

\* **ORD. No. 3170-90**-To authorize the Director of the Department of Public Service to execute those documents necessary to transfer various alleys in the area of the old St. Ann's Hospital to Robert S. Schilling at no charge, to waive the competitive bidding provisions of Columbus City Codes and to declare an emergency.

WHEREAS, the City of Columbus is the owner of various alleys in the area of the old St. Ann's Hospital, more fully described in Section 1 of this ordinance; and

WHEREAS, Robert S. Schilling desires to acquire these alleys to allow for redevelopment of the old St. Ann's Hospital property as a senior citizen independent living facility; and

WHEREAS, after investigation, there are no objections to the sale of this property; and

WHEREAS, the Department of Law, Real Estate Division, has established a value of \$7,185.00 for said alleys; and

WHEREAS, the proposed purchaser has agreed to construct to City specifications, a replacement alley and possible other public improvements in exchange for the transfer of said alleys; and

WHEREAS, Land Review Commission has voted to recommend the transfer of said alleys to the proposed purchaser at no charge in recognition of the proposed improvements to be granted to the City by said purchaser; and

WHEREAS, a general utility easement in, on, over, across and through said alleys must be retained for the benefit of those utilities currently located therein; and

WHEREAS, an emergency exists in that it is immediately necessary to authorize the transfer of said alleys to Robert S. Schilling at no charge for the preservation of the public health, peace, property, safety and welfare; now, therefore;

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

Section 1. That the Director of the Department of Public Service be and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to transfer at no charge the following described property to Robert S. Schilling to-wit:

(a) The second alley east of Kelton Avenue from the north line of Rich Street to the south line of Bryden Road; (b) that portion of Tiffin Street from the east line of the second alley east of Kelton Avenue to a point that is 31.80 feet to the east; (c) that portion of the alley running between Tiffin Street to Kelton Avenue from the west line of the second alley east of Kelton Avenue to a point that is 100.85 feet to the west; and (d) that portion of the first alley south of Bryden Road from the east line of the second alley east of Kelton Avenue to a point that is 38.95 feet to the east.

Section 2. That a general utility easement in, on, over, across and through said property be and hereby is retained for the benefit of those utilities currently located therein.

Section 3. That this Council finds it is in the best interest of the City of Columbus to waive the competitive bidding provisions of Columbus City Codes with regard to this transfer and does hereby so waive said provisions.

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 passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed December 10, 1990

CYNTHIA LAZARUS,

President of Council.

Approved December 12, 1990

DANA G. RINEHART, Mayor.

Attest:

TIMOTHY McSWEENEY, City Clerk.

**ORD. No. 3171-90**-To authorize a continuation of military leave with pay to City employees who have been called to active military duty in connection with Operation Desert Shield, in the amount of the regular City wages less their military base pay for the duration of active military duty or one year, whichever is less, to amend the administrative salary ordinance accordingly, and to declare an emergency.

WHEREAS, City employees have been, or may soon be called to active military service pursuant to an order by the President of the United States in connection with Operation Desert Shield; and

WHEREAS, the City pays the difference between an employee's salary and military base pay for the first twenty-one (21) days an employee

is called to active military duty at the direction of the President or Governor; and

WHEREAS, it is the belief of Council that a continuation of such partial payment will greatly assist the affected employees and their beneficiaries; and

WHEREAS, Council is desirous of supporting and assisting those City employees and their families who have been financially burdened by the employees' call to active military duty, and finds a moral obligation to provide such support and assistance; and

WHEREAS, an emergency exists in that it is immediately necessary to provide such financial assistance to the affected employees and beneficiaries; now, therefore;

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

Section 1. That the City provide reimbursement or payment of the salaries or wages of those City employees who have been, or may in the future be called to active military duty in connection with Operation Desert Shield, and who would otherwise be eligible for military leave with pay benefits.

Section 2. That the aforementioned reimbursement be in the amount of the affected employees' regular wages or salary, less whatever amount such employee may receive as military base pay.

Section 3. That such reimbursement or payment be made to affected employees from the first date of absence as a result of active military duty until one year from the effective date of this ordinance, or for the duration of the employees' service in the active military in connection with Operation Desert Shield, whichever time period is less.

Section 4. That the Office of Management and Budget is authorized and directed to enter into Memoranda of Understanding with the exclusive bargaining representatives for affected employees so as to modify the collective bargaining agreements in the manner established pursuant to this ordinance.

Section 5. That the Administrative Salary Ordinance No. 1997-90, as amended, be and is hereby amended by adding the following subsection to section 10(A) of said ordinance:

Section 10(A)(3) Employees who are called to active military duty in connection with Operation Desert Shield only shall retain the rights and benefits referenced in sections (1) and (2) above for the duration of their active military duty, or one year from the effective date of ordinance (Number 3171-90), whichever time period is shorter, notwithstanding the twenty-one (21) day period limitation referenced in Section (1) above.

Section 6. That for the reasons stated in the preamble hereto, which is incorporated herein, 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.

Passed December 10, 1990

CYNTHIA LAZARUS,

President of Council.

Approved December 12, 1990

DANA G. RINEHART, Mayor.

Attest:

TIMOTHY McSWEENEY, City Clerk.

**ORD. No. 3172-90**-To allow for the continuation of City-provided group health, life and legal insurance, under the same terms and conditions currently in effect, to all City employees and their beneficiaries who would otherwise lose such coverage as a result of a call to active military duty in connection with Operation Desert Shield, to amend the Administrative Salary Ordinance accordingly, and to declare an emergency.

WHEREAS, City employees have been, or may soon be called to active military service pursuant to an order by the President of the United States in connection with Operation Desert Shield; and

WHEREAS, employees so engaged in active military service who are on military leave of absence without pay for ninety (90) days or more will lose, for themselves and their beneficiaries, the benefits of City-provided health and legal insurance at a lower group rate; and

WHEREAS, the Office of Management and Budget declares that an extension of health and legal insurance benefits for affected employees and their beneficiaries is administratively feasible and would not create an additional economic burden; and

WHEREAS, it is the belief of Council that the discontinuation of City-provided health and legal insurance could cause economic and procedural hardships for affected employees and their beneficiaries; and

WHEREAS, Council is desirous of supporting and assisting those City employees who have been called to active military duty and their beneficiaries and finds a moral obligation to provide such support and assistance; and

WHEREAS, an emergency exists in that it is immediately necessary to extend health, life and legal insurance coverage which is about to lapse for some employees who have already been called to active military service; now, therefore;

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

Section 1. That the health, life and legal insurance benefits currently provided to all City employees, pursuant to the Administrative Salary Ordinance and Contracts between the City of Columbus and the Fraternal Order of Police, Capital City Lodge No. 9, International Association of Firefighters Local #87, Local Number 1632 American Federation of State, County and Municipal Employees, and the Fraternal Order of Police Ohio Labor Council be continued in full force and effect subject to the same definitions, limitations, and exclusions as are found in the above-referenced agreements as well as those contracts and agreements between the Office of Management and Budget and the various insurance providers, for those City employees described in Section 2 below.

Section 2. That the aforementioned health, life and legal insurance benefits include coverage for hospitalization, surgical, major medical, dental, vision care, prescription drug plan, emergency room physician care benefits physicians services' benefits, life and prepaid legal services as defined and limited by the contracts and agreements set forth in Section 1.

Section 3. That health and legal insurance benefits be continued, as described above, for any City employees, otherwise eligible for such benefits, who are now serving or may in the future serve as part of the active military forces of the United States in connection with Operation Desert Shield, and that such benefits continue for the duration of such employees' active military service in connection with Operation Desert Shield, or for one year from the effective date of this ordinance, whichever is first.

Section 4. That the employees remain liable for their regular monthly premium payments, which can be paid as due or held in abeyance and paid in total upon the employees' return to City service pursuant to state law.

Section 5. That the Office of Management and Budget is authorized and directed to enter into Memoranda of Understanding with the exclusive bargaining representatives for affected employees so as to modify the collective bargaining agreements in the manner established pursuant to this ordinance.

Section 6. That the Administrative Salary Ordinance No. 1997-90, as amended, be and hereby is amended by adding the following language to Section 16(F) of said ordinance: Section 16(F). However, the provisions in this paragraph shall not apply to any employee who is absent from work for more than ninety (90) days due to a call to active military duty in connection with Operation Desert Shield. Such employees shall retain the benefits and insurance coverages referenced in this section, in the same amounts and subject to the same exclusions and limitations set forth in this section and the contracts between the Office of Management and Budget and the insurance providers, for the duration of active military duty in connection with Operation Desert Shield or one year from the effective date of this ordinance (Number 3172-90), whichever period is less.

Section 7. That for the reasons stated in the preamble hereto, which is incorporated herein, 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.

Passed December 10, 1990

CYNTHIA LAZARUS,

President of Council.

Approved December 12, 1990

DANA G. RINEHART, Mayor.

Attest:

TIMOTHY McSWEENEY, City Clerk.