

February 14, 1998

vided in Attachment A attached hereto; and declare an emergency.

WHEREAS, an emergency exists in the usual operation of the City in that it is immediately necessary to accept the proposed collective bargaining contract between the City and the Columbus Municipal Association of Government Employees (CMAGE) to provide for wages, hours and other terms and conditions of employment for employees in the bargaining unit, 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. The provisions herein shall become effective as provided in Section 5 of this ordinance unless otherwise specified.

Section 2. The Council of the City of Columbus hereby accepts the proposed collective bargaining contract between the City and the Columbus Municipal Association of Government Employees (CMAGE), along with its appendices attached hereto as Attachment A and incorporated herein in its entirety as if fully rewritten herein, to establish the wages, hours and other terms and conditions of employment for employees in the bargaining unit, as specified and stated in Attachment A. A copy of Attachment A will be kept on file in the Office of the City Clerk and the Division of Human Resources and will not be printed in the City Bulletin as a part hereof.

Section 3. If any section of this Ordinance, including any article, section, subsection, paragraph, sentence, clause or phrase of Attachment A, for any reason, is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining paragraphs or sections of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section hereof, including any article, section, subsection, paragraph, sentence, clause or phrase of Attachment A, irrespective of the fact that any one or more articles, sections, subsections, paragraphs, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 4. This ordinance shall be effective through August 23, 1999, subject to the duration of contract, Article 18 of Attachment A.

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 (10) days after passage if the Mayor neither approves nor vetoes the same.

(Attachments on file in the City Clerks Office.)

Passed February 9, 1998

MICHAEL B. COLEMAN,
President of Council

Approved February 10, 1998

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

for which, as consideration, the City of Reynoldsburg agrees to salt and snow plow certain Columbus streets, being more fully described herein, and to declare an emergency.

WHEREAS, an agreement has been reached between the City of Columbus, Ohio and the City of Reynoldsburg, Ohio whereby a tract of land containing 8.165± acres and located on the East side of Brice Road would be transferred from the City of Columbus to the City of Reynoldsburg; and

WHEREAS, a business is located within the City of Reynoldsburg, but the parking lot of said business is located within the city boundaries of Columbus; and

WHEREAS, the owners of the business desire to have their property located entirely within the City of Reynoldsburg to consolidate development and avoid potential future problems of development caused by being located within two political jurisdictions; and

WHEREAS, the City of Reynoldsburg, pursuant to Reynoldsburg Ordinance 176-97, passed December 22, 1997, has agreed to salt and snow plow certain streets at it's expense, and for so long as is deemed necessary by the City of Columbus; and

WHEREAS, in accordance with the provisions of Section 709.37 of the Ohio Revised Code the land to be transferred is not inhabited by five (5) or more voters; now, therefore

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

Section 1. That in accordance with the provisions of Section 709.37 of the Ohio Revised Code, the City of Columbus, Ohio agrees to the transfer of 8.165± acres of land to the City of Reynoldsburg, Ohio; said land being described as follows.

Situated in the State of Ohio, County of Franklin, City of Columbus being located in Half Section 41, Section 24, Township 12, Range 21, Refugee Lands and being part of a 9.419 acres tract (9.453 acres by Deed) as conveyed to AUM Hospitality, Inc. of record in ORV33604F15 all references being of record in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning at an iron pipe found with a cap EMH&T at the point of intersection with the easterly limited access right-of-way line of Brice Road as conveyed to the State of Ohio of record in Deed Book 2738, Page 123 and with the southerly line of a 11.844 acre tract as originally conveyed to Robert L. and Laura McLarron of record in Deed Book 1145, Page 169 and the northerly line of a 4.057 acre tract as conveyed to Complete General Construction Company of record in Deed Book 3049, Page 132;

Thence North 05°24'40" West with said right-of-way, a distance of 353.53 feet to an iron pipe found with a cap EMH&T;

Thence North 85°37'54" West, a distance of 100.01 feet to a P.K. nail found in the centerline of Brice Road;

Thence North 04°21'30" East with the centerline of said Brice Road, a distance of 201.57 feet to a P.K. nail found at the southwesterly corner of a tract of land conveyed to Shell Oil Company of record in Deed Book 2849, Page 234;

Thence South 86°00'08" East with the southerly line of said Shell Oil Company tract, a total distance of 245.02 feet to an iron pipe found with a cap EMH&T;

Thence North 04°21'17" East with the easterly line of said Shell Oil Company tract, a distance of 55.51 feet to a point;

Thence South 85°36'30" East crossing said 9.419 acre tract, a distance of 440.09 feet to a point on the westerly line of a Shell Oil Company lease tract of record in Lease Record 181, Page 112;

Thence with said lease line the following three courses:

1) South 04°23'30" West, a distance of 583.67 feet to an iron pipe found with a cap EMH&T;

2) North 85°46'38" West, a distance of 10.00 feet to an iron pipe found with a cap EMH&T;

3) South 04°18'25" West, passing over an iron pipe found with a cap EMH&T at 20.04 feet for a total distance of 20.22 feet to a point on the northerly line of said 4.057 acre tract;

Thence North 85°57'44" West with said line, a distance of 514.79 feet to the true point of beginning and containing 8.165 acres of land more or less of which 0.416 acre lies within the easterly right-of-way of said Brice Road, leaving a net usable acreage of 7.749 acres more or less.

This description was prepared by Civil Engineering Associates, Inc., Columbus, Ohio from an actual field survey performed in September, 1997. The basis of bearing is North 04°21'30" East for the centerline of Brice Road.

Section 2. That in Consideration of the City of Columbus agreeing to the mutual boundary adjustment, the City of Reynoldsburg agrees to salt and snow plow the listed below which are in the City of Columbus:

- Alexander Drive
- Portsmouth Drive
- Shenandoah Drive
- Norfolk Drive
- Carriage Lane
- Red Coach Road
- Hunt Valley Drive
- Rosehill Road, from Reynoldsburg's North Corporation, North to Broad Street
- Sutton Place
- Balsam Drive
- Kings Charter Lane
- Kings Charter Road
- Borr Avenue
- Weskitt Drive
- Brice Road, North of East Main Street

Section 3. The owner/developer of the subject site will cooperate with the City of Columbus Department of Public Service, Division of Traffic Engineering as it relates to any future modifications of the I-70/Brice Road Interchange.

Section 4. That the City Clerk is hereby directed to certify this ordinance to the Board of County Commissioner of Franklin County, Ohio for further proceedings in accordance with law.

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 its passage if the Mayor neither approves nor vetoes the same.

Passed as Amended February 9, 1998

MICHAEL B. COLEMAN,
President of Council

Approved as Amended February 10, 1998

GREGORY LASHUTKA, Mayor

Attest

TIMOTHY McSWEENEY, City Clerk

ORD No. 334-98 - To agree to the adjustment of the boundaries between the City of Columbus, and the City of Reynoldsburg, Ohio by consenting to transfer from the City of Columbus to the City of Reynoldsburg, Ohio a 8.165± acre tract of land located on the East side of Brice Road, being more fully described herein,

DETACHMEN T "V" / B.C. 01-98