



Legislation Text

File #: 1040-2020, **Version:** 1

1. BACKGROUND

The purpose of this legislation is to authorize the assignment of an existing professional services agreement from City Solutions Central Ohio LLC to Zart Consulting, Inc.

Pursuant to Ordinance 0075-02, the Director of Public Service executed an exclusive agreement with City Solutions, Inc., permitting the installation, operation, and maintenance of modular newsracks with ancillary advertising within the area defined as the Voluntary Newsrack District, located in downtown Columbus. That legislation also waived certain provisions of Columbus City Code prohibiting the placement of obstructions, including but not limited to, containers, vending equipment, merchandise, signs, or advertising of any kind, within the public rights-of-way.

Ordinance 3187-2017 authorized the Director of Public Service to modify and renew the aforementioned agreement. The owner of City Solutions Central Ohio LLC now is seeking the consent from the Director of Public Service to assign the existing professional services agreement to Zart Consulting, Inc. The principle of Zart Consulting has been closely involved in the operation of the modular newsracks since the installation thereof in 2004.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Zart Consulting, Inc.

2. CONTRACT COMPLIANCE

Zart Consulting presently does not possess a valid contract compliance number and will be required to become contract compliant before entering into contract with the City.

3. FISCAL IMPACT

There is no cost to the City to assign the contract to a new company. All terms and conditions of the contract are to remain the same, so funds owed to the City under the contract will still be paid to the City.

4. EMERGENCY DESIGNATION

Emergency action is requested to allow the assignment of the contract to occur as soon as reasonably practicable so as to prevent unnecessary lapses in the execution of the duties and obligations outlined in the subject service contract and to maintain the orderly condition of the public rights-of-way.

To authorize the Director of the Department of Public Service to consent to the assignment of an existing services agreement, permitting the installation, operation, and maintenance of modular newsracks within the Voluntary Newsrack District in downtown Columbus, from City Solutions Central Ohio LLC to Zart Consulting, Inc.; and to declare an emergency. (\$0.00)

WHEREAS, the Department of Public Service is responsible for the operation, use, and maintenance of public rights-of-way within the City of Columbus; and

WHEREAS, Ordinance 0075-02 authorized the Director of Public Service to execute an agreement with City Solutions, Inc., now City Solutions Central Ohio LLC, permitting the installation, operation, and maintenance of modular newsracks with ancillary advertising within the area defined as the Voluntary Newsrack District in downtown Columbus; and

WHEREAS, pursuant to that agreement, City Solutions Central Ohio LLC established the Voluntary Newsrack Program, a system of distribution whereby publishers voluntarily utilize modular newsracks within the Voluntary Newsrack District

for the distribution and sale of publications; and

WHEREAS, Ordinance 3187-2017 authorized the Director of Public Service to modify and renew the aforementioned agreement through March 28, 2028, with the option to renew the term for two additional five-year periods; and

WHEREAS, the owner of City Solutions Central Ohio LLC now is seeking the consent from the Director of Public Service to assign the existing professional services agreement to Zart Consulting, Inc.; and

WHEREAS, the principle of Zart Consulting has been closely involved in the operation of these modular newsracks since the installation thereof in 2004; and

WHEREAS, this legislation authorizes the assignment of the contract from City Solutions Central Ohio LLC to Zart Consulting, Inc.; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director to consent to the assignment of the contract to occur as soon as reasonably practicable so as to prevent unnecessary lapses in the execution of the duties and obligations outlined in the subject service contract and to maintain the orderly condition of the public rights-of-way; **now, therefore,**

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

SECTION 1. That the Director of the Department of Public Service is authorized to consent to the assignment of an existing agreement, authorized pursuant to Ordinance 3187-2017, relating to the installation, operation, and maintenance of modular newsracks with ancillary advertising within the area defined as the Voluntary Newsrack District in downtown Columbus, from City Solutions Central Ohio LLC to Zart Consulting, Inc.

SECTION 2. 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 passage if the mayor neither approves nor vetoes the same.