

City of Columbus

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



Minutes - Final

Monday, May 9, 2005

5:00 PM

City Council Chambers, Rm 231

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.

**REGULAR MEETING NO. 27 OF COLUMBUS CITY COUNCIL,
MAY 9, 2005 at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

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

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, MAY 4, 2005:

Transfer Type: D2, D2X, D3
To: Edwards Communities Club LTD
Swimming pool & patio
5451 Edwards Farms Rd
Columbus, Ohio 43221
From: Graystone Wine Cellar LLC
DBA Graystone Winery
544 S Front St Bsmt
Columbus, Ohio 43215
permit # 2439618

Transfer Type: D5
To: Graystone Wine Cellar LLC
DBA Graystone Winery
544 S Front St Bsmt
Columbus, Ohio 43215
From: Edwards Communities Club LTD
Swimming pool & patio
5451 Edwards Farms Rd
Columbus, Ohio 43221
permit # 33372910005

Transfer Type: C1, C2, D6
To: Trinh Pham Tran
DBA Yates Beverage Center
5773 Cleveland Av
Columbus, Ohio 43231
From: Adelphal Investments Inc
DBA Yates Beverage Center
5773 Cleveland Av
Columbus, Ohio 43231
permit # 9052543

Advertise 05/14/05
Return 5/29/05

RESOLUTIONS OF EXPRESSION

BOYCE

To Honor And Recognize Strategies Against Violence Everywhere (Save)As They Celebrate Their 9th Annual Save Awards

A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Adopted. The motion carried by the following vote:

TAVARES

To honor and congratulate LifeCare Alliance as they celebrate the 30th Anniversary of their Help at Home Program.

A motion was made by Tavares, seconded by Hudson, that this matter be Adopted. The motion carried by the following vote:

ADDITIONS OR CORRECTIONS TO THE AGENDA

THE FOLLOWING ORDINANCES WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

JOBS & ECONOMIC DEVELOPMENT:0825-2005

PUBLIC SERVICE & TRANSPORTATION: 0828-2005

FR FIRST READING OF 30-DAY LEGISLATION

PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

FR

To accept the plats titled VILLAGE AT HILLIARD RUN SECTION 1 PART 1 and VILLAGE AT HILLIARD RUN SECTION 1 PART 2 from ROBERT A. MEYER, JR., Executive Vice President of DOMINION HOMES INC., an Ohio corporation.

FR

To authorize the Public Service Director to execute those documents required to release all of

the platted easement located between Lots 215 and 216 of the Northmoor Subdivision, of record in Plat Book 14, Page 18 of the Franklin County, Ohio, Recorder's Office.

FR

To accept the plat titled PRESERVE CROSSING BOULEVARD, PRESERVE CROSSING BOULEVARD EAST, PRESERVE CROSSING BOULEVARD NORTH, PRESERVE CROSSING BOULEVARD SOUTH, PRESERVE CROSSING BOULEVARD WEST, THOMPSON ROAD AND MORSE ROAD DEDICATION AND EASEMENTS, from VILLAGES AT PRESERVE CROSSING, LTD., an Ohio limited liability company, by MICHAEL J. DEASCENTIS II, Manager.

**RECREATION & PARKS: HABASH, CHR. BOYCE, MENDEL,
THOMAS**

FR

To waive the appropriate section of the Columbus City Codes, and to authorize and direct the Executive Director of Recreation and Parks to issue a Block Party Permit for COSI for more than (5) consecutive days.

**ZONING: MENDEL, CHR. BOYCE HABASH HUDSON
O'SHAUGHNESSY TAVARES THOMAS**

FR

To rezone **3275 SULLIVANT AVENUE (43204)**, being 0.5± acres located on the south side of Sullivant Avenue, 260± feet east of Athens Avenue, **From:** I, Institutional District and AR-1, Apartment Residential Districts, **To:** CPD, Commercial Planned Development District (Z03-050).

FR

To rezone **1328 DUBLIN ROAD (43215)**, being 2.77± acres located on the northeast side of Dublin Road, 1000± feet south of Stella Court, **From:** M-1, Manufacturing District **To:** L-M, Limited Manufacturing District (Rezoning # Z05-007).

FR

To rezone **5353 SULLIVANT AVENUE (43119)**, being 11.0± acres located on the south side of Sullivant Avenue, 560± feet west of Norton Road, **From:** C-2, and C-4, Commercial, and ARLD, Apartment Residential Districts, **To:** L-AR-12, Limited Apartment Residential District. (Rezoning # Z04-075)

CA CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

CA

To authorize the Public Service Director to modify a contract for the Facilities Management Division with Winnscapes for landscape maintenance at various City-owned locations; to

authorize the expenditure of \$50,364.43 from the General Fund; and to declare an emergency. (\$50,364.43)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to rent Uniforms/Floor Mat Rental with Cintas Corporation, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To authorize the appropriation of \$465.00 from the unappropriated balance of the Special Purpose Fund, Historic Light Fixture Restoration Subfund, to the Public Service Department, Facilities Management Division, to provide funding for the restoration and replacement of glass panels of historic City Hall light fixtures; and to declare an emergency. (\$465.00)

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

CA

To authorize and direct the Finance Director to issue a purchase order to Ohio Trailer Supply, Inc. for the purchase of commercial trailers for the Fire Division; to authorize the expenditure of \$65,600.00 from the General Government Grant Fund; and to declare an emergency. (\$65,600.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to issue a purchase order to Machiner & Tool Rentals Inc. for the purchase of trash pumps for the Fire Division; to authorize the expenditure of \$13,532.40 from the General Government Grant Fund; and to declare an emergency. (\$13,532.40)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to issue a purchase order to Delta Marine Enterprises Inc. in the amount of \$11,280.00, for the purchase of boat motors for the Fire Division; to authorize the expenditure of \$11,280.00 from the Safety Bond Fund; and to declare an emergency. (\$11,280.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to issue a purchase order to Rescue One Corporation in the amount of \$14,410.00, for the purchase of a Connector Rescue Boat for the Fire Division; to authorize the expenditure of \$14,410.00 from the Safety Bond Fund; and to declare an emergency. (\$14,410.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

CA

To authorize the City Attorney to contract for professional services and to expend \$3,500.00 from the Miranova TIF Fund - City Riverfront Vision Account for costs in connection with acquisition of certain real property on the Whittier Peninsula consistent with the redevelopment plan known as the **Riverfront Vision Plan Project** and to declare an emergency.

This Matter was Approved on the Consent Agenda.

CA

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-007) of 4.041± Acres in Plain Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

This Matter was Approved on the Consent Agenda.

PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

CA

To authorize and direct the Finance Director to enter into two (2) contracts for the option to purchase Exhaust System Repair with Wilson's Auto Service Inc. (primary) and Complete Brake Service Inc. (secondary), to authorize the expenditure of two (2) dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into contracts for an option to purchase Ready Mix Concrete, with Anderson Concrete Company, F. W. Slotter, Inc, and The Greensboro Corporation, to authorize the expenditure of three dollars to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize and direct the Finance Director to enter into contracts for an option to purchase Various Asphalt Concretes, with Apple-Smith Corp., Kokosing Materials, Miller Pavement Materials, QPR - a division of Lafarge, Shelley & Sands, Inc., to authorize the expenditure of four dollars to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)

This Matter was Approved on the Consent Agenda.

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS HABASH

CA

To authorize the Board of Health to modify and increase a contract with the Ohio Hispanic Coalition for the provision of interpretation and enabling services, to authorize the expenditure of \$6,720 from the Health Department Grants Fund to pay the cost thereof, and to declare an emergency. (\$6,720)

This Matter was Approved on the Consent Agenda.

**UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY
HABASH**

CA

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sanitary sewer easements, located in the vicinity of West Fifth Avenue and Broadview Avenue, at the request of Skilken Properties in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to increase the contract with Moling & Associates, Inc., for security guard services at the Public Utilities Complex, for the Division of Water, and to authorize the expenditure of \$25,000.00 from Water Systems Operating Fund. (\$25,000.00)

This Matter was Approved on the Consent Agenda.

CA

To authorize the Director of Public Utilities to reimburse a customer a portion of water and sewer charges, to authorize the expenditure of \$27,994.22 from Water Systems Operating Fund and \$1,211.11 from Sewer Systems Operating Fund, and to declare an emergency. (\$29,205.33)

This Matter was Approved on the Consent Agenda.

**RECREATION & PARKS: HABASH, CHR. BOYCE MENDEL
THOMAS**

CA

To authorize and direct the Finance Director to enter into contracts for the option to purchase folding tables and chairs with Mity-Lite, Inc. and Office City Express, to authorize the expenditure of \$2.00 to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00).

This Matter was Approved on the Consent Agenda.

CA

To authorize an appropriation of \$98,775.04 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for various services during 2005 funded through grants and donations, and to declare an emergency. (\$98,775.04)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

**EMERGENCY, TABLED AND 2ND READING OF 30-DAY
LEGISLATION****ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH**

To authorize and direct the City Auditor to appropriate and transfer \$185,000 within the general permanent improvement fund; to authorize the City Auditor to enter into contract and to expend up to \$161,400 with Tier Technologies, Inc. for the purchase of software and implementation and related services for a citywide internet-based electronic procurement system (V.GOV), in accordance with the sole source provisions of the Columbus City Code; to authorize the balance of the project cost of up to \$23,600 to be expended for equipment and software that will be obtained from various vendors, not known at this time, for a total project cost of up to \$185,000 or as much thereof as may be necessary from the general permanent improvement fund; and to declare an emergency. (\$185,000.00)

A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, to enact a new classification within Section 5(E); and to declare an emergency.

A motion was made by President Pro-Tem Boyce, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

**JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR.
O'SHAUGHNESSY THOMAS HABASH**

To authorize the City Auditor to transfer an amount not to exceed \$150,000 between projects within Fund 742 Development for the purpose of paying final expenses related to Northland Park Roads Phase I; and to declare an emergency. (\$150,000)

A motion was made by Hudson, seconded by President Mentel, that this matter be Approved. The motion carried by the following vote:

To authorize the Director of Development to enter into a contract with Columbus Urban Growth Corporation for the purpose of completing all Northland Park Phase I roadway construction and contractor payments; to authorize the expenditure of \$150,000 from the Development Fund. ~~and to declare an emergency--(\$150,000)~~

A motion was made by Hudson, seconded by Tavares, that this matter be Amended to 30 day. The motion carried by the following vote:

To authorize the Director of Development to enter into a contract with Columbus Urban Growth Corporation for the purpose of completing all Northland Park Phase I roadway

construction and contractor payments; to authorize the expenditure of \$150,000 from the Development Fund; and to declare an emergency. (\$150,000)

A motion was made by Hudson, seconded by Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

To authorize the Director of Development to enter into a contract with Columbus Urban Growth Corporation for the purpose of completing all Northland Park Phase I roadway construction and contractor payments; to authorize the expenditure of \$150,000 from the Development Fund. ~~and to declare an emergency. (\$150,000)~~

A motion was made by Hudson, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:

To authorize the Director of the Department of Development to amend the agreement with the Long Street Business Association by changing the name of the organization to the Long Street Businessmen's Association; and to declare an emergency.

A motion was made by Hudson, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

To authorize an appropriation of \$969,429.00 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police, to purchase equipment, supplies, and services; and to declare an emergency. (\$969,429.00)

A motion was made by President Mentel, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-005) of 6.451± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code. ~~and to declare an emergency.~~

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Taken from the Table. The motion carried by the following vote:

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

To accept the plats titled VILLAGE AT HILLIARD RUN SECTION 1 PART 1 and VILLAGE AT HILLIARD RUN SECTION 1 PART 2 from ROBERT A. MEYER, JR., Executive Vice President of DOMINION HOMES INC., an Ohio corporation.

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

To authorize and direct the Finance Director to enter into contracts for an option to purchase Limestone & Gravel Aggregates, with CLB Trucking Inc., The Olen Corporation, Shelly Materials, Inc., and Wilson-Michaels Trucking, to authorize the expenditure of four dollars to establish the contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00)

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Tabled to Certain Date. The motion carried by the following vote:

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS HABASH

To authorize the Board of Health to enter into a contract with The Ohio State University - Division of Infectious Disease and Internal Medicine, acting through its practice plan, OSU Internal Medicine, LLC, for physician services for the Ben Franklin Tuberculosis Clinic, to authorize the expenditure of \$35,000 from the Health Department Grants Fund to pay the costs thereof, to waive provisions of competitive bidding, and to declare an emergency. (\$35,000)

A motion was made by Tavares, seconded by O'Shaughnessy, that this matter be Approved. The motion carried by the following vote:

To authorize the appropriation of \$50,000.00 from the unappropriated balance of the Emergency Human Services Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with The Salvation Army of Greater Columbus; to authorize the expenditure of \$50,000.00 from the Emergency Human Services Fund; and to declare an emergency. (\$50,000.00)

A motion was made by Tavares, seconded by President Pro-Tem Boyce, that this matter be Approved. The motion carried by the following vote:

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

To authorize the Director of Public Utilities to modify the professional engineering services contract with Brown & Caldwell Ohio, LLC for the Sanitary Sewer Overflow Elimination Project; and to authorize the appropriation, transfer and expenditure of \$3,196,441.66 from

the Sewer System Reserve Fund to the Voted Sanitary Bond Fund; to amend the 2004 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency. (\$3,196,441.66)

A motion was made by President Habash, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

To authorize the Director of Public Utilities to contract with the Lake Erie, Inc. for construction of the Southerly Wastewater Treatment Plant Electrical System Upgrade, to authorize the appropriation, transfer and expenditure of \$4,610,749.50 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; and to declare an emergency. (\$4,610,749.50)

A motion was made by President Habash, seconded by Hudson, that this matter be Tabled Indefinitely. The motion carried by the following vote:

To authorize and direct the Director of Public Utilities to accept a grant in the amount of \$100,000.00; to enter into an agreement with the Ohio Environmental Protection Agency; to authorize the appropriation and expenditure of \$99,998.63 from the Ohio EPA Grant; to authorize the Director of Public Utilities to enter into contract with Fuller, Mossbarger, Scott & May Engineers for the Lower Olentangy Dam Removal Project; to amend the 2004 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency. (\$99,998.63)

A motion was made by President Habash, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

To authorize the Director of Public Utilities to enter into contracts, with Decker Construction Company, for Heat Welding, Asphalt Repairs, and Concrete Repairs, for the Divisions of Water, Electricity, and Sewerage and Drainage, to authorize the expenditure of \$560,000.00 from Water Systems Operating Fund, \$40,000.00 from Electricity Operating Fund, and \$200,000.00 from Sewer Systems Operating Fund, and to declare an emergency. (\$800,000.00)

A motion was made by President Habash, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

To authorize the Director of Public Utilities to advance payment to the United States of America, Department of the Army, for purposes of authorizing a final construction contract modification and payment for the Scioto Main Trunk Sewer, in connection with the West Columbus Local Protection Project, to authorize the transfer, appropriation, and expenditure of \$65,000.00 from the Sanitary Sewer Bond Fund to the Scioto River Flood Control Fund; for the Division of Sewerage and Drainage, and to declare an emergency. (\$65,000.00)

A motion was made by President Habash, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

To authorize the Director of Public Utilities to modify and extend an existing contract for the Land Application of Biosolids Services with Synagro Midwest Inc., for the Division of Sewerage and Drainage, to authorize the expenditure of \$480,000.00 from the Sewerage System Operating Fund, and to declare an emergency (\$480,000.00)

A motion was made by President Habash, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

**DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES
HABASH**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-005) of 6.451± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Reconsidered. The motion carried by the following vote:

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-005) of 6.451± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code. ~~and to declare an emergency.~~

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Amended to 30 day. The motion carried by the following vote:

A motion was made by O'Shaughnessy, seconded by Tavares, that this matter be Approved as Amended. The motion carried by the following vote:

**RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL
THOMAS**

To authorize and direct the Director of Recreation and Parks to enter into a revenue generating contract with The Wellington School for use of athletic fields in Northcrest Park. ~~and to declare an emergency.~~

A motion was made by President Habash, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

To authorize and direct the Director of Recreation and Parks to grant consent to the Columbus Landmarks Foundation to apply for permission to sell alcoholic beverages at City Hop Kick Off Celebration, June 17, 2005, and to declare an emergency.

A motion was made by President Habash, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

To authorize and direct the Director of Recreation and Parks to enter into a contract with the Phoenix Theatre Circle for the purpose of creating, producing and staffing summer theatre camps and fall/winter classes at the Davis Performing Arts Center for Youth, to waive the necessary competitive bidding requirements, to authorize the expenditure of \$30,000.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$30,000.00)

A motion was made by President Habash, seconded by Hudson, that this matter be Approved. The motion carried by the following vote:

To authorize the Executive Director of the Department of Recreation and Parks to execute a deed to M/I Homes of Central Ohio, LLC for certain City owned real property, to provide a community center, park recreational facilities and open space to residents in the Upper

Albany West development area, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency

A motion was made by President Habash, seconded by President Pro-Tem Boyce, that this matter be Reconsidered. The motion carried by the following vote:

A motion was made by President Habash, seconded by Hudson, that this matter be Amended to Emergency. The motion carried by the following vote:

A motion was made by President Habash, seconded by Hudson, that this matter be Approved as Amended. The motion carried by the following vote:

RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON TAVARES

To repeal and replace Chapter 921 of the Columbus City Codes to bring waterway codes up to date and to bring City of Columbus codes into closer compatibility with State waterway codes.

A motion was made by President Habash, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:

ADJOURNMENT

A motion was made by President Mentel, seconded by Hudson, to adjourn this Regular Meeting. The motion carried by the following vote: