requirements” means, as to Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Bonds on each Mandatory Redemption Date, as are to be set forth in the Certificate of Award.

“Optional Redemption Prices,” if any, for the Bonds shall be as set forth in the Certificate of Award.

“Original Purchasers” means such purchaser or purchasers as are identified in the Certificate of Award.

“Principal Retirement Dates” means the dates on which Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Award, provided that the

Principal Retirement Dates shall be such that the final maturity of the Bonds shall not be later than the year of the last maturity permitted by law for the Outstanding Bonds.

“Principal Retirement Schedule” means the schedule for the retirement of the principal of the Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired, which shall be determined in the Certificate of Award.

“Purchase Price” means that amount which is to be determined in the Certificate of Award, but such amount is to be no less than 98% of the aggregate principal amount of the Bonds, together with accrued interest on such Bonds from their date to the date of their delivery and payment therefor.

“Specified Interest Rates” means the interest rate or rates at which the Bonds bear interest, which rates are to be determined in the Certificate of Award, provided the true interest cost of the Bonds shall not exceed five and one half per centum (5.50%) per annum.

“Term Bonds” means those Bonds, as are determined in the Certificate of Award, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

“Term Maturity Dates” means the dates on which Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Award; provided that no such date shall be later than the year of the last maturity permitted by law for the Outstanding Bonds.

The Bonds shall be sold to the Original Purchasers in accordance with the terms of the Bond Purchase Agreement (the “Bond Purchase Agreement”), at the Purchase Price, plus any accrued interest on the principal amount of the Bonds from the date of the Bonds to the date of delivery of and payment therefor (which Bond Purchase Agreement may be combined with the Bond Purchase Agreement for the purchase of other general obligation refunding bonds, all authorized by separate ordinances of this Council). The Bond Purchase Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney. The approval of such Bond Purchase Agreement shall be conclusively evidenced by the execution of the Bond Purchase Agreement by such officers. It is hereby determined that the Purchase Price and the Specified Interest Rates for the Bonds, the manner of sale and the terms of the Bonds, all as provided herein, in the Certificate of Award and in the Bond Purchase Agreement, will be in the best interests of the Municipality and consistent with all legal requirements.

The Director of Finance and Management, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchasers. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of this Ordinance, the Certificate of Award, and the Bond Purchase Agreement. Further, such officers are hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as they in their discretion shall deem necessary or appropriate.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Bonds is hereby authorized (which Official Statement may be the

same offering document used in connection with the sale of other general obligation refunding bonds authorized by separate ordinances of this Council), and the Director of Finance and Management and the City Auditor, or either of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in his official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Bonds, and he is authorized and directed to advise the Original Purchasers in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Bonds as he deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds of the Bonds, including premium, if any, received from the sale of the Bonds, but excluding costs of issuance and any accrued interest, shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Award. Any proceeds not applied to the refunding the Refunded Bonds, including any accrued interest received from the sale of the Bonds, shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal and interest of general obligation Bonds of the Municipality in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

All moneys necessary to carry out the purpose of this Ordinance, including all principal of and interest on the Bonds, are hereby deemed appropriated.

This Council hereby declares that the Bonds are “obligations” within the meaning of Section 323.07(a)(7) of the Columbus City Codes. The Certificate of Award shall identify the annual financial information and operating data that will constitute the “annual information” for purposes of said Section 323.07.

Section 11. The Municipality hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute “private activity Bonds” within the meaning of Section 141 of the Code. The Municipality further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder or (the “Regulations”).

The City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the

Municipality, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Bonds which limits the amount of Bond proceeds which may be invested at an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates, and moneys necessary to make such rebates are hereby appropriated for such purpose. The payment of any rebate arbitrage profits (or penalties in lieu thereof) made to the United States Department of the Treasury shall be authorized and paid from such fund or funds as determined by the City Auditor.

Section 12. The Director of Finance and Management and the City Auditor, and either of them acting alone, are hereby authorized and directed, for and in the name of the Municipality and on its behalf, to give, or cause to be given, such notices as may be required in order to effect the refunding of the Refunded Bonds, including, but not limited to, giving such notices of redemption as may be necessary to redeem the Refunded Bonds the date fixed for their redemption.

Section 13. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Bonds.

Section 14. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 15. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:

<http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations&cboType=B>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.35 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

LOCAL CREDIT: In determining the lowest bid for a contract the local bidder credit will not be applied.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - January 22, 2013 3:00 pm

SA004748 - Roadway Imps.-Warner Rd Ph 1 & Signal

BID NOTICES - PAGE # 1

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 January 22, 2013, at 3:00 P.M. local time, for Roadway Improvements - Albany Crossing TIF - Warner Road Phase 1 & Traffic Signal Installation - Hamilton Road at Warner Road, C.I.P. No. 441100-100000 and 540007-100024.

Hard copy proposals will not be accepted by the City.

Warner Rd Improvements Phase 1 consists of widening Warner Road from about 770 feet from the centerline of Ulry Road to a point located at 3,657 feet east. A 5 foot wide sidewalk along the North side of the road and an 8 foot wide shared use path along the South side of the road will be constructed as part of this project. This project is comprised of 16 ADA curb ramps, 0.69 miles of a 5 foot wide sidewalk, an 8 foot wide shared use path, 1.4 miles of curbing, storm sewers, and landscaping.

Traffic Signal Installation - Hamilton Road at Warner Road will install a traffic signal at the intersection of Hamilton Road at Warner Road. There are 2 ADA curb ramps and about 160 feet of a 5 wide foot sidewalk constructed as part of the signal portion of this project

Other such work 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: January 17, 2013

SA004686 - Bridge Rehab-N Broadway/Kenny & High/Nat

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 January 22, 2013, at 3:00 P.M. local time, for Bridge Rehabilitation - North Broadway West Under Railroad East of Kenny Road & High Street over Railroad North of Nationwide, C.I.P. No. 530301-160003 and CIP NO. 530301-160704.

Hard copy proposals will not be accepted by the City.

The work for which proposals are invited consists of the rehabilitation of the existing structure carrying CSX railroad over W. North Broadway and the rehabilitation of the existing structure on North High Street over the railroad and Convention Center Drive.

The work for the West North Broadway structure consists of: concrete patching, concrete sealing, painting of existing structural steel, and rocker refurbishing.

The work for the North High Street structure consists of: concrete patching, cleaning and painting the structure, replacing joint seals.

Other such work 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: January 17, 2013

BID OPENING DATE - January 23, 2013 3:00 pm

SA004731 - DRWP Filter Building Rehabilitation

BID NOTICES - PAGE # 3

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the City of Columbus, Department of Public Utilities, Division of Power and Water, at 910 Dublin Road, Room 4015 Columbus, Ohio until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road, First Floor Auditorium, thereafter on January 23, 2013 for Dublin Road Water Plant, Treatment Capacity Increase, Filter Building Rehabilitation / I & C Backbone, Contract No. 1009 Part 2, Project No. 690428-100003. The work for which proposals are invited consists of: demolition and reconstruction of existing filters including media, underdrains and troughs; providing a air filter backwash system; miscellaneous interior piping and valve modifications; miscellaneous exterior valve and piping modifications and installations; new SCADA system, including software and hardware, and I & C Backbone for the facility; demolition and reconstruction of the filter building roof; structural improvements to filter building; painting the filter gallery; miscellaneous electrical and mechanical improvements; and associated site work; provision of perimeter security throughout the project; and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

ORIGINAL PUBLISHING DATE: December 12, 2012

SA004743 - STORMWTR Northeast Neighborhood SW Imp

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Paper proposals will be received by the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage, at the office of the Director of Public Utilities, 910 Dublin Road, Fourth Floor, until 3:00 P.M. local time on Wednesday, January 23, 2013, and publicly opened and read in the First Floor Auditorium, at 3:00 pm on Wednesday, January 23, 2013 for the Northeast Neighborhood Stormwater System Improvements, CIP No. 610759. The work for which proposals are invited consists of all labor and materials for the construction of approximately 769 feet of 12-inch storm sewer pipe with type 1 bedding, 1047 feet of 12-inch storm sewer pipe with type 1 bedding including item 912 backfill, 301 feet of storm sewer type four RCP including item 912 backfill. 363 feet of 18-inch storm sewer pipe with type 1 bedding. 35 feet of 42-inch storm sewer type four RCP including item 912 backfill. 10 cubic yards of stone foundation. 477 feet of plain concrete encasement of 12-inch diameter pipe. 30 cubic yards of type b rock channel protection. 35 standard catch basins. 7 type c standard manholes. 1 curb and gutter inlet with mountable frame. 3 standard headwalls. 128 feet of 6-inch underdrains. 890 feet of linear ditch grading; water main construction and tap transfer; manhole and catch basin abandonments or removal; driveway and permanent pavement replacement; maintenance of traffic, and other such work as may be necessary to complete the contract in accordance with the plans (CC-15517) and specifications.

Copies of plans and specifications are available at the Division of Sewerage and Drainage, Sewer Systems Engineering Section, Room No. 1021, 1250 Fairwood Avenue, Columbus, Ohio 43206.

Questions must be submitted by email to Mark D. Timbrook, P.E. at mdtimbrook@columbus.gov and must be received by the close of business on Friday, January 11, 2013. If necessary, an addendum will be issued by Friday, January 18, 2013

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project as outlined in the advertisement for bids. For additional information concerning the bid, including procedures for obtaining a copy of the bid document 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.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Paragraphs in these Contract Documents referencing the City of Columbus, Ohio Construction and Material Specifications (CMS), 2012 edition will become part of the terms and conditions of the contract to be awarded. Hard copies of this document are available for examination or purchase at the Department of Public Service, 109 N. Front St, 3rd Floor, Room 301, Columbus, Ohio 43215 (614) 645-8376, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215, (614) 645-6141. An electronic version of the document can be viewed at <http://publicservice.columbus.gov/DocListing.aspx?id=47645>

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

PREVAILING WAGE RATE

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239. The City recommends the Prime Contractor obtain the completed Prevailing Wage affidavit from all subcontractors upon completion of the sublet portions of work, and prior to providing final payment to subcontractors.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2012 edition, will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance

PRE-BID CONFERENCE

N/A

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 180 calendar days after the date of the Notice to Proceed.

BID CANCELLATION AND REJECTIONS

The Director of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 180 days after the bid opening, and/or advertise for new bids, without liability to the City.

CONTRACT COMPLIANCE REQUIREMENTS

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged.

As part of the proposal, bidders shall identify all subcontractor(s) to whom they propose to subcontract any part of this project on which they are bidding/proposing. All bidders shall include in their bid/proposal, the anticipated cost and scope of work that will be performed by all subcontractor(s), along with their contract compliance number(s).

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

not been updated within 7 business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All contractors and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO for assistance with identifying potential Minority contractors. Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office
109 N. Front Street, 4th Floor
Columbus, Ohio 43215
(614) 645 -4764
MBE/FBE Certification and Contract Compliance
Contact: Tia Roseboro - 614-645-2203
ORIGINAL PUBLISHING DATE: December 25, 2012

SA004739 - DPU WTR RH/E BROAD INTR TANK PAINTING

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Paper proposals will be received by the City of Columbus, Department of Department of Public Utilities, Division of Power & Water, at 910 Dublin Road, Columbus, OH 43215 until 3:00 P.M. local time, and publicly opened and read at 910 Dublin Road, Columbus, OH 43215, at 3:00 P.M. on January 23,2013 for Rome Hilliard East & East Broad North Interior Tank Painting, C.I.P. 690477-100004. The work for which proposals are invited consists of: removing and replacing the interior coating system of Rome Hilliard East 2 million gallon elevated water storage tank and removing and replacing the interior coating on the ceiling of East Broad North 2 million gallon elevated water storage tank and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

Copies of plans and specifications are available at the office of the Water Distribution Design Engineering, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215.

Questions must be received in writing and can be submitted to Cindi Fitzpatrick, 614-645-6802, cdfitzpatrick@columbus.gov. Questions must be received by 3:00 P.M., January 16, 2013.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project as outlined in the advertisement for bids. For additional information concerning the bid, including procedures for obtaining a copy of the bid document 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.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Paragraphs in these Contract Documents referencing the City of Columbus, Ohio Construction and Material Specifications (CMS), 2012 edition will become part of the terms and conditions of the contract to be awarded. Hard copies of this document are available for examination or purchase at the Department of Public Service, 109 N. Front St, 3rd Floor, Room 301, Columbus, Ohio 43215 (614) 645-8376, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215, (614) 645-6141. An electronic version of the document can be viewed at <http://publicservice.columbus.gov/DocListing.aspx?id=47645>

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

PREVAILING WAGE RATE

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239. The City recommends the Prime Contractor obtain the completed Prevailing Wage affidavit from all subcontractors upon completion of the sublet portions of work, and prior to providing final payment to subcontractors.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2012 edition, will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance

PRE-BID CONFERENCE

There will be a mandatory pre-bid conference held for this project. The pre-bid conference will be held on Monday, January 14, 2012 at 1:00 p.m. The Pre-Bid Conference will be held at 910 Dublin Road, Columbus, OH 43215 with the option of visiting the jobsites following the meeting.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 180 calendar days after the date of the Notice to Proceed.

BID CANCELLATION AND REJECTIONS

The Director of the Department of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 180 days after the bid opening, and/or advertise for new bids, without liability to the City.

CONTRACT COMPLIANCE REQUIREMENTS

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged.

As part of the proposal, bidders shall identify all subcontractor(s) to whom they propose to subcontract any part of this project on which they are bidding/proposing. All bidders shall include in their bid/proposal, the anticipated cost and scope of work that will be performed by all subcontractor(s), along with their contract compliance number(s).

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has not been updated within 7 business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All contractors and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO for assistance with identifying potential Minority contractors.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office
109 N. Front Street, 4th Floor
Columbus, Ohio 43215
(614) 645 -4764
MBE/FBE Certification and Contract Compliance
Contact: Tia Roseboro - 614-645-2203
ORIGINAL PUBLISHING DATE: December 19, 2012

SA004742 - SANITARY-CLINTONVILLE LINING CIP 650874

| |
|--|
| <p>THE CITY BULLETIN BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS</p> |
|--|

ADVERTISEMENT FOR BIDS

Paper proposals will be received by the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage, at the office of the Director of Public Utilities, 910 Dublin Road, Fourth Floor until 3:00 P.M. local time, and publicly opened and read at that hour in the First Floor Auditorium on JANUARY 23, 2013 for CLINTONVILLE LINING PROJECT, C.I.P. No. 650874-100000. The work for which proposals are invited consists of: the rehabilitation of approximately 78,400 LF of 8- thru 15-inch sewers utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

Copies of plans and specifications are available at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372.

Questions must be submitted via email to Mike Griffith, mpgriffith@columbus.gov no later than the close of business on Wednesday January 16, 2013.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project as outlined in the advertisement for bids. For additional information concerning the bid, including procedures for obtaining a copy of the bid document 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.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Paragraphs in these Contract Documents referencing the City of Columbus, Ohio Construction and Material Specifications (CMS), 2012 edition will become part of the terms and conditions of the contract to be awarded. Hard copies of this document are available for examination or purchase at the Department of Public Service, 109 N. Front St, 3rd Floor, Room 301, Columbus, Ohio 43215 (614) 645-8376, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215, (614) 645-6141. An electronic version of the document can be viewed at <http://publicservice.columbus.gov/DocListing.aspx?id=47645>

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, in the form of a Proposal Bond or Certified Check, with a surety or sureties licensed to conduct business in the State of Ohio. The amount of the guaranty shall be ten (10) percent of the bid amount or numerically in dollars and cents, including all alternates submitted which increases the amount of the bid. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance.

PREVAILING WAGE RATE

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239. The City recommends the Prime Contractor obtain the completed Prevailing Wage affidavit from all subcontractors upon completion of the sublet portions of work, and prior to providing final payment to subcontractors.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond in the amount of 100 percent of the contract price with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2012 edition, will be required to assure the faithful performance of the work. All bonds signed by an agent must be accompanied by a surety power of attorney, most recent surety financial statement, and current Ohio Department of Insurance Certificate of Compliance

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 270 calendar days after the date of the Notice to Proceed.

BID CANCELLATION AND REJECTIONS

The Director of Public Utilities may cancel the Advertisement for Bids, reject any or all bids, waive technicalities, or hold bids for a period of 180 days after the bid opening, and/or advertise for new bids, without liability to the City.

CONTRACT COMPLIANCE REQUIREMENTS

The City of Columbus encourages the participation of city certified minority and female business enterprises. While participation of and/or partnering with city certified minority and female owned businesses is not a condition of bid award, it is strongly encouraged.

As part of the proposal, bidders shall identify all subcontractor(s) to whom they propose to subcontract any part of this project on which they are bidding/proposing. All bidders shall include in their bid/proposal, the anticipated cost and scope of work that will be performed by all subcontractor(s), along with their contract compliance number(s).

Bidders will be given seven (7) business days after the bid submittal date to update expired contract compliance information for renewal of numbers or to initially apply for a number. If said information has not been updated within 7 business days from the bid submittal date, the bid/proposal will be deemed non-responsive and will no longer be considered.

All contractors and subcontractors who are party to a contract as defined in Columbus City Code 3901.01, must hold valid contract compliance certification numbers before the contract is executed.

This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO for assistance with identifying potential Minority contractors. Information on contract compliance certification is available at <http://eboco.columbus.gov>

Equal Business Opportunity Commission Office
109 N. Front Street, 4th Floor
Columbus, Ohio 43215
(614) 645 -4764

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

MBE/FBE Certification and Contract Compliance
Contact: Tia Roseboro - 614-645-2203
ORIGINAL PUBLISHING DATE: December 22, 2012

SA004767 - Physician Services- Sexual Health Clinic

1.1 Scope: It is the intent of the City of Columbus, Department of Health to obtain formal bids to establish a contract for the provision of physician services for the CPH Sexual Health Clinic, for the period of February 1, 2013 through January 31, 2016.

1.2 Classification: A physician is needed to provide physician coverage and serve as Medical Director for the Sexual Health Clinic. Vendors can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department. Vendors must have a City of Columbus Contract Compliance Number, obtained by registering with Vendor Services: <http://vendorservices.columbus.gov> For questions concerning this RFP please contact Carla Hicks, Administrator for the Clinical Health Division at Columbus Public Health Department, 240 Parsons Avenue, Columbus Ohio, 43215-5331, (614) 645-7159, carlah@columbus.gov.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.
ORIGINAL PUBLISHING DATE: January 17, 2013

BID OPENING DATE - January 24, 2013 11:00 am

SA004750 - TURF AND GOLF COURSE CHEMICALS UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of this bid request to provide the Columbus Municipal Golf Division with a Universal Term Contract for the purchase of fertilizers, herbicides, insecticides, fungicides, growth regulators, and grass seed to care for our courses. The resulting contract will be in effect for a period of 2 years, up to and including May 31, 2015. The Division of Golf estimates it will spend approximately \$180,000 annually on this contract

1.2 Classification: Specifications of various pre-packaged agronomic products are contained herein. Suppliers are required to supply and provide inside delivery to various City of Columbus golf courses for these products. Bidders are required to show experience in providing these types of equipment and service as detailed in these specifications.

1.2.1 Bidder Experience: The golf course chemicals offeror must submit an outline of its experience and work history in these types of material for the past five years.

1.2.2 Bidder References: The golf course chemicals 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 January 14, 2013. 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 January 17, 2013. 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: January 17, 2013

SA004749 - PROTECTIVE FOOTWEAR UTC

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish a UTC contract for specific protective footwear items and a "Catalog" firm offer for sale to supply comfortable, protective footwear and related catalog items for employees of various City agencies up to and including March 31, 2015. The footwear shall be delivered to various City agencies as needed.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option to purchase protective footwear and related catalog items. In addition to providing price quotes for the protective footwear items specifically named, the bidder shall submit its standard published catalog(s) and discounts to the listed prices, if applicable. The city may purchase any item(s) in the catalog and/or price list from the successful bidder. The bidder shall have a retail establishment within the City of Columbus corporation limits or within Franklin County.

ORIGINAL PUBLISHING DATE: January 17, 2013

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - January 29, 2013 11:00 am

SA004758 - R&P Spindler Dog Park

ADVERTISEMENT FOR BIDS

Paper proposals will be received by the City of Columbus, Department of Recreation & Parks, Division of Planning & Design, at 1111 East Broad Street, Columbus, OH 43205 until 11:00 A.M. local time on January 29 2013, and publicly opened and read immediately thereafter for:

Spindler Dog Park

The work for which proposals are invited consists of: concrete, asphalt paving, site furnishings, chainlink fencing, landscaping, earthwork, waterline and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

Copies of plans and specifications will be available on January 14, 2013 at ARC, 1159 Dublin Road, Columbus, OH 43215, upon a non-refundable payment per bid set to ARC. Bidders may contact ARC at (614) 224-5149 or via their website www.e-arc.com for the cost of bid sets.

Questions must be emailed and can be submitted to Michael Hiatt, mjhiatt@columbus.gov. Questions must be received by January 23, 2013.

In order for a Proposal to be considered responsive, the bidder must submit all required information for the project on the proper forms, P-1 through P-51, in a sealed envelope marked Spindler Dog Park.

All materials submitted in response to this advertisement will become part of the awarded contract; will become the property of the City and will not be returned; and will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

ORIGINAL PUBLISHING DATE: January 12, 2013

BID OPENING DATE - January 31, 2013 11:00 am

SA004747 - LIMESTONE AND GRAVEL AGGREGATES UTC

BID NOTICES - PAGE # 15

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1. Scope: It is the intent of this bid proposal to provide, for all agencies of the City of Columbus, a "firm offer for sale" blanket type contract for the option to purchase crushed limestone and gravel aggregates. These materials will be used by various City agencies for numerous construction and repair projects. Materials will be applied by City personnel. The proposed contract will be in effect through April 30, 2015. The City estimates spending \$400,000.00 annually on these materials.

1.2. Classification: The supplier will make available for pick up; Item 304 Aggregate Base, Item 411 Stabilized Crushed Aggregate, and Course Aggregate in sizes #2, #57, #8, #9, and Rock Fill; various Sands (natural, mason and limestone).

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: December 29, 2012

SA004746 - CIRCUIT BREAKERS/PU/DIV OF POWER

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 (Power) to obtain bids to establish a contract that will allow for the purchase of outdoor circuit breakers. The circuit breakers shall be furnished complete with all required accessories and components necessary to provide complete operational units. The circuit breakers are intended for use in a 69kV outdoor substation.

1.2. CLASSIFICATION. The contract resulting from this proposal will provide for the purchase and delivery of 5 (five) 69kV, 1200 AMP, SF6, outdoor substation, three- phase power circuit breakers.

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: December 28, 2012

SA004751 - BUILDING ELECTRICAL PRODUCTS UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of this bid proposal to provide all agencies of the City of Columbus with a "Catalog" firm offer for sale option contract(s) for the purchase of various building type electrical products. The bidder shall submit standard published catalogs and price lists of items offered. The total annual estimated expenditure is four hundred thousand dollars (\$400,000.00). The proposed contract shall be in effect from the date of execution by the City to and including November 30, 2015.

1.2 Classification: The contract(s) resulting from this bid proposal will provide an option for the purchase and delivery of various building type electrical products by any agency of the City from the catalogs listed.

1.2.1 Specification Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 7:00 a.m. (local time) on January 22, 2013. 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 January 24, 2013. See section 3.3 for additional details.

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

ORIGINAL PUBLISHING DATE: January 08, 2013

SA004752 - SEWER & DRAIN/ARTICULATING WHEEL LOADER

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 Sewerage and Drainage, to obtain formal bids to establish a contract for the immediate purchase of one (1) articulating wheel loader with an engine flywheel HP rating not less than 265 hp and a minimum 7 cubic yard roll-out bucket. The wheel loader will be used by the Division of Sewerage and Drainage processing sewage sludge and compost, handling materials with bulk densities ranging from 500 to 1,600 pounds / cubic yard.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of one (1) new and unused VOLVO Model L150G articulating wheel loader, or equal. Loader will have mounted a 7 cubic yard ROCKLAND high dump clearance roll-out bucket or equal. The bucket will be properly sized to fit the proposed loader accounting for equipment width, height, and weight.

1.2.1 Bidder Experience: The Wheel Loader 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: Wheel loader 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 January 16, 2013. 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 January 22, 2013. 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: January 10, 2013

SA004754 - FLEET/UTC FOR TIRES

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 to obtain proposals to establish a UTC contract(s) to supply tires on City vehicles. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder after a purchase order for the listed items is issued up to and including September 30, 2014. All prospective contractors and their tire brands submitted under this bid must be qualified and listed in CATL 1922, or provide a Qualification Certification Form signed by the CATL program Administrator.

1.2 Classification: The bidder shall submit its standard published catalog(s) and/or website which must identify parts with a price list. The contract resulting from this bid proposal will provide for the option to purchase tires for various City vehicles per bid document.

1.2.1 Bidder Experience: The maintenance offeror must submit an outline of its experience and work history in these types of equipment and maintenance for the past five years.

1.2.2 Bidder References: The maintenance offeror shall have documented proven successful contracts in at least four agencies equivalent to the size of the City's current metropolitan service area.

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 January 16, 2013. 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 January 22, 2013. 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: January 10, 2013

SA004757 - FLOW INJECTION ANALYZER

1.1 SCOPE. The Surveillance Laboratory of the Division of Sewerage and Drainage is soliciting bids for the purchase of a flow injection analyzer (FIA) with training.

1.2 CLASSIFICATION. Successful bidder will supply equipment as specified and provide on-site training of up to 5 people over two (2) days. This system must be of equal or greater quality and function to the Lachat Instrument QuickChem 8500 Series 2 FIA+ with 3 channels upgradable to 5 channels and include operating software, installation and training.

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

ORIGINAL PUBLISHING DATE: January 11, 2013

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004756 - US Filter/Envirex Parts UTC

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to enter into contract for the purchase of original equipment manufacturer (OEM) US Filter/Envirex parts. The parts are used by the division's two (2) wastewater treatment plants for repair, rehabilitation and maintenance on various US Filter/Envirex systems and equipment. The City of Columbus estimates spend \$250,000.00 annually on this contract. Bidders are being asked to submit price lists with any applicable price discount on all replacement parts for the equipment listed within the specifications. The contract will be in effect from the date of execution by the City to and including March 31, 2015.

1.2 Classification: Examples of the equipment that parts will be needed are: pressure relief valves, traps, heat exchangers, C&S primary and secondary tanks, multi port sliding valves and skimming concentrators. All parts offered must be OEM components or meet the OEM specification. The City will not consider any item(s) which do not meet the OEM specifications and/or requires the Division of Sewerage and Drainage to make any alterations to existing equipment or processes. Bidders are required to show experience in providing this type of equipment as detailed in these specifications.

1.2.1 Bidder Experience: The US Filter/Envirex Parts offeror must submit an outline of its experience and work history in this type of equipment the past five years.

1.2.2 Bidder References: The US Filter/Envirex Parts offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity, and cost to the requirements of this specification.

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

ORIGINAL PUBLISHING DATE: January 11, 2013

BID OPENING DATE - February 7, 2013 11:00 am

SA004759 - ITT Fabri-Valve Gate Valve

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase and delivery of an ITT Fabri-Valve C67R Bi-directional Knife Gate Valve. The valve will be used at the Southerly Wastewater Treatment Plant for replacement of existing valve at Gate C on Silo #1.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of gate valve as specified. All installation requirements will be performed by the City of Columbus. Potential bidders will be required to show experience in providing this type of equipment.

1.2.1 Bidder Experience: The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

1.2.2 Bidder References: The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 11:00 a.m. (local time) on January 28, 2013. 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 January 31, 2013. See Section 3.2.3 for additional details.

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

ORIGINAL PUBLISHING DATE: January 15, 2013

SA004761 - GEM Electric Utility Vehicles

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Fleet Management Division to obtain formal bids to establish a contract for the purchase and delivery of up to three (3) GEM Electric Utility Vehicles.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and immediate delivery of a minimum of one and up to two (2) GEM eL XD electric Utility Vehicles and one (1) GEM eS Electric Utility Vehicle. Bidders will supply pricing for both one (1) and two (2) GEM eL XD Utility Vehicles. The quantity purchased will depend on bidder pricing and available funding. 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 GEM Electric Utility Vehicles offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The GEM Electric Utility Vehicles 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 January 28, 2013. 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 January 31, 2013. See Section 3.2.4 for additional details.

ORIGINAL PUBLISHING DATE: January 17, 2013

SA004753 - Flygt Mixers and Submersible Sump Pumps

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase and delivery of six (6) Flygt Mixers, Part #4660, model #SR-4660 and two (2) ITT Flygt submersible sump pumps model DS-3068-180. The equipment will be used at the Southerly Wastewater Treatment Plant to replace existing equipment.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase of all materials listed in these specifications and the delivery of these materials. All installation requirements will be handled by City of Columbus personnel.

1.2.1 Bidder Experience: The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

1.2.2 Bidder References: The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 11:00 a.m. (local time) on January 22, 2013. 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 January 25, 2013. See Section 3.2.3 for additional details.

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

ORIGINAL PUBLISHING DATE: January 10, 2013

SA004765 - PLUMBING SUPPLIES UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of this bid proposal to provide all agencies of the City of Columbus with a "Catalog" firm offer for sale option contract(s) for the purchase of various plumbing supplies. The bidder shall submit standard published catalogs and price lists of items offered. The total annual estimated expenditure is two hundred and fifty thousand dollars (\$250,000.00). The proposed contract shall be in effect from the date of execution by the City to and including March 31, 2015.

1.2 Classification: The contract(s) resulting from this bid proposal will provide an option for the purchase and delivery of various plumbing supplies by any agency of the City from the catalogs listed. 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 Plumbing Supplies offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five years.

1.2.2 Bidder References: The Plumbing Supplies 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 January 28, 2013. 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 January 31, 2013. See section 3.2.3 for additional details.

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

ORIGINAL PUBLISHING DATE: January 16, 2013

SA004766 - PURCHASING/OFFICE CHAIRS - 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 office chairs for all City agencies through April 30, 2015. The bidder shall submit its standard published catalog(s) and discounts to the listed prices. The City may purchase office chairs or groups of chairs in the catalog after a purchase order has been issued.

1.2 Classification: The contract(s) resulting from this proposal will provide the City of Columbus with various office seating, including: Executive high back chairs, guest chairs, stacking guest chairs, stacking multi-purpose chairs, managerial task chairs, high-back chairs, task chairs, and task stools.

1.2.1 The successful bidder will provide, deliver and unload office chairs at various City agencies.

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: January 17, 2013

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004762 - S&D/METAL FABRICATION MACHINES

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage, to obtain formal bids for a one (1) time purchase of metal fabrication machines. This equipment will be used at the Jackson Pike Wastewater Treatment Plant Maintenance Building for the modification and/or fabrication of repair parts not otherwise economically available for plant equipment.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of metal fabrication machines to the City of Columbus, Division of Sewerage and Drainage. Upon completion of installation, the successful bidder will provide both operational and mechanical on-site training on this equipment, as well as calibration and testing of same. Bidders are required to show experience in providing this type of equipment and warranty service as detailed in these specifications.

1.2.1 Bidder Experience: The metal fabrication machines offeror must submit an outline of its experience and work history in these types of equipment and warranty service for the past five (5) years.

1.2.2 Bidder References: The metal fabrication machines offeror shall have documented proven successful contracts from at least four (4) 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 Monday, January 28, 2013. 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 Thursday, January 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: January 15, 2013

BID OPENING DATE - February 13, 2013 4:00 pm

SA004760 - CODE ENF - WEED CUTTING/SOLID WASTE RMVL

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

WEED CUTTING & SOLID WASTE REMOVAL SERVICES

Services for weed cutting and/or solid waste removal and when necessary, removal of cut weeds upon privately owned weeded lots or parcels, (inclusive of vacant lots, lots with unoccupied structures, and when appropriate occupied properties) upon assignments. Contractor shall supply all tools and equipment and perform all labor. Type and condition of tools and equipment will be to the satisfaction of the Department of Development and may be subject to inspection. Mowing shall be completed on areas specified by the City to reduce all vegetative growth to a height above grade not to exceed four (4) inches. Any exceptions such as shade trees or other plant material will be declared by the City.

1.1 Scope: It is the intent of the City of Columbus, Department of Development, Code Enforcement Division to obtain formal bids to establish contractual agreements for the purchase of weed abatement services for use within the City of Columbus on various parcels to remove overgrown vegetation and removal of solid waste of varying types from May 1, 2013 through April 30, 2014 or until the awarded funds have been utilized.

1.2 Classification:

A. Bids must be submitted on the approved proposal forms and enclosed in a sealed envelope. The 15 page proposal form must be completed in its entirety and returned in proper page sequence with all required signatures present. Exception-The last page of the proposal-BID PACKET ITEM CHECKLIST may be omitted. The Bid proposal must be submitted in a sealed envelope marked:

"Bids for Weed Cutting and Solid Waste Removal Services" - Solicitation SA-004760
City of Columbus
Department of Development-Code Enforcement Division
Attn: Marty Cahill
757 Carolyn Avenue
Columbus, OH 43224

B. The vendor must exhibit ownership or availability of necessary equipment to be use in weed cutting and solid waste removal services and such equipment may be subject to potential inspection by the City of Columbus.

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. The City of Columbus is not responsible for late mail or other deliveries. It is recommended that all bid packets be hand delivered to the Code Enforcement Division at the Carolyn Avenue address.

ORIGINAL PUBLISHING DATE: January 15, 2013

BID OPENING DATE - February 14, 2013 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA004763 - Hydro-Thermal Heater Diffuser Assembly

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to obtain formal bids to establish a contract for the purchase and delivery of Drop-in Diffuser Assemblies and Associated Parts and Accessories for existing Hydro-Thermal Solaris Heaters. The equipment will be used at the Southerly Wastewater Treatment Plant for repair and maintenance of 10" & 12" steam injectors.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase of all materials listed in these specifications and the delivery of these materials. Installation requirements will be handled by the City of Columbus. Bidders will be required to demonstrate experience in providing this type of equipment.

1.2.1 Bidder Experience: The equipment offeror must submit an outline of its experience and work history in this type of equipment for the past five years.

1.2.2 Bidder References: The equipment offeror shall have documented proven successful contracts from at least four customers that the offeror supports that are similar in scope, complexity and cost to the requirements of this specification.

1.2.3 Specification Questions: Questions regarding this bid must be sent in writing via email to vendorservices@columbus.gov no later than 11:00 a.m. (local time) on February 4, 2013. 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 February 7, 2013. See Section 3.2.3 for additional details.

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

ORIGINAL PUBLISHING DATE: January 17, 2013

SA004764 - JANITORIAL SUPPLIES - UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 janitorial supplies for all City agencies through March 31, 2015. The bidder shall submit its standard published catalog(s) and discounts to the listed prices. The City may purchase items or groups of like items in the catalog after a purchase order has been issued.

1.2 Classification: The contracts resulting from this bid proposal will provide for the option to purchase janitorial supplies in the catalogs offered by the bidder at a percentage off catalog pricing. As part of an effort to purchase environmentally preferable products (EPPs), the contract (s) will include environmentally preferable janitorial cleaning products which, through meeting specific standards, represent a lesser impact to public health and the environment than competing products and which perform at or beyond the standards established.

1.2.1 The successful bidder will provide, deliver and unload quantities of janitorial supplies at various City agencies.

1.3 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 Friday, January 25, 2013. 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 Wednesday, January 30, 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: January 17, 2013

BID OPENING DATE - February 25, 2013 4:00 pm

SA004705 - Wastewater T.P. Biogas Utilization

The City is interested in a sales agreement contract for the sale of WWTP biogas, and this RFP is requesting proposals potentially covering a large spectrum of projects which could range from 1) purchase of the raw biogas at the fence line, at one end of the spectrum, to 2) cleaning the raw biogas to produce clean biomethane for injection into a natural gas pipeline, at the other end of the spectrum, or 3) any other beneficial proposed projects in between, including proposals combining City biogas with other area biogas sources. The City would also consider proposals including cogeneration of electricity and/or waste heat [utilization by the City].

ORIGINAL PUBLISHING DATE: November 21, 2012

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: PN0003-2013

Drafting Date: 12/21/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Public Hearing

Contact Name: Lori Baudro

Contact Telephone Number: (614) 645-6986

Contact Email Address: lsbaudro@columbus.gov

Case #BC-26-12 December 20, 2012

Notice is hereby given pursuant to Ohio Revised Code §503.04, of a hearing on the petition of the city of Columbus, Ohio for an order changing the boundaries of Plain Township, Franklin County, Ohio to conform with territory annexed to the city of Columbus.

The petition requests territory currently within Plain Township, Franklin County, Ohio be placed within the limits of Montgomery Township.

The petition was filed on authority of city of Columbus Ordinance No. 1864-2012.

The hearing will take place:

Tuesday, January 29, 2013 at 9:00a.m.
Franklin County Commissioners Hearing Room
373 South High Street, 26th Floor
Columbus Ohio

Legislation Number: PN0004-2013

Drafting Date: 12/21/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title:

NOTICE OF REGULAR COLUMBUS RECREATION AND PARKS COMMISSION MEETINGS
2013

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 9, 2013 - 1111 East Broad Street, 43205
Wednesday, February 13, 2013 - 1111 East Broad Street, 43205
Wednesday, March 13, 2013 - 1111 East Broad Street, 43205
Wednesday, April 10, 2013 - 1111 East Broad Street, 43205
Wednesday, May 8, 2013 - 1111 East Broad Street, 43205
Wednesday, June 12, 2013 - 1111 East Broad Street, 43205
Wednesday, July 10, 2013 - 1111 East Broad Street, 43205
August Recess - No meeting
Wednesday, September 11, 2013 - 1111 East Broad Street, 43205
Wednesday, October 9, 2013 - 1111 East Broad Street, 43205
Wednesday, November 13, 2013 - 1111 East Broad Street, 43205
Wednesday, December 11, 2013 - 1111 East Broad Street, 43205*

In the event no proper business exists the meeting may be cancelled without further notice. For more information you may contact the Columbus Recreation and Parks Department, 1111 East Broad Street, Suite 200, Columbus, Ohio 43205 (Telephone: 614-645-3319).

**Alan D. McKnight, Executive Director
Columbus Recreation and Parks Department**

Legislation Number: PN0014-2013

Drafting Date: 1/8/2013

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Italian Village Commission 2013 Meeting Schedule

Contact Name: Connie Torbeck

Contact Telephone Number: 614-645-0664

Contact Email Address: cltorbec@columbus.gov

The Italian Village Commission has its Regular Meeting the 3rd Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-0664 or by e-mail to cltorbeck@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

| Application Deadline | Business Meeting Date | Regular Meeting Date |
|----------------------|--------------------------------------|-------------------------------------|
| | (1st fl. Conf. Rm, 109 N. Front St.) | (Training Center, 109 N. Front St.) |
| | 12:00pm | 6:15pm |
| December 4, 2012 | December 11, 2012 | December 18, 2012 |
| January 2, 2013 | January 8, 2013 | January 15, 2013 |
| February 5, 2013 | February 12, 2013 | February 19, 2013 |
| March 5, 2013 | March 12, 2013 | March 19, 2013 |
| April 2, 2013 | April 9, 2013 | April 16, 2013 |
| May 7, 2013 | May 14, 2013 | May 21, 2013 |
| June 4, 2013 | June 11, 2013 | June 18, 2013 |
| July 2, 2013 | July 9, 2013 | July 16, 2013 |
| August 6, 2013 | August 13, 2013 | August 20, 2013 |
| September 3, 2013 | September 10, 2013 | September 17, 2013 |
| October 1, 2013 | October 8, 2013 | October 15, 2013 |
| November 5, 2013 | November 12, 2013 | November 19, 2013 |
| December 3, 2013 | December 10, 2013 | December 17, 2013 |
| January 7, 2014 | January 14, 2014 | January 21, 2014 |
| February 4, 2014 | February 11, 2014 | February 18, 2014 |

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: PN0015-2013

Drafting Date: 1/8/2013

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Historic Resource Commission 2013 Meeting Schedule
Contact Name: Connie Torbeck
Contact Telephone Number: 614-645-0664
Contact Email Address: cltorbeck@columbus.gov

The Historic Resource Commission has its Regular Meeting the 3rd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-0664 or by e-mail to cltorbeck@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least

forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please 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 6, 2012 | December 13, 2012 | December 20, 2012 |
| January 3, 2013 | January 10, 2013 | January 17, 2013 |
| February 7, 2013 | February 14, 2012 | February 21, 2013 |
| March 7, 2013 | March 14, 2013 | March 21, 2013 |
| April 4, 2013 | April 11, 2013 | April 18, 2013 |
| May 2, 2013 | May 9, 2013 | May 16, 2013 |
| June 6, 2013 | June 13, 2013 | June 20, 2013 |
| July 3, 2013 | July 11, 2013 | July 18, 2013 |
| August 1, 2013 | August 8, 2013 | August 15, 2013 |
| September 5, 2013 | September 12, 2013 | September 19, 2013 |
| October 3, 2013 | October 10, 2013 | October 17, 2013 |
| November 7, 2013 | November 14, 2013 | November 21, 2013 |
| December 5, 2013 | December 12, 2013 | December 19, 2013 |
| January 2, 2014 | January 9, 2014 | January 16, 2014 |

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: PN0016-2013

Drafting Date: 1/8/2013

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 645-8621 or by e-mail to rblack@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time.

To schedule, please call 645-8036.

Business Meeting Dates
(1st fl. Conf. Rm, 109 N. Front St.)
12:00pm

November 28, 2012
January 30, 2013
March 27, 2013
May 29, 2013
July 31, 2013
September 25, 2013
November 27, 2013
January 29, 2014

Legislation Number: PN0017-2013

Drafting Date: 1/8/2013

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Downtown Commission 2013 Meeting Schedule

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Downtown Commission 2013 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 14, 2013 | January 22, 2013 |
| April 11, 2013 | February 26, 2013 |
| June 13, 2013 | March 26, 2013 |
| August 8, 2013 | April 23, 2013 |
| October 10, 2013 | May 28, 2013 |
| December 12, 2013 | June 25, 2013 |
| | July 23, 2013 |
| | August 27, 2013 |
| | September 24, 2013 |
| | October 22, 2013 |
| | November 19, 2013 |
| | December 17, 2013 |

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: PN0021-2013

Drafting Date: 1/9/2013

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Columbus Board of Zoning Adjustment January 22, 2013 Agenda

Contact Name: David Reiss

Contact Telephone Number: 645-7973

Contact Email Address: djreiss@columbus.gov

AGENDA

BOARD OF ZONING ADJUSTMENT

CITY OF COLUMBUS, OHIO

JANUARY 22, 2013

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, JANUARY 22, 2013 at 6:00 P.M.** in the First Floor Hearing Room of the Department of Building & Zoning Services, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Department of Building & Zoning Services, 757 Carolyn Avenue, 645-4522.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter will be made available for anyone in need of this service. To request an interpreter, please contact the City of Columbus, Department of Building & Zoning Services at 645-4522 at least four (4) hours before the scheduled meeting time.

1. Application No.: 12310-00660

Location: 445 COMMERCE SQUARE (43228), located on the northwest side of Commerce Square, approximately 600 ft. north of Sullivant Ave.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: M, Manufacturing District

Request: Special Permit to Section:
3389.07, Impound lot, junk yard or salvage yard.

To grant a special permit to operate a junk yard and auto salvage operation.

Proposal: To establish a junk yard and salvage operation.

Applicant(s): Fernando N. Arteta; 5491 Tammeron Ct.; Galloway, Ohio 43119

Property Owner(s): Fernando N. Arteta & Gladis Y. Avila; 5491 Tammeron Ct.; Galloway, Ohio 43119

Case Planner: Dave Reiss, 645-7973

E-mail: DJReiss@Columbus.gov

2. Application No.: 12310-00687

Location: 213 EAST BECK STREET (43206), located

Area Comm./Civic: German Village Commission

Existing Zoning: R-2F, Residential District

Request: Variance(s) to Section(s):

3332.18, Basis of Computing Area.

To increase lot coverage from 50% to 55%

3332.28(A), Side Yard Obstruction

To allow an air conditioning unit in the side yard.

Proposal: To construct an addition to an existing dwelling.

Applicant(s): William Hugus Architects, Ltd.

Property Owner(s): Vijay Lyer & Jeffrey A. Smith; 213 East Beck Street; Columbus, Ohio 43206

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

3. Application No.: 12310-00688

Location: 630 MOHAWK (43206), located on the east side of Mohawk, approximately 207 feet north of Sycamore Street.

Area Comm./Civic: German Village Commission

Existing Zoning: R-2F, Residential District

Request: Variance(s) to Section(s):

3332.26(E), Minimum side yard permitted.

To reduce the minimum side yard from 3 feet to 1 foot.

3332.38(H), Private garage.

To allow habitable space above a garage.

Proposal: To construct a garage with habitable space above.

Applicant(s): Bill Hugus, Architect; 750 Mohawk Street; Columbus, Ohio 43206

Property Owner(s): Honros Family Real Estate, LLC; 14001 State Route 56 SE; Mount Sterling, Ohio
43143

Case Planner: Dana Hitt, 645-2395

E-mail: DAHitt@Columbus.gov

4. Application No.: 12310-00691

Location: 601 NORTH HIGH STREET (43215), located at the northwest corner of Poplar Street and North High Street

Area Comm./Civic: Victorian Village Commission

Existing Zoning: C-4, Commercial District

Request: Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of required automobile parking spaces from 64 to 0.

Proposal: To legitimize an existing mixed use development.

Applicant(s): Plaza Properties, c/o Jackson B. Reynolds; 37 West Broad Street; Columbus, Ohio 43215

Property Owner(s): Yukon Plaza, Ltd.; 3016 Maryland Avenue; Columbus, Ohio 43209

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

5. Application No.: 12310-00693

Location: 40 STEWART AVENUE (43206), located at the northwest corner of City Park Ave. & Stewart

Ave.

Area Comm./Civic: German Village Commission

Existing Zoning: R-2F, Residential District

Request: Variances to Sections:

3312.49, Minimum numbers of parking spaces required.

To reduce the required number of additional parking spaces from 50 to 0. (0 existing on-site parking spaces.)

3332.27, Rear yard.

To reduce the minimum rear yard from 25% of the total lot area to 18.6% of the total lot area.

Proposal: To rehabilitate an existing elementary school and re-configure the property.

Applicant(s): Charissa W. Durst; c/o Hardlines Design Company; 4608 Indianola Ave.; Columbus, Ohio

43214

Property Owner(s): Columbus City School District; 270 E. State St.; Columbus, Ohio 43215

Case Planner: Dave Reiss, 645-7973

E-mail: DJReiss@Columbus.gov

6. Application No.: 12310-00694

Location: 955 WEST FIFTH AVENUE (43212), located on the southeast corner of 5th Avenue and Norton Avenue

Area Comm./Civic: 5th by Northwest Area Commission

Existing Zoning: M, Manufacturing District

Request: Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of required automobile parking spaces from 102 to 87.

Proposal: A change of use from retail to residential and a patio addition.

Applicant(s): Gray B. Gitlitz, Esq.; 5003 Horizons Drive, Suite 200; Columbus, Ohio 43220

Property Owner(s): Fifth Avenue Design Center, c/o Simon Saberi; 4844 Adele Court; Woodland Hills, California 91364

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

7. Application No.: 12310-00696

Location: 1578 PARSONS AVENUE (43207), located at the southeast corner of Markison & Parsons Aves.

Area Comm./Civic: South Side Area Commission

Existing Zoning: C-4, Commercial District

Request: Variances to Sections:

3372.604, Setback requirements.

To allow parking on the side of a building served by an alley.

3372.605, Building design standards.

To construct a building that is less than 60% of the width of the primary frontage (48.1%) and to not provide 60% of the building elevation along the primary building frontage with clear, untinted window glass between 2 ft. and 10 ft. above the nearest sidewalk and along the secondary frontage for 10 ft.

Proposal: To construct a new retail store.

Applicant(s): Timothy Stewart; c/o Hurley & Stewart; 2800 S. 11th St.; Kalamazoo, Michigan 49009

Property Owner(s): Morey Rotfus; c/o Modern Development Corporation; 5979 Ulry Rd.; Westerville, Ohio 43081

Case Planner: Dave Reiss, 645-7973

E-mail: DJReiss@Columbus.gov

8. Application No.: 12310-00699

Location: 2283 NORTH HIGH STREET (43201), located on the west side of N. High St., approximately 50 ft. south of Oakland Ave.

Area Comm./Civic: University Area Commission

Existing Zoning: C-4, Commercial District

Request: Variances to Sections:

3312.29, Parking space.

To reduce the minimum dimensions of parking spaces from 9 ft. by 18 ft. to as little as 8 ft. 4 in. in width and approximately 13 ft. in depth.

3312.25, Maneuvering.

To not provide sufficient maneuvering (20 ft.) to access parking spaces from an aisle and to allow maneuvering to partially extended parking spaces numbered 8 -14 through the parking space so designated.

3312.49, Minimum numbers of parking spaces.

To reduce the required number of additional parking spaces from 3 to 0. (There are 14 sub-standard parking spaces provided.)

3312.09, Aisle.

To reduce the minimum aisle width from 17 ft. to 14 ft. (3 ft.).

Proposal: To obtain zoning clearance for an existing outdoor patio for a restaurant.

Applicant(s): Mark Ours; c/o ON Architects, L.L.C.; 170 Thurman Ave.; Columbus, Ohio 43206

Property Owner(s): Eventide, Inc.; Attn.: Susan Martin; 135 Waters Mill Circle; Alpharetta, Georgia 30022

Case Planner: Dave Reiss, 645-7973

E-mail: DJReiss@Columbus.gov

9. Application No.: 12310-00702

Location: 3581 CYPRESS CREEK DRIVE (43228), located at the southwest corner of Bigby Hollow St. & Cypress Creek Dr.

Area Comm./Civic: None

Existing Zoning: SR, Suburban Residential District

Request: Variance to Section:

3321.05, Vision clearance.

To construct a privacy fence greater than 2-1/2 ft. in height at a 10 ft. setback from the right-of-way.

Proposal: To construct a 6 ft. tall privacy fence within the required 25 ft. vision clearance setback.

Applicant(s): Kyle L. & Sarah L. Feldman; 3581 Cypress Creek Dr.; Columbus, Ohio 43228

Property Owner(s): Same as applicant.

Case Planner: Dave Reiss, 645-7973

E-mail: DJReiss@Columbus.gov

10. Application No.: 12310-00705

Location: 1815 STELZER ROAD (43219), located on the west side of Stelzer Road, approximately 356 feet north of Ole Country Lane.

Area Comm./Civic: Northeast Area Commission

Existing Zoning: R, Rural Residential District

Request: Variance(s) to Section(s):

3332.38(F), Private garage.

To increase the allowable size devoted to garage/carport from 720 sq.ft. to 998 sq.ft.

Proposal: To construct a carport in addition to an existing garage

Applicant(s): James F. and Sandra B. Holland; 1815 Stelzer Road; Columbus, Ohio 43219

Property Owner(s): Applicant

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

11. Application No.: 12310-00710

Location: 730 SOUTH HIGH STREET (43206), located at the northeast corner of South High Street and East Frankfort Street.

Area Comm./Civic: Brewery District Commission

Existing Zoning: R-2F, Residential District

Request: Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of additional automobile parking spaces from 4 to 0 and bicycle parking spaces from 2 to 0.

Proposal: A change of use from retail to restaurant.

Applicant(s): Thomas Dustin Kotchou; 602 South 9th Street; Columbus, Ohio 43206

Property Owner(s): Randy Walker; 5602 Riverside Drive; Dublin, Ohio 43017

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

HOLDOVER CASES:

12. Application No.: 12310-00609

Location: 655 CITY PARK AVENUE (43206), located at the northwest corner of City Park Avenue and Sycamore Street.

Area Comm./Civic: German Village Commission

Existing Zoning: R-2F, Residential District

Request: Variance(s) to Section(s):

3332.18(D), Basis of computing area.

To increase lot coverage from 50% to 59%.

3332.27, Rear yard.

To reduce the rear yard from 25% to 22%.

3332.25, Maximum side yards required.

To reduce the side yard from 20% to 12%.

Proposal: To construct an addition to an existing dwelling.

Applicant(s): Matt Mulcher, Nicholson Builders; 768 Busch Court; Columbus, Ohio 43229

Property Owner(s): Ric & Marina Dillon; 655 City Park Avenue; Columbus, Ohio 43206

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

13. Application No.: 12310-00611

Location: 8740 SANCUS BLVD. (43240), located on the east side of Sancus Blvd., approximately 200' south of Polaris Parkway.

Area Comm./Civic: Far North Columbus Community Coalition

Existing Zoning: LC-4, Commercial District

Request: Variance(s) to Section(s):

3312.49, Minimum numbers of parking spaces required.

To reduce the minimum number of parking spaces from 151 to 120.

3312.53, Minimum number of loading spaces required.

To reduce the minimum number of loading spaces required from 1 to 0.

Proposal: To raze an existing restaurant and redevelop the site with two restaurants and a retail space.

Applicant(s): Kevin Gaskey; 12750 Merit Drive, Ste. 1000; Dallas, Texas 75251

Property Owner(s): DDR-PTC Out Parcel, LLC; 3300 Enterprise Parkway; Beachwood, Ohio 44122

Case Planner: Jamie Freise, 645-6350

E-mail: JFFreise@Columbus.gov

Legislation Number: PN0022-2013

Drafting Date: 1/9/2013

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Columbus Board of Zoning Adjustment January 22, 2013 Appeals Agenda

Contact Name: David Reiss

Contact Telephone Number: 645-7973

Contact Email Address: djreiss@columbus.gov

**APPEALS AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS
JANUARY 22, 2013**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, JANUARY 22, 2013 at 6:00 P.M.** in the First Floor Hearing Room of the Building & Zoning Services Department Offices, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Code enforcement Officer listed on the agenda item(s).

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter to "Sign" this meeting will be made available for anyone with a need for this service, provided the Building & Zoning Services Department is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

1. 12312-00703
2230 HOMEWOOD AVENUE
Hilltop Area Commission
R-4, Residential

To Appeal Zoning Code Violation Order No. 12470-04655 issued on 10/25/2012 for:

- 1, 3312.35, Prohibited parking.

City Staff: Tierra Palmer

City Staff Phone: 645-2037

Appellant: Mary A. Thornton, 2230 Homewood Ave., Columbus, Ohio 43223

Owner: Same as appellant

2. 12312-00717
1835 FAIRWOOD AVENUE
Columbus Southside Area Commission
R-2, Residential

To Appeal Zoning Code Violation Order No. 12470-04614 issued on 10/24/2012 for:

- 1, 3312.35, Prohibited parking.
- 2, 3305.01, Certificate of Zoning Clearance
- 3, 3332.27, Home Occupation

City Staff: Paola Turner

City Staff Phone: 645-0152

Appellant: Kenneth Weatherspoon, 1835 Fairwood Ave., Columbus, Ohio 43207

Owner: Same as appellant

Legislation Number: PN0030-2013

Drafting Date: 1/15/2013

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Downtown Commission Code and Guidelines Working Sessions

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Downtown Commission Code and Guidelines Working Sessions

The Downtown Commission will be conducting special meetings to review and discuss revisions to the Downtown District code (Chapter 3359 in the Zoning Ordinance) on the following dates and location:

January 24, 2013 8:30am --109 North Front Street, 1st Floor Conference Room

February 7, 2013 8:30am --109 North Front Street, 1st Floor Conference Room

Legislation Number: PN0031-2013

Drafting Date: 1/15/2013

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Columbus Art Commission Special Meeting

Contact Name: Lori Baudro

Contact Telephone Number: (614) 645-6986

Contact Email Address: lsbaudro@columbus.gov

The Columbus Art Commission will be holding a Special Policy Meeting on Wednesday, January 23, 2013, starting at 5:00pm. Location is 109 N. Front Street, Training Center (ground floor).

Legislation Number: PN0035-2013

Drafting Date: 1/16/2013

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: City Council Zoning Agenda for 1/28/2013

Contact Name: Geoffrey Starks

Contact Telephone Number: 614-645-7293

Contact Email Address: gjstarks@columbus.gov

**REGULAR MEETING NO. 4
CITY COUNCIL (ZONING)
JANUARY 28, 2013
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

0094-2013

To grant a Variance from the provisions of Section 3363.01, M, Manufacturing District, of the Columbus City Codes, for the property located at 1220 WILLIAMS ROAD (43207), to permit an existing single-unit dwelling in the M, Manufacturing District (Council Variance # CV12-045).

0101-2013

To amend Ordinance #0713-2010, passed May 24, 2010 (Z10-004), for property located at 50 CARDINAL PARK DRIVE (43213), thereby amending the Commercial Planned Development plan and text in Section 3 as it pertains to total unit and parking space counts (Z10-004A).

0125-2013

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential district; 3312.49 Minimum numbers of parking spaces required; 3332.05, Area district lot width requirements; 3332.21(F), Building lines; 3332.25, Maximum side yard permitted; and 3332.26, Minimum side yard permitted; of the Columbus City Codes; for the property located at 172 THURMAN AVENUE (43206), to permit a general office and a single-unit dwelling on the same lot, with reduced development standards in the R-2F, Residential District

(Council Variance # CV12-054).

Legislation Number: PN0036-2013

Drafting Date: 1/16/2013

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Livingston Avenue Area Commission By Law Revision

Contact Name: Michael J. Puckett

Contact Telephone Number: (614) 645-3219

Contact Email Address: MJPuckett@Columbus.gov

See Attachment

Legislation Number: PN0037-2013

Drafting Date: 1/17/2013

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Public Safety & Judiciary Committee Meeting

Contact Name: Annie Marsico

Contact Telephone Number: (614) 645-5344

Contact Email Address: AEMarsico@columbus.gov

Columbus City Councilmember Michelle M. Mills, chair of the Public Safety & Judiciary Committee, will hold a public meeting to discuss proposed changes to the City's vehicle for hire code: Chapters 585, 587, 589, 591 and 594. The purpose of the hearing is to solicit public comment and listen to citizens' input about the vehicle for hire industry which includes taxicabs, livery vehicles and horse drawn carriages. The meeting will also outline some of the proposed changes that will seek to modernize the vehicle for hire code and reflect industry standards and best practices.

Date: Wednesday, January 30, 2013

Time: 5:00

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

Public testimony will be accepted. General rules of speaking before Council apply. Anyone wishing to address City Council on this matter must fill out a speaker slip before 5:30 pm on the day of the hearing. The meeting will broadcast live on CTV, Columbus' cable access channel 3.

Legislation Number: PN0060-2005

Drafting Date: 2/23/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Roger Cloern

Contact Telephone Number: 654-6444

Contact Email Address: rogerc@columbus.gov

"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

www.publichealth.columbus.gov

Legislation Number: PN0303-2012

Drafting Date: 10/11/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: 2013 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 2013 are scheduled as follows:

Monday, February 11, 2013

Monday, May 13, 2013

Monday, September 23, 2013

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.

Legislation Number: PN0332-2012

Drafting Date: 11/16/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Schedule for Proposed 2013 Budget

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: cgwilliams@columbus.gov

Friday, November 16, 2012

Budget ordinances filed with City Clerk's office

Monday, November 19, 2012

Mayor's budget ordinances appear on council agenda (tabled indefinitely pending public hearings)

Tuesday, November 20, 2012 - 5:30

Budget Briefing - Presentations by Auditor Hugh J. Dorrian & Mayor's Administration*

Saturday, November 24, 2012

Mayor's proposed budget ordinances appear in the City Bulletin for the first time (Public Notice Section)

Thursday, November 29, 2012 - 5:00PM

Recreation and Parks and Development Committee Budget Briefings

Saturday, December 1, 2012

Mayor's proposed budget ordinances appear in the City Bulletin for the second time (Public Notice Section)

Tuesday, December 4, 2012 - 5:00 PM*

Finance and Management & Health and Human Services Committee Budget Briefings

Wednesday, December 5, 2012 - 5:00PM*

Public Service and Transportation Committee Budget Briefing

Tuesday, December 11, 2012 - 5:00 PM*

Administration Committee

Wednesday, December 12, 2012 - 5:00 PM*

Safety and Judiciary Budget Briefings

Thursday, December 13, 2012 - 5:30 PM*

Technology, Small Business Development, and Zoning

Tuesday, December 18, 2012 - 5:00 PM*

Budget Hearing - Public Comment

(Speaker slips will be accepted until 6:30 PM and meeting will last until last speaker testifies)

Monday, January 7, 2013

Council Budget Amendment Request Deadline

Thursday, January 17, 2013 - 5:30 PM*

Budget Amendment Public Hearing

Monday, January 28, 2013

Council Meeting - budget ordinance on the agenda for 2nd reading, removed from the table, to be amended and tabled to **February 4, 2013.**

Wednesday, January 23, 2013

Electronic notice of amended budget ordinance

Saturday, January 26, 2013

Publication of ordinances as amended in Public Notice Section of City Bulletin

Monday, February 4, 2013

Council Meeting - anticipated passage date of budget ordinances as amended

Saturday, February 9, 2013

Ordinances published in the City Bulletin (ordinance section) as amended (must be published within 20 days of passage per City Charter)

**All dates are subject to change*

Legislation Number: PN0351-2012

Drafting Date: 12/7/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: 2013 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 2013 are scheduled as follows:

February 25, 2013

May 13, 2013

September 9, 2013

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.

Legislation Number: PN0356-2012

Drafting Date: 12/14/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: Columbus Art Commission 2013 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 | Hearing Dates |
|----------------------|--|--|
| | Kings Art Complex 867 Mt. Vernon Ave.* 8:30am to 10:00am | City of Columbus 109 N. Front St., Training Center* 6:00pm |
| January 5, 2013 | January 9, 2013 | January 24, 2013 |
| February 1, 2013 | February 6, 2013 | February 28, 2013 |
| March 8, 2013 | March 13, 2013 | March 28, 2013 |
| April 5, 2013 | April 10, 2013 | April 25, 2013 |
| May 3, 2013 | May 8, 2013 | May 23, 2013 |
| June 7, 2013 | June 12, 2013 | June 27, 2013 |
| July 5, 2013 | July 10, 2013 | July 25, 2013 |
| No Hearing Scheduled | August 14, 2013 | No Hearing Scheduled |
| September 6, 2013 | September 11, 2013 | September 26, 2013 |
| October 4, 2013 | October 9, 2013 | October 24, 2013 |
| November 8, 2013 | November 13, 2013 | November 21, 2013 |
| December 6, 2013 | December 11, 2013 | December 26, 2013 |

*Meeting locations subject to change; contact staff to confirm

Legislation Number: PN0358-2012

Drafting Date: 12/14/2012

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Notice/Advertisement Title: University Area Review Board 2013 Meeting Schedule

Contact Name: Daniel Ferdelman, AIA

Contact Telephone Number: 614-645-6096 Fax: 614-645-1483

Contact Email Address: dbferdelman@columbus.gov

Body: University Area Review Board 2013 Meetings

| Date of Submittal | Date of Meeting 1423 North High Street Northside Branch Library 6:30pm |
|--------------------|---|
| January 10, 2013 | January 24, 2013 |
| February 14, 2013 | February 28, 2013 |
| March 14, 2013 | March 28, 2013 |
| April 11, 2013 | April 25, 2013 |
| May 9, 2013 | May 23, 2013 |
| June 13, 2013 | June 27, 2013 |
| July 11, 2013 | July 25, 2012 |
| August 8, 2013 | August 22, 2013 |
| September 12, 2013 | September 26, 2013 |
| October 10, 2013 | October 24, 2013 |
| November 7, 2013 | November 21, 2013 |
| December 5, 2013 | December 19, 2013 |

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: PN0359-2012

Drafting Date: 12/14/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Victorian Village Commission 2013 Meeting Schedule

Contact Name: James Goodman

Contact Telephone Number: (614) 645-7920

Contact Email Address: jagoodman@columbus.gov

The Victorian Village Commission has its Regular Meeting the 2nd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-7920 or by e-mail to jagoodman@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please 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 |
|----------------------|---|---|
| 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 |

| | | |
|--------------------|-------------------|--------------------|
| February 28, 2013 | March 7, 2013 | March 14, 2013 |
| March 28, 2013 | April 4, 2013 | April 11, 2013 |
| April 25, 2013 | May 2, 2013 | May 9, 2013 |
| May 30, 2013 | June 6, 2013 | June 13, 2013 |
| June 27, 2013 | July 2, 2013 | July 11, 2013 |
| July 25, 2013 | August 1, 2013 | August 8, 2013 |
| August 29, 2013 | September 5, 2013 | September 12, 2013 |
| September 26, 2013 | October 3, 2013 | October 10, 2013 |
| October 31, 2013 | November 7, 2013 | November 14, 2013 |
| November 27, 2013 | December 5, 2013 | December 12, 2013 |
| December 26, 2013 | January 2, 2014 | January 9, 2014 |

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: PN0360-2012

Drafting Date: 12/14/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Downtown Commission 2013 Meeting Schedule

Contact Name: Daniel Thomas

Contact Telephone Number: 614-645-8404

Contact Email Address: djthomas@columbus.gov

Downtown Commission 2013 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 14, 2013 | January 22, 2013 February 26, 2013 March 26, 2013 April 23, 2013 May 28, 2013 June 25, 2013 July 23, 2013 August 27, 2013 September 24, 2013 |
| April 11, 2013 | |
| June 13, 2013 | |
| August 8, 2013 | |

October 10, 2013
December 12, 2013

October 22, 2013
November 19, 2013
December 17, 2013

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: PN0361-2012

Drafting Date: 12/14/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: German Village Commission 2013 Meeting Schedule

Contact Name: Cristin Moody

Contact Telephone Number: (614) 645-8040

Contact Email Address: camoody@columbus.gov

The German Village Commission has its Regular Meeting the 1st Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8040 or by e-mail to camoody@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036.

| Application Deadline | Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm | Regular Meeting Date German Village Meeting Haus (588 S Third St.) 4:00pm |
|----------------------|---|---|
| December 18, 2012 | December 20, 2012 | January 8, 2013 |
| January 22, 2013 | January 29, 2013 | February 5, 2013 |
| February 19, 2013 | February 26, 2013 | March 5, 2013 |
| March 19, 2013 | March 26, 2013 | April 2, 2013 |
| April 23, 2013 | April 30, 2013 | May 7, 2013 |
| May 21, 2013 | May 28, 2013 | June 4, 2013 |
| June 18, 2013 | June 25, 2013 | July 2, 2013 |
| July 23, 2013 | July 30, 2013 | August 6, 2013 |
| August 20, 2013 | August 27, 2013 | September 10, 2013 |
| September 17, 2013 | September 24, 2013 | October 1, 2013 |
| October 22, 2013 | October 29, 2013 | November 12, 2013 |
| November 19, 2013 | November 26, 2013 | December 3, 2013 |
| December 23, 2013 | December 30, 2013 | January 7, 2013 |
| January 21, 2014 | January 28, 2014 | February 4, 2014 |

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: PN0362-2012

Drafting Date: 12/14/2012

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Notice/Advertisement Title: Brewery District Commission 2013 Meeting Schedule

Contact Name: James Goodman

Contact Telephone Number: (614) 645-7920

Contact Email Address: jagoodman@columbus.gov

The Brewery District Commission has its Regular Meeting the 1st Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-7920 or by e-mail to jagoodman@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please 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 |
|----------------------|---|---|
| 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 |
| February 21, 2013 | February 28, 2013 | March 7, 2013 |
| March 21, 2013 | March 28, 2013 | April 4, 2013 |
| April 18, 2013 | April 25, 2013 | May 2, 2013 |
| May 23, 2013 | May 30, 2013 | June 6, 2013 |
| June 20, 2013 | June 27, 2013 | July 2, 2013 |
| July 18, 2013 | July 25, 2013 | August 1, 2013 |
| August 22, 2013 | August 29, 2013 | September 5, 2013 |
| September 19, 2013 | September 26, 2013 | October 3, 2013 |
| October 24, 2013 | October 31, 2013 | November 7, 2013 |
| November 21, 2013 | November 26, 2013* | December 5, 2013 |
| December 19, 2013 | December 26, 2013 | January 2, 2014 |

*Room location change: meeting will be held in the Training Center, ground floor

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

**Livingston Avenue Area Commission By Law Revision
December 27, 2012**

Current Verbiage:

Article VI. Elections

Section 1. Elections may be held on the first Saturday of November each year.

REVISION -Verbiage Change:

Article VI. Elections

Section 1. Elections may be held between the first Saturday of November each year, and no later than the annual meeting of the subsequent year.

Current Verbiage:

Article IV: MEETINGS

Section 1. The Commission shall hold a regular monthly meeting on the fourth (4th) Tuesday of each month

REVISION -Verbiage Change:

Article IV: MEETINGS

Section 1. The Commission shall hold a regular monthly meeting on the third (3rd) Tuesday of each month

Submitted 12/27/12

By Clarence Wicks, Brian Scarpino