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City  
Council

## Legislative Bulletin

An Official Publication of the Hilliard City Council

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### ORDINANCES

*The following Ordinance was passed by Hilliard City Council on November 9, 2015.*

**15-40(Amended) AUTHORIZING THE DIRECTOR OF RECREATION AND PARKS TO ENTER INTO A CONTRACT FOR CIP LB-5, THE ALT FIELD LIGHTS PROJECT; AND AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF FUNDS.**

**WHEREAS**, the Recreation and Parks Department has identified a need to replace and repair the lights at Alt Field; and

**WHEREAS**, along with improving the lighting, the electrical equipment, electrical lines, and wooden poles must also be replaced (the "Project"); and

**WHEREAS**, the Project is part of the City's 2015-2019 Capital Improvement Program (CIP LB-5) for which Council appropriated \$100,000 for CIP LB-5 by the passage of Ordinance No. 14-46 on January 12, 2015; and

**WHEREAS**, following receipt of an estimate by an independent engineer, the Project requires an additional appropriation in the amount of \$58,600, for a total estimated cost of \$158,600, which includes an amount for a ten percent contingency; and

**WHEREAS**, after having duly advertised for bids for two consecutive weeks on October 8 and October 15, 2015, the City publicly opened and read aloud bids at 2 p.m. on Wednesday, November 4, 2015 and Atkins & Stang, Inc., ("Contractor") who submitted a bid in the amount of \$118,000, was determined to be the lowest and best bidder; and

**WHEREAS**, the City desires to enter into a contract with the Contractor for the Project.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Hilliard, Ohio that:

**SECTION 1.** An appropriation in the amount of \$35,700 is made from the unencumbered balance in Fund 304 Account 55, which amount now having been appropriated, the City's Finance Director is authorized to transfer from Fund 304 to Fund 208.

**SECTION 2.** An expenditure in an amount not to exceed \$118,000 is authorized from Fund 208, Object 55.

**SECTION 3.** The Director of Recreation and Parks is authorized to enter into a contract with Atkins & Stang, Inc., the lowest and best bidder for the Alt Lights Project, CIP LB-5, in an amount not to exceed \$118,000, with authorization to approve change orders in an amount not to exceed 15 percent of the contract award amount, to be paid from Fund 208, Object 55.

**SECTION 4.** The Finance Director is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds.

**SECTION 5.** This Ordinance shall be in effect from and after the earliest time provided for by law.

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**RESOLUTIONS**

*The following Resolution was adopted by Hilliard City Council on November 9, 2015.*

**15-R-78 AUTHORIZING THE CITY'S DIRECTOR OF PUBLIC SERVICE TO GRANT PEDESTRIAN AND VEHICULAR INGRESS/EGRESS EASEMENTS TO THE OWNER OF PROPERTY AT 4009 MAIN STREET, LOCATED ADJACENT TO HILLIARD'S STATION PARK.**

**WHEREAS**, the City of Hilliard is completing construction of Hilliard's Station Park (the "Park"), located at the southwest corner of Main and Center streets in Old Hilliard; and

**WHEREAS**, real property located at 4009 Main Street (the "Property"), as visually depicted in Illustration One, **attached** hereto (the "Building"), is owned by Patricia L. Jackson, Trustee of the Ingrid D. Modeen Irrevocable Income Only Trust ("Property Owner"), which Building abuts Hilliard's Station Park; and

**WHEREAS**, the Building is mixed-use in nature, with a violin shop and a travel agency currently on the first floor, and an occupied residence on the second floor; and

**WHEREAS**, occupants of the second-floor access Main Street for pedestrian movement, as well as for the delivery and pick-up point for residential trash services, which necessitates the City granting them a pedestrian ingress and egress easement along the southeast portion of the Park up to Main Street; and

**WHEREAS**, due to construction of Hilliard's Station Park on property that was formally an open lot, which the occupants of the Building used as direct vehicular access to their paved parking area on the Property, the City desires to grant an ingress and egress easement to the Property Owner for vehicular access through the southwest portion of the City's property that abuts the Owner's backyard; and

**WHEREAS**, the proposed 0.006 acre, six (6) feet wide pedestrian ingress/egress easement to the Property Owner is described in Exhibit "A" and depicted on Exhibit "C", attached hereto and incorporated herein; and

**WHEREAS**, the proposed 0.014 acre, twelve (12) feet wide vehicular ingress/egress easement to the Property Owner is described in Exhibit "B" and depicted on Exhibit "C", attached hereto and incorporated herein; and

**WHEREAS**, granting the aforesaid easements poses no detriment to Hilliard's Station Park and is in the best interest of the City.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hilliard, Ohio that:

**SECTION 1.** The Director of Public Service is authorized to grant Patricia L. Jackson, Trustee of the Ingrid D. Modeen Irrevocable Income Only Trust, the owner of property at 4009 Main Street in Hilliard (the "Property Owner"), a permanent pedestrian ingress/egress easement across a six-foot wide strip of land in Hilliard's Station Park, as described and depicted in **Exhibits "A", "C", and "D"**, **attached** hereto and incorporated herein by reference.

**SECTION 2.** The Director of Public Service is authorized to grant the Property Owner a permanent vehicular ingress/egress easement across the loading spaces of Building B in Hilliard's Station Park that abuts the Property Owner's backyard, as described and depicted in **Exhibits "B", "C", and "D"** **attached** hereto and incorporated herein by reference.

**SECTION 3.** The Director of Public Service is authorized to approve any necessary administrative changes to effect the proper recording of the legal descriptions, documents, and necessary instruments to effectuate the granting of the aforementioned easements, and shall provide the Clerk of Council with a final recorded copy of all such legal descriptions, documents and instruments for filing in the City records.

**SECTION 4.** This Resolution is effective upon its adoption.

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## Remaining 2015 Meeting Dates of Hilliard City Council

All meetings begin at 7:00 p.m., unless otherwise noted.

November 16 *Special Meeting*

November 23

December 7 *Special Meeting*

December 14

*(December 28 meeting moved to December 7)*

## Hilliard City Council Committees

Hilliard City Council Committees meet on an as needed basis, meeting times vary. Please refer to the Hilliard City Council homepage for more information at [www.hilliardohio.gov](http://www.hilliardohio.gov)

The **City Planning, Projects & Services Committee** and the **Public Safety & Legal Affairs Committee** meet on the *second Monday of each month, as needed, prior to the 7pm City Council meeting.*

The **Economic & Entrepreneurial Development Committee** and the **Finance & Administration Committee** meet on the *fourth Monday of each month, as needed, prior to the 7pm City Council meeting.*

All City Council meetings are held at the Municipal Building, 3800 Municipal Way, unless otherwise noted. To confirm meeting dates and times please check the calendar on the City's website or call the Clerk of Council at 614.876.7361, Ext. 789.

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