

TABLE OF CONTENTS FOR 2004 ORDINANCES

- 1-04** An Ordinance to authorize the Mayor and Auditor to execute an agreement with Myers Schmalenberger/MSI for planning, landscape architecture and urban design advisory services, and to declare an emergency.
- 2-04** An Ordinance to authorize the Mayor and Auditor to execute an agreement with Lisa A. Pride.
- 3-04** An Ordinance to authorize the Mayor and Auditor to enter into contracts with DSA Inc. and Donald W. Schofield, Chief Building Official and Plans Examiner; Benetec Associates, backup Chief Building Official, Plans Examiner, Building Inspector, and Mechanical Inspector; Whitehall Electric Int, and James Barlow, Electrical Inspector, Donald Barlow, and Stan Duke, backup electrical inspectors for the purpose of providing building inspection services.
- 4-04** An Ordinance to authorize the Mayor and Auditor to execute a contract on behalf of the City with the City of Columbus for the collection of City income taxes from employees of the United States Postal Service working in the City, introduced by Ms. MacMurray, second reading.
- 5-04** An Ordinance to appropriate \$11,968.23 from the Special Assessment Fund for the purpose of reimbursing residents who replaced public sidewalks at the City's direction during the year 2003.
- 6-04** An Ordinance to amend Chapter 1022 of the City of Bexley Codified Ordinances with regards to public sidewalks.
- 7-04** An Ordinance to grant a Councilmatic Variance to permit certain uses of an accessory structure on the property at 2653 Fair Avenue in the City of Bexley, Ohio.
- 8-04** An Ordinance to amend Code Section 1444.03(b) of the Bexley Codified Ordinances to modify the City's Floodplain Management Program to comply with map revisions issued by the Federal Emergency Management Agency and to transfer responsibility for the management of the program from the Service Director to the Director of Building Services and to declare an emergency.

- 9-04** An Ordinance to grant a Councilmatic Variance pursuant to Section 1264.14(c) (2) of the Codified Ordinances for property located at 2651 East Main Street, to permit the property, which is zoned Mixed Use Commercial, to be used for outdoor sales of Girl Scout Cookies for the period of February 27, 2004 through March 21, 2004 and to declare an emergency.
- 10-04** An Ordinance to appropriate \$8,000.00 from the Court Computer Fund for the purpose of purchasing computer equipment for the Clerk of Courts office.
- 11-04** An Ordinance to appropriate \$700.00 from the General Fund and reduced the appropriation for Travel/Meetings Account # 01-180-51120 by \$1,000.00 and to reduce the appropriation for Training Account #0118051321 by \$3,000 and to reduce the appropriation for Operating Account #0118051320 by \$1,000 and to appropriate \$5,700.00 to the Interns/seasonals Account #01-180-51012 for the purpose of maintaining the Information System staff.
- 12-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with EMH & T for professional design services related to the Main Street Storm Sewer Improvement Project as detailed in the contract that is attached and made a part of this Ordinance, and to appropriate \$99,600.00 from the unencumbered Sewer Fund for the purpose of paying for the cost of the design services.
- 13-04** An Ordinance to appropriate \$13,400.00 from the unencumbered Street Construction and Repair Fund for the purpose of purchasing two (2) traffic signal controllers and one (1) school flasher control unit and for their installation at the intersections of Cassady and Maryland and Remington and Maryland Avenues.
- 14-04** An Ordinance to appropriate \$6,268.00 from the unencumbered Sewer Fund for the purpose of purchasing safety shoring equipment to be used when repairing sewer and water lines.
- 15-04** An Ordinance to transfer \$10,000.00 from the unencumbered State Highway Fund to Account Number 03-380-51011 (Street Overtime), to pay for overtime necessitated by salting and plowing of streets within the City and to declare an emergency.
- 16-04** An Ordinance to authorize a contract for architectural consulting services as required by the Board of Zoning Appeals.

- 17-04** An Ordinance to appropriate \$20,000.00 from the unencumbered Sewer Fund for the purpose of purchasing gasket seal manhole covers, manhole frames and manhole adjusting rings to be used to replace existing manhole covers, manhole frames and manhole adjusting rings that have deteriorated or that do not meet today's standards.
- 18-04** An Ordinance to create a Sewer Fund Revenue Account No. 10-000-45720 and Water Fund Revenue Account No. 09-000-45820 for the purpose of providing an account for receipt of fees collected for water and sewer taps and to appropriate \$40,000.00 to Account No. 10-367-1290, Area Capacity Charge, for the purpose of reimbursing the City of Columbus for fees collected on their behalf and to declare an emergency.
- 19-04** An Ordinance to establish rates of pay for all salaried employees, Police Chief, Police Captain, Health Commissioner, Sanitarian, and Part-Time, Temporary and Casual employees of the City of Bexley, effective as of January 1, 2004 and as of October 1, 2004 an to declare an emergency.
- 20-04** An ordinance to appropriate \$12,000 from the unencumbered General Fund for the purpose of contributing to Lifecare Alliance for the years 2003 and 2004.
- 21-04** An Ordinance to amend Bexley Codified Ordinance Chapter 1490, Section 1490.11 "Numbering of Buildings" and to declare an emergency.
- 22-04** An Ordinance to appropriate \$3,000.00 from the unencumbered General Fund for the purpose of purchasing postage for mailing of important information to Bexley residents and to declare an emergency.
- 23-04** An Ordinance to approve the expansion of a structure at 2761 East Main Street, which is a preexisting nonconforming service station use, from approximately 540 square feet to not more than 1,500 square feet, subject to the conditions, among others, that the present use of the building and property as a service station be continued without any change and that the structure and the property comply with all other applicable zoning and planning, parking and building code requirements.

- 24-04** An Ordinance to amend the Official Zoning Map adopted as a part of Ordinance No. 8-72 (now Chapters 1240 to 1268, inclusive, of the Codified Ordinances of the City of Bexley), by transferring the property described in Section 1 hereof from the R-3 Medium Density Single family Residential District to the Mixed Use Commercial District as specified by Section by 1252.03 of the Bexley Zoning Code.
- 25-04** An Ordinance to transfer \$55,000.00 from the unencumbered Special Assessments Fund to the Street and Alley Fund for the purpose of paying the partial cost of sidewalks to be replaced during the 2004 Street and Alley Improvement Project.
- 26-04** An Ordinance to appropriate \$6,000.00 form the unencumbered Sewer Fund for the purpose of repairing an east west storm sewer line running across Euclaire Avenue just north of Havenwood Park North.
- 27-04** An Ordinance to appropriate \$1,020 from the Law Enforcement Trust Fund #1820051320, for the purpose of purchasing two new Genesis Handheld Directional (GHD) Traffic Radar Units.
- 28-04** An Ordinance authorizing supplemental appropriations of \$36,697 from the unencumbered General Fund and \$19,000 from the unencumbered Sewer Fund and \$5,711 from the Capital Improvements Fund for the calendar year ending December 31, 2004.
- 29-04** An Ordinance authorizing appropriations of \$32,894.00 from the unencumbered General Fund for the purpose of paying for the salary and benefits of the building Department Assistant.
- 30-04** An Ordinance to ratify and approve the Agreement between the City of Bexley and Ohio Council 8, Local 3838, American Federation of State, County and Municipal Employees, AFL-CIO, effective January 1, 2004 through December 31, 2006, to authorize the Mayor and the Auditor to execute and deliver said agreement and to declare an emergency.
- 31-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with EMH&T for a Water and Sewer Rate Study as detailed in the Scope of Services that is attached and made a part of this Ordinance, and to appropriate \$5,000.00 each from the unencumbered Sewer Fund and unencumbered Water Fund for the purpose of paying for the cost of the study.

- 32-04** An Ordinance to vacate Mound Street between Pleasant Ridge Avenue and College Avenue, reserving to the City a permanent easement in such vacated portion of the street for the purpose of maintaining, operating, renewing, reconstructing and removing City-owned utility facilities located under the street and for purposes of access to said facilities.
- 33-04** An Ordinance to approve a lot split for 400 and 410 South Columbia Avenue in the City of Bexley, Ohio, as shown in the legal description and survey attached to this Ordinance and to declare an emergency.
- 34-04** An Ordinance to appropriate \$6350.00 from the General Fund to the Recreation Operating account (05-520-51320).
- 35-04** An Ordinance to appropriate \$1,499.00 from the unencumbered General Fund for the purpose of purchasing computer software to support the "Hazard Communication Program".
- 36-04** An Ordinance to ratify and approve agreements with the Communication Workers of America, Local 4320, with respect to the Police Radio Dispatchers and Animal and Parking Control Officers effective January 1, 2004 through December 31, 2005, to authorize the Mayor and Auditor to execute and deliver said agreements on behalf of the City and to declare an emergency.
- 37-04** An Ordinance to appropriate \$8906.60 from the Capital Improvements Fund to purchase a Turo Twister.
- 38-04** An Ordinance to appropriate \$1813.00 from the Capital Improvements Fund for the purchase of a security camera and intercom for Jeffrey Mansion. (Withdrawn)
- 39-04** An Ordinance to appropriate \$2,600.00 to pay Refuel incorporated for the cleaning of the City's underground fuel storage tanks, to approve the issuance by the Auditor of payment for an invoice from Refuel Incorporated in the amount of \$2,600.00 upon submission to him of a purchase order and to declare an emergency.
- 40-04** An Ordinance to amend Section 262.02(c)(9)B of the Administrative Code by the addition of subsection 3 authorizing compensatory time for overtime and to declare an emergency.

- 41-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with Schottenstein, Zox and Dunn for legal and consulting services needed to create a right-of-way Ordinance for the City of Bexley, to appropriate \$7,500.00 from the unencumbered General Fund to fund such contract and to declare an emergency.
- 42-04** An Ordinance to amend Ordinance No. 19-04 to increase the annual salary of the Assistant Finance Director from \$27,581 to \$33,500 effective October 1, 2004.
- 43-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with EMH&T for professional services needed to prepare the City of Bexley's annual NPDES Phase II permit, and to appropriate \$2,000.00 from the unencumbered Sewer Fund to fund such services.
- 44-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with EMH&T for professional services needed to prepare the City of Bexley's Water Vulnerability Assessment and Water Emergency Plan, and to appropriate \$2,500.00 from the unencumbered Water Fund to fund such services.
- 45-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with EMH&T for professional services needed to provide technical assistance to the City of Bexley with regards to implementation of a CMOM (Capacity, Maintenance, Operation and Management) Program as required by the City of Columbus, and to appropriate \$1,500.00 from the unencumbered Sewer Fund to fund such services.
- 46-04** An Ordinance to grant a variance pursuant to Section 1262.02 of the Codified Ordinances for property located at 659 Vernon Road to allow a fence to be constructed in the front yard.
- 47-04** An Ordinance to authorize the Mayor and Auditor to enter into a contract with EMH&T for professional services needed to design and bid a 12" water main to be installed in Main Street from Parkview to Éclair, and to appropriate \$7,000.00 from the unencumbered Water Fund to fund such services, and to declare an emergency.
- 48-04** An Ordinance to appropriate \$10,000.00 from the unencumbered General Fund, \$1,000.00 from the unencumbered Recreation Fund, \$3,000.00 from the unencumbered Refuse Fund, and \$6,000.00 from the unencumbered Street Fund for the purpose of purchasing gasoline for the remainder of 2004.

- 49-04** An Ordinance to appropriate \$1063.05 from the unencumbered Swimming Pool Fund and to declare an emergency.
- 50-04** An Ordinance to appropriate \$130,000.00 from the Street and Alley Fund for the purpose of paying the partial cost of the 2004 Street and Alley Improvement Project.
- 51-04** An ordinance amending the Detailed Development Plan for the Planned Unit Residential Development known as Bexley Village to approve a lot split and private street for the property and to declare an emergency.
- 52-04** An Ordinance to repeal Section 660.16 of the General Offenses Code and to amend the General Offenses Code by the addition of a new Chapter 662 prohibiting smoking in public places and places of employment.
- 53-04** An Ordinance to appropriate \$10,000.00 from the unencumbered General Fund to Account No. 01-130-51190 to pay fees and expenses of the City's special labor counsel.
- 54-04** An Ordinance authorizing supplemental appropriations of \$35,000.00 from the unencumbered General Fund.
- 55-04** An Ordinance to amend Chapter 244 of the Codified Ordinance of the City of Bexley to amend building permits and related review fees pertaining to construction of residential and commercial buildings upon approval of the Building Department.
- 56-04** An Ordinance to appropriate \$4,000.00 from the General Fund to the Mansion Operating account (01-540-51320).
- 57-04** An Ordinance to amend the Official Zoning Map adopted as a part of Ordinance No. 8-72 (now Chapters 1240 to 1268, inclusive, of the Codified Ordinances of the City of Bexley), by transferring the property described in Section 1 hereof from the R-3 Medium Density Single-family Residential District to the Mixed Use Commercial District as specified by Section 1252.03 of the Bexley Zoning Code. (Tabled)
- 58-04** An Ordinance to amend Ordinance No. 19-04 to fix the annual salary of the Health Commissioner/Sanitarian at \$20,000.00 subject to adjustment to correct an overpayment due to a payroll error.

- 59-04** An Ordinance to approve a Memorandum of Understanding between the City and Ohio Council 8 and Local 3838 of the American Federation of State, County and Municipal Employees, AFL-CIO permitting members of the bargaining unit to be paid for time worked out of classification.
- 60-04** An Ordinance extending the exemption application approval date for projects in the Main Street Redevelopment Community Reinvestment Area and approving and authorizing the Mayor and the City Auditor to sign the agreement between the City of Bexley and One Dawson Place, L.L.C. to provide incentives available for project development in the Main Street Redevelopment Community Reinvestment Area, and declaring an emergency.
- 61-04** An Ordinance to accept a Columbus Urban Area Security Initiative (USASI) grant in the amount of \$236,000.00 for upgrade of the City's police radio system, to appropriate, subject to receipt of the grant, up to \$236,000.00 from the unencumbered General Fund for the purchase of 20 car radios, 35 portable radios and a radio console and to authorize the Mayor and Auditor to enter into contracts on behalf of the City for such purpose.
- 62-04** An Ordinance to appropriate \$3,500.00 into the administrative overtime account (05-510-51011) from the General Fund and to declare an emergency.
- 63-04** An Ordinance authorizing supplemental appropriations of \$111,229.00 from the unencumbered General Fund, \$3,200.00 and \$1,500.00 from the unencumbered Sewer Fund. (Amended)
- 64-04** An Ordinance to transfer \$3,000.00 from Building Department Salaries and Wages to Building Department Seasonals.
- 65-04** An Ordinance to appropriate \$5,600.00 from the unencumbered General Fund to pay the City's June through December 2004 matching OPERS contribution on Mayor Madison's purchase of credit for prior service.
- 66-04** An Ordinance to appropriate \$2,000.00 into the Senior Overtime account (05-530-51011) from the General Fund and to declare an emergency.

- 67-04** An Ordinance to transfer \$500.00 from Account No. 01-300-51120, Service Department Travel and Meetings to Account No. 01-300-51311, Service Department Postage.
- 68-04** An Ordinance to appropriate \$160.00 from the unencumbered General Fund for the purpose of reimbursing Claude Amar for a Sewer Permit which was applied for and issued, but unneeded.
- 69-04** An Ordinance to transfer \$3,000.00 from Building Department Salaries and Wages to Building Department Seasonals and \$853.00 from Auditor's Office Furniture, Fixtures, and Equipment to Building Department Furniture, Fixtures and Equipment.
- 70-04** An Ordinance to appropriate \$15,000.00 from the unencumbered Capital improvements Fund and to declare an emergency.
- 71-04** An Ordinance authorizing the Mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the property owners at 2424 Sherwood Road (Lot Nos. 318 and part of Lot 319; Bexley Park Addition) regarding improvements made upon and within the City owned street right-of-way adjacent to South Cassady Avenue.
- 72-04** An Ordinance to grant a Councilmatic Variance to Lot Numbers 601-602, 603 and 604 of the Bellwood Addition, also known as 438-454 North Cassady Avenue in the City of Bexley, Ohio, to permit the properties to be used as residential uses.
- 73-04** An Ordinance to amend the boundaries of the Main Street Redevelopment Community Reinvestment Area to include the parcels located at the northeast corner of East Main Street and South Parkview Avenue, and declaring an emergency.
- 74-04** An Ordinance to approve and authorize the Mayor and the City Auditor to sign the agreement between the City of Bexley and Bexley Gateway Plaza, Ltd. to provide the incentives available for project development community reinvestment area, and declaring an emergency.
- 75-04** An Ordinance to amend Council Rule 8 of Section 220.01 of the Administrative Code changing the name of the engineering and Plats Committee and Council Rule 21 of Section 220.01 of the Administrative Code providing that any ordinance or resolution

which is introduced and tabled, other than to a certain date, shall be automatically withdrawn one year following its introduction.

- 76-04 An Ordinance granting a Councilmatic Variance for 190 Stanbery Avenue to permit a paver sidewalk in the City right-of-way to remain in place.
- 77-04 An Ordinance to transfer \$300.00 from the Development Office Printing Account (01-170-51180) to the Tax Incentive Expense Account (35-170-51320) for the purposes of paying various fees and expenses in connection with administering and monitoring tax incentive programs of the City.
- 78-04 An Ordinance to appropriation \$500.00 from the unencumbered Tax Incentive Program Fund to the Tax Incentive Expense Account (35-170-51320) for the purposes of paying various fees and expenses in connection with administering and monitoring tax incentive programs of the City.
- 79-04 An Ordinance to transfer \$2,900.00 into the Columbia Gas pool account (14-550-51133) from the Pool Account and to declare an emergency.
- 80-04 An Ordinance to revise the Codified Ordinances by adopting current replacement pages and declaring an emergency.
- 81-04 An Ordinance to extend indefinitely Chapter 1223 of the Planning and Zoning Code.
- 82-04 An Ordinance to appropriate \$1,665.00 from the unencumbered General Fund for the purpose of paying expenses related to ordinance codification for 2004.
- 83-04 An Ordinance to authorize the Mayor and the Auditor to execute a contract, as submitted as their bid on September 29, 2004, with Rumpke of Ohio, Inc., for the purpose of sanitation services including solid waste, recycling, and yard waste collection and disposal services.
- 84-04 An Ordinance to transfer \$6,000.00 from the Telecommunications Account No. 01-180-51132 to the Hardware/Software Account No. 01-180-51140 for the purpose of maintaining the Information Systems.

- 85-04** An Ordinance to appropriate \$3,000.00 into the Recreation Administrative Overtime Account (05-510-51011) from the General Fund and to declare an emergency.
- 86-04** An Ordinance authorizing appropriations for the calendar year beginning January 1, 2005 in accordance with the amended 2005 budget book presented to the Bexley City Council on December 21, 2004.
- 87-04** An Ordinance authorizing the Mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the property owners at 2322 Sherwood Road (Lot No. 333; Bexley Park Addition) regarding improvements made upon and within the City-owned right-of-way adjacent to Sherwood Road.
- 88-04** An Ordinance to extend Chapter 1223 of the Planning Code until the earlier of the effective date of Ordinance No. 81-04 or December 31, 2004 and to declare an emergency.
- 89-04** An Ordinance to transfer an appropriation of \$6,400.00 from the Refuse Seasonals account to the Refuse Overtime account and to appropriate \$10,000.00 from the unencumbered Refuse Fund for the purpose of paying to transport leaves to the compost facility of the Solid Waste Authority of Central Ohio.
- 90-04** An Ordinance approving the Economic Development Plan relating to the Main Street Tax Increment Finance District.
- 91-04** An Ordinance creating an incentive district and declaring improvements to parcels of real property in the incentive district to be a public purpose, describing the public improvements to be made to benefit or serve the incentive district, requiring the owners of those parcels to make service payments in lieu of taxes, and establishing a Municipal Public Improvement Tax Increment Equivalent Fund pursuant to Ohio Revised Code Sections 5709.40, 5709.42 and 5709.43. (Tabled)
- 92-04** An Ordinance to appropriate \$1,000.00 from the unencumbered General Fund for the purpose of becoming a "Watershed Protection Partner" with the Friends of Alum Creek and Tributaries (FACT).
- 93-04** An Ordinance authorizing the Mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the property owners at 152 N. Drexel Ave. (Lot No. 5; Bullitt Park)

regarding improvements made upon and within the City-owned street right-of-way adjacent to Drexel.

- 94-04** An Ordinance to appropriate \$5,000.00 from the unencumbered General Fund for the purpose of paying for human resource consulting for the remainder of 2004.
- 95-04** An Ordinance to establish the positions of one part-time Code Enforcement Officer/Fire Safety Inspector and one part-time Code Enforcement Officer and to declare an emergency.
- 96-04** An Ordinance to increase the sewer rate and the water rate, by the City of Bexley and to declare an emergency.
- 97-04** An Ordinance authorizing the Mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the property owners at 317 N. Columbia Avenue (Lot Nos. 3 & 4; Bullitt Park) regarding improvements made upon and within the City-owned street right-of-way adjacent to Columbia Avenue. (Tabled)
- 98-04** An Ordinance to authorize the Mayor and Auditor to execute a contract on behalf of the City with the Columbus City Attorney for calendar year 2005 with respect to the prosecution of certain cases before the Franklin County Municipal Court, Criminal Division, and the representation of the Bureau of Motor Vehicles in certain cases before the Franklin County Municipal Court, Civil Division, and to declare an emergency.
- 99-04** An Ordinance to authorize the Mayor and Auditor to execute a contract on behalf of the City with the Franklin County Public Defender commission for calendar year 2005 with respect to the defense of indigent defendants before the Franklin County municipal court and to declare an emergency.
- 100-04** An Ordinance to withdraw the Councilmatic Variance granted by Amended Ordinance No. 68-03 permitting certain uses of an accessory structure on the property at 326 North Columbia Avenue in the City of Bexley, Ohio. (Tabled)
- 101-04** An Ordinance authorizing supplemental appropriations of \$11,230.00 from the unencumbered General Fund and \$1,000.00 from the unencumbered Water Fund, \$2,950.00 from the Recreation Fund and \$1,700.00 from the unencumbered Refuse Fund for the calendar year ending December 31, 2004.

- 102-04** An Ordinance to approve an amendment to the detailed development plan approved by Amended Ordinance No. 31-85 for a Planned Unit Residential (PUR) development on Clifton Avenue known as "Lyonsgate". (Tabled)
- 103-04** An Ordinance authorizing the mayor and Auditor to sign a Consent and Hold Harmless Agreement on behalf of the City of Bexley with the property owners at 30 North Columbia Avenue (Lot Nos. 1 and 2; Bullitt Park Amended) regarding improvements made upon and within the City-owned street right-of-way adjacent to Columbia. (Tabled) **FAILED 1-25-05**