

Columbus City Bulletin



Bulletin 43
October 23, 2004

Proceedings of City Council

Saturday, October 23, 2004



SIGNING OF LEGISLATION

Unless otherwise noted, all legislation listed in this bulletin was signed by Council President Matt Habash, on the night of the Council meeting, Monday, *October 18, 2004*; by the Mayor, Michael B. Coleman, on Tuesday, *October 19, 2004* and attested by the City Clerk, Andrea Blevins, prior to Bulletin publishing.

The City Bulletin Official Publication of the City of Columbus

Published weekly under authority of the City Charter and direction of the City Clerk. The Office of Publication is the City Clerk's Office, 90 W. Broad Street, Columbus, Ohio 43215, 614-645-7380. The City Bulletin contains the official report of the proceedings of Council. The Bulletin also contains all ordinances and resolutions acted upon by council, civil service notices and announcements of examinations, advertisements for bids and requests for professional services, public notices; and details pertaining to official actions of all city departments. If noted within ordinance text, supplemental and support documents are available upon request to the City Clerk's Office.

Council Journal (minutes)



City of Columbus

Journal - Final

Columbus City Council

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

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.

Monday, October 18, 2004

5:00 PM

Columbus City Council

Columbus City Council

Journal

October 18, 2004

REGULAR MEETING NO. 54 OF COLUMBUS CITY COUNCIL, MONDAY, OCTOBER 18, 2004 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

C0030-2004

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, OCTOBER 13, 2004

New Type: D3

To: Fire Dance LLC
DBA Garretts Saloon
1071 Parsons Av
Columbus, Ohio 43206
permit # 2738270

New Type: D1

To: Donatos Pizzeria Corp
DBA Donatos Pizza
920 N High St
Columbus, Ohio 43201
permit # 22506600295

New Type: D2

To: Udipi Cafe Inc
DBA Udipi Cafe
2001 E Dublin Granville Rd
Columbus, Ohio 43229
permit # 9135802

Transfer Type: C1, C2
To: Beverage Ventures Inc
2995 Morse Rd
Columbus, Ohio 43231
From: Zack of Ohio Inc
DBA Beer & Wine Emporium
2995 Morse Rd
Columbus, Ohio 43231
permit # 06791480005

Transfer Type: D5, D6
To: Thomas A Snow LLC
DBA Chatterbox Bar
554 E Whittier St 1st Fl & Bsmt
Columbus, Ohio 43206
From: LSS Design Company Inc
DBA Chatterbox Bar
554 E Whittier St 1st Fl & Bsmt
Columbus, Ohio 43206
permit # 8871574

Transfer Type: C1, C2
To: L A Arikat Inc
1223 E Main St 1st Fl
Columbus, Ohio 43205
From: Hisa Inc
DBA MW Mart
1223 E Main St 1st Fl
Columbus, Ohio 43205
permit # 4957130

Transfer Type: D5
To: High Five Inc
1227-29 N High St & Patio
Columbus, Ohio 43201
From: Jennifer Olejownik
1227-29 N High St & Patio
Columbus, Ohio 43201
permit # 3831421

Transfer Type: D1, D3, D3A, D6
To: Moes Southwest Grill
Ohio State LLC
1980 N High St A
Columbus, Ohio 43201
From: Campus Quarters LLC
DBA Quarters
16 W Lane Ave 1st Floor Bsmt & Patio
Columbus, Ohio 43221
permit # 6081180

Transfer Type: D1
To: Chipotle Mexican Grill
of Colorado LLC
DBA Chipotle
6079 Blazer Pkwy
Columbus, Ohio 43017
From: Minellis Pizza Inc
1189 N Wilson Rd
Columbus, Ohio 43204
permit # 14374150360

Stock Type: D1, D3, D3A, D6
To: Chang Family Inc
DBA Min Ga Korean Restaurant
800 Bethel Rd
Columbus, Ohio 43214
permit # 1389511

NOTICE:

TO THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

The undersigned, a Board of Revision, appointed and acting in the pursuance of Resolution No. 196X-2004 adopted on the 13th day of September, 2004, respectfully approve the estimated assessment of the cost and expense of improving Heatherbrook Street Lighting Assessment, as made by the Division of Electricity, and hereby adopts said report as its own.

Walter R. Cates, Sr., Chair
Darrin Wasniewski
Fred K. Parker

NOTICE:

TO THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

The undersigned, a Board of Revision, appointed and acting in the pursuance of Resolution No. 196X-2004 adopted on the 13th day of September, 2004, respectfully approve the estimated assessment of the cost and expense of improving Raspberry Run Street Lighting Assessment, as made by the Division of Electricity, and hereby adopts said report as its own.

Walter R. Cates, Sr., Chair
Darrin Wasniewski
Fred K. Parker

NOTICE:

TO THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

The undersigned, a Board of Revision, appointed and acting in the pursuance of Resolution No. 196X-2004 adopted on the 13th day of September, 2004, respectfully approve the estimated assessment of the cost and expense of improving Madison Mills Street Lighting Assessment, as made by the Division of Electricity, and hereby adopts said report as its own.

Walter R. Cates, Sr., Chair
Darrin Wasniewski
Fred K. Parker

Advertise 10/23/04
Return 10/29/04

Read and Filed

RESOLUTIONS OF EXPRESSION

HUDSON

229X-2004 To recognize and congratulate Columbus' Dr. Kathryn Sullivan, the first American woman to walk in space, on the 20th anniversary of her historic Space Shuttle mission, October 11th, 2004.

Sponsors: Mary Jo Hudson

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

O'SHAUGHNESSY

232X-2004 To recognize Dr. Siobhán Geraghty, presenter of the Irish American Cultural Institute's Fall 2004 Perceptions Series 'Irish Graveyards: Full of Life.'

Sponsors: Maryellen O'Shaughnessy

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

TAVARES

233X-2004 To proclaim Saturday, October 9, 2004 as a celebration of "Islamic Day in Ohio," within the City of Columbus.

Sponsors: Charleta B. Tavares

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

236X-2004 To declare October 15, 2004, as National Latino AIDS Awareness Day.

Sponsors: Charleta B. Tavares

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

THOMAS

226X-2004

To commend and recognize the City of Columbus, Department of Public Utilities, Division of Water, Women's Tapping Team consisting of: Claudine Pekula, Jaime Shaner, Kathy Taylor & Don Lathem on their recent victory at the State American Water Works Association (AWWA) Water Main Tapping Contest held September 15, 2004, in Toledo, Ohio.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

227X-2004

To commend and recognize the City of Columbus, Department of Public Utilities, Division of Water, Top Operators Team consisting of: Kevin Gleich, Chuck Norris & Doug Surratt on their recent victory at the State American Water Works Association (AWWA) Top Ops Contest held September 15, 2004, in Toledo, Ohio.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

228X-2004

To commend and recognize the City of Columbus, Department of Public Utilities, Division of Water, Men's Tapping Team consisting of: Patrick Crumley, Bruce Farley, Mike Spriggs & Chris Scott on their recent victory at the State American Water Works Association (AWWA) Water Main Tapping Contest held September 15, 2004, in Toledo, Ohio.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

HABASH

238X-2004

To recognize and honor Battelle on the occasion of their 75th Anniversary.

Sponsors: Matthew D. Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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:

SAFETY & JUDICIARY: 1609-2004

DEVELOPMENT: 1794-2004

PUBLIC SERVICE & TRANSPORTATION: 1680-2004,1785-2004

UTILITIES: 1491-2004

FIRST READING OF 30-DAY LEGISLATION

ADMINISTRATION: BOYCE, CHR. MENDEL HABASH

1689-2004 FR To authorize the Director of the Civil Service Commission to establish a blanket certificate for the purpose of administering the uniformed examinations of the Department of Safety, and to authorize the expenditure of \$78,000.00 from the General Fund. (\$78,000.00)

Read for the First Time

1755-2004 FR To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Computer Consulting from Compuware Corporation.

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

1704-2004 FR To authorize the acceptance of deeds for two parcels of land to be held in the Land Bank for redevelopment.

Read for the First Time

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

1555-2004 FR To authorize the Director of Public Utilities to enter into a reimbursement agreement with Intrust Land Development for the construction of the Rathmell Road Water Line and to authorize the expenditure of \$107,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund for the Division of Water. (\$107,000.00)

Read for the First Time

1558-2004 FR To authorize the Director of Public Utilities to modify the contract with JBS Associates, Inc. for professional engineering services for a comprehensive water audit, for the Division of Water, and to authorize the expenditure of \$32,530.14 from the Water Works Enlargement Voted 1991 Bond Fund. (\$32,530.14)

Read for the First Time

1567-2004 FR To authorize the Director of Public Utilities to enter into a contract with McDaniel's Construction Corp., Inc. for Marion Franklin Area Water Line Improvements for the Division of Water and to authorize the expenditure of \$2,771,273.53 for construction and \$332,726.47 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 Bonds Fund. (\$3,104,000.00)

Read for the First Time

1667-2004 FR To authorize the Director of Public Utilities to enter into a reimbursement agreement with Homewood Corporation for the construction of the Refugee Road Water Line and to authorize the expenditure of \$7,300.00 from the Water Works Enlargement Voted 1991 Bonds Fund for the Division of Water. (\$7,300.00)

Read for the First Time

1685-2004 FR To authorize the Finance Director to enter into a contract with Fyda

Freightliner Columbus, Inc. for the purchase of two Panel Vans for the Division of Electricity and to authorize the expenditure of \$137,774.00 from the Division of Electricity Operating Fund. (\$137,774.00)

Read for the First Time

- 1699-2004** FR To authorize the Director of Finance to establish a blanket purchase order to purchase Wire and Cable for the Division of Electricity, in accordance with the terms and conditions of the universal term contract with Consolidated Electrical Distributors, Inc., and to authorize the expenditure of \$165,134.00 from the Division of Electricity Operating Fund. (\$165,134.00)

Read for the First Time

RULES & REFERENCE: HABASH, CHR. MENDEL TAVARES

- 1544-2004** FR To amend Section 2107.06 of the Columbus City Codes, 1959, pertaining to impounding fees and storage charges.

Sponsors: Michael C. Mendel

Read for the First Time

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

- 1692-2004** FR To grant a Variance from the provisions of Section 3363.01, M-Manufacturing district of the Columbus City codes for the property located at 1345 LONDON-GROVEPORT ROAD (43137), to conform an existing single-family dwelling in the M, Manufacturing District (Council Variance # CV04-024).

Read for the First Time

CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HABASH

- 1695-2004** CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with Axiom Mechanical Services for the replacement of the boiler at Fire Station #13, 309 Arcadia Avenue; to authorize the expenditure of \$23,715.00 from the Safety Bond Fund; and to declare an emergency. (\$23,715.00)

This Matter was Approved on the Consent Agenda.

- 1700-2004** CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service to replace a chiller at the Police Academy located at 2609 McKinley Avenue; to authorize the expenditure of \$45,318.00 from the Safety Bond Fund; and to declare an emergency. (\$45,318.00)

This Matter was Approved on the Consent Agenda.

- 1715-2004** CA To authorize the City Treasurer to modify and increase the current contract with First Data Merchant Services to provide credit card processing services for the Parking Violations Bureau; and to authorize the expenditure of \$10,000.00 from the General Fund. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

- 1717-2004** CA To authorize the City Treasurer to modify and increase the current contract with ACS State and Local Solutions to provide parking violation processing

services; and to authorize the expenditure of \$50,000.00 from the General Fund. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

- 1729-2004 CA To authorize and direct the Finance Director to modify past, present and future purchase orders with U.S. Traffic Corporation and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1738-2004 CA To authorize and direct the Finance Director to modify the citywide contract for the option to purchase Specialty, Industrial and Medical Gases with Airgas Great Lakes and to modify past, present and future purchase orders with Airgas Great Lakes and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1754-2004 CA To authorize and direct the Finance Director to modify past, present and future purchase orders with Ready Wire Electrical Contractors, LLC and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1837-2004 CA To authorize an appropriation of \$66,668.00 from the unappropriated balance of the Urban Development Action Grants Fund, to the Department of Finance, and to authorize the expenditure of \$66,668.00 from the Urban Development Action Grants Fund, to provide for the immediate and long term maintenance of the Ohio Theatre, and to declare an emergency. (\$66,668.00)

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: BOYCE, CHR. THOMAS HABASH

- 1782-2004 CA To authorize the expenditure of \$30,000.00 for UIRF improvements from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$30,000.00)

This Matter was Approved on the Consent Agenda.

- 1793-2004 CA To authorize the Director of Recreation and Parks to enter into contract with Tiffin Scenic Studios for Columbus Performing arts stage and drapery project, to authorize the expenditure of \$58,211.00 from CIP Bond fund within the Recreation and Parks Department, and to declare an emergency. (\$58,211.00)

This Matter was Approved on the Consent Agenda.

- 1800-2004 CA To authorize the expenditure of \$100,000.00 for various park and playground improvements from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- 1802-2004 CA To authorize the expenditure of \$100,000.00 for various facilities improvements from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

- 1751-2004** CA To authorize the Mayor of the City of Columbus to accept a FY03 Project Safe Neighborhoods Grant Award, to authorize an appropriation of \$100,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of Project Safe Neighborhoods (2004A) and to declare an emergency. (\$100,000.00).
This Matter was Approved on the Consent Agenda.
- 1765-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Supplemental Uniforms, with Roy Tailors Uniform Company of Columbus, Inc., and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1775-2004** CA To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$100,000.00 from the Storm Sewer Bonds Fund for costs in connection with the Leland Ditch Storm Sewer Project, and to declare an emergency. (\$100,000.00).
This Matter was Approved on the Consent Agenda.
- 220X-2004** CA To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the Livingston Avenue Sewer Improvements Project, and to declare an emergency.
This Matter was Adopted on the Consent Agenda.
- 230X-2004** CA To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the Henderson Road (S. R. 315 to High Street) Improvement Project, and to declare an emergency.
This Matter was Adopted on the Consent Agenda.
- 1823-2004** CA To authorize and direct the Finance Director to enter into two contracts for an option to purchase Self-Contained Breathing Apparatus (SCBA) equipment, supplies, maintenance and repair parts with Scott Health & Safety and Finley Fire Equipment Co., Inc., to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)
This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- 1709-2004** CA To authorize the Director of the Department of Development to execute those documents necessary to release certain restrictive covenants, which prohibit the separate sale of two abutting lots, located at 248 West and 250 West Fourth Avenue.
This Matter was Approved on the Consent Agenda.
- 1834-2004** CA To amend Ordinance No. 1361-2004 to reduce the amount of the contract between the Department of Development and the Neighborhood Design Center for oversight of the Rickenbacker-Woods project; and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1841-2004** CA To set forth a statement of municipal services and zoning conditions to be

provided to the area contained in a proposed annexation (AN04-030) of 0.51± Acres in Jefferson 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. TAVARES HABASH

1481-2004 CA To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for the US33 Urban Paving Project for the Transportation Division. (\$0)

This Matter was Approved on the Consent Agenda.

1614-2004 CA To authorize the Finance Director to enter into a contract for the purchase of two aerial sign trucks from Dueco, Incorporated, for the Transportation Division; to authorize the expenditure of \$228,796.00 from the 1995, 1999 Voted Streets and Highways Fund and to declare an emergency. (\$228,796.00)

This Matter was Approved on the Consent Agenda.

1624-2004 CA To authorize the Finance Director to enter into a contract with Dueco, Incorporated, for the purchase of two 54' aerial bucket trucks for the Transportation Division; to authorize the expenditure of \$225,237.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$225,237.00)

This Matter was Approved on the Consent Agenda.

1625-2004 CA To authorize the Finance Director to enter into a contract with Ohio Underground, Incorporated, for the purchase of a conduit layer and trailer for the Transportation Division; to authorize the expenditure of \$86,900.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$86,900.00)

This Matter was Approved on the Consent Agenda.

1682-2004 CA To repeal Ordinance 0393-2004 and to accept the plat titled LONGWOOD SECTION 3 from M/I HOMES OF CENTRAL OHIO, a limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

This Matter was Approved on the Consent Agenda.

1732-2004 CA To authorize the Director of the Public Service Department to execute those documents required to release a portion of the vehicular access restriction to Harlem Road as shown on the plat titled "The New Albany Country Club Section 2" of record in Plat Book 74, Page 67 of the Franklin County, Ohio, Recorder's Office for the purpose of granting two vehicular access points onto Harlem Road from that property identified as Lot 52 of said subdivision.

This Matter was Approved on the Consent Agenda.

1756-2004 CA To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase OEM Truck Parts, with center City International Trucks Inc., Schodorf Truck Body & Equipment Company, Inc., Best Equipment Company, Inc., Southeastern Equipment company, Inc., Columbus Equipment Company, Cummins Bridgeway, LLC, Brom

Truck Inc., Noble's, Inc., Horton Emergency Vehicles, ESEC Corporation dba Columbus Peterbilt, Byers Chevrolet, LLC, Finley Fire Equipment Company, Inc., Holtz Industries, Inc., McNeilus Truck & Manufacturing, Inc., Performance Parts Express and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

- 1713-2004** CA To authorize a supplemental appropriation of \$132,416.32 from the unappropriated balance of the Health Department Grants Fund for the Child & Family Health Services (CFHS) grant program, and to declare an emergency. (\$132,416.32)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

- 195X-2004** CA To authorize the Director of Public Utilities, on behalf of the Division of Electricity, to cause plans and specifications to be prepared for installing ornamental street lighting with underground wiring in the Westerford Village Subdivision under the assessment procedure.

This Matter was Adopted on the Consent Agenda.

- 1573-2004** CA To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Evans, Mechwart, Hambleton & Tilton, Inc. for the McKinley Avenue Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the expenditure of \$31,887.00; and to declare an emergency. (\$31,887.00)

This Matter was Approved on the Consent Agenda.

- 1651-2004** CA To authorize the Director of Public Utilities to enter into a contract with Dynamix Engineering Ltd. for the Hap Cremean Water Plant Asbestos Hazard Abatement and Heating System Replacement, for the Division of Water, to authorize the expenditure of \$258,905.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$258,905.00)

This Matter was Approved on the Consent Agenda.

- 1658-2004** CA To authorize the Director of Public Utilities to reimburse the Pennsylvania Railroad Holding Company for the inspection fees they paid the Transportation Division associated with the construction of a 12" water main along James Road for the Division of Water, to authorize the expenditure of \$18,832.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency (\$18,832.00)

This Matter was Approved on the Consent Agenda.

- 1726-2004** CA To authorize the Director of Public Utilities to modify and increase a purchase order with the Righter Company Inc. for the Sludge Storage Tank Cover Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$48,560.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$48,560.00)

This Matter was Approved on the Consent Agenda.

- 1727-2004** CA To authorize the Director of Public Utilities to modify and increase a

purchase order with Technical Construction Specialties Inc. Inc. for the Sludge Storage Tank Cover Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$38,800.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$38,800.00)

This Matter was Approved on the Consent Agenda.

- 1759-2004** CA To authorize the Director of Finance to establish a purchase order with The Henry P. Thompson Company for the purchase of Submersible Mechanical Mixers for the Division of Sewerage and Drainage, to authorize the expenditure of \$41,965.00 from the Sewerage System Operating Fund and to declare an emergency. (\$41,965.00)

This Matter was Approved on the Consent Agenda.

- 1761-2004** CA To authorize the Director of Finance to establish a purchase order with Midwest Municipal Instrumentation Inc for the purchase of Equipment Controllers and Flow Transmitters for the Division of Sewerage and Drainage, to authorize the expenditure of \$53,314.00 from the Sewerage System Operating Fund and to declare an emergency. (\$52,314.00)

This Matter was Approved on the Consent Agenda.

- 1776-2004** CA To declare the determination of City Council to proceed with the construction of the sanitary sewer improvements associated with the Strimple, Kilbourne, and Minerva Avenues Assessment Project, in accordance with the assessment procedures set forth by Columbus City Charter, for the Division of Sewerage and Drainage; and to declare an emergency. (\$0.00)

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

- A0127-2004** CA Appointment of James N. Turner, 164 Thurman Avenue, Columbus, OH 43206, to serve on the Board of Commission Appeals replacing Charles Kuhlman with a new term expiration date of May 15, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0135-2004** CA Reappointment of Judy Manley, 140 Haldy Avenue, Columbus, OH 43204, to serve on the Greater Hilltop Area Commission with a new term expiration date of June 30, 2007 (bio attached).

This Matter was Read and Approved on the Consent Agenda.

- A0137-2004** CA Appointment of Mark Potts, 330 Guernsey Avenue, Columbus, OH 43204 to serve on the Greater Hilltop Area Commission replacing Chris Perry with a new term expiration date of June 30, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0138-2004** CA Appointment of Kenneth T. Woodard, Columbus Public Schools ESL Program Supervisor, 2546 Sunbury Road, Columbus, Ohio, 43219 to serve on the Community Relations Commission replacing B. J. Lundy with a new term expiration date of December 31,2006 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

Passed The Consent Agenda

A motion was made by President Pro-Tem Mentel, seconded by Ms. Tavares, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION

ADMINISTRATION: BOYCE, CHR. MENDEL HABASH

1669-2004 To authorize the Public Service Director to contract for the Facilities Management Division with Fox Mechanical Company for the renovation of the plumbing in the Municipal Court building located at 375 South High Street; to authorize the expenditure of \$33,600.00 from the Facilities Management Capital Fund; to waive the competitive bidding provisions of the City Codes; and to declare an emergency. (\$33,600.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1796-2004 To authorize the Mayor's Office of Education to accept funding from the Franklin County Board of Commissioners and to authorize an appropriation of \$471,540.83 from the unappropriated balance of the General Government Grant Fund to the Office of Education to cover costs associated with after school programming and to declare an emergency.

Tabled 2 weeks (to 11/1/04)

A motion was made by Mr. Boyce, seconded by Ms. Tavares, that this matter be Tabled to Certain Date. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

RECREATION & PARKS: BOYCE, CHR. THOMAS HABASH

1714-2004 To authorize a supplemental appropriation in the amount of \$327,253.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency. (\$327,253.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1792-2004 To authorize and direct the transfer of \$519,469.48 within the Voted 1995 and 1999 Parks and Recreation Bond Fund for the Columbus Performing Arts Project, to direct the Director of Recreation and Parks to enter into contract with Hopewell Constructors for the same project, to authorize the expenditure of \$1,208,677.00 from various funds within the Recreation and Parks Department, and to declare an emergency. (\$1,208,677.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

1475-2004

To authorize and direct the Finance Director to issue a blanket purchase order for fire fighting/safety supplies with The Fire House, and to authorize the expenditure of \$10,000.00 from the General Fund. (\$10,000.00)

A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, that this matter be Taken from the Table. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, that this matter be Approved as Amended. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1722-2004

To authorize and direct the City Attorney to settle the claim of Terry Travis against the City of Columbus, Division of Sewers and Drains, in the amount of Fifty-four Thousand and 00/100 (\$54,000.00); and to declare an emergency

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1734-2004

To authorize and direct the Finance Director to issue a purchase order to Marion Body Works for the purchase of a hazardous materials response vehicle; to authorize the expenditure of \$499,300.00 from the General Government Grant Fund; and to declare an emergency. (\$499,300.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1609-2004

To authorize and direct the Finance Director to issue a purchase order for telephone services from an existing Universal Term Contract established for such purpose by the Purchasing Office with SBC, and to authorize the expenditure of \$20,000.00 from the General Fund.(\$20,000.00)

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

Abstained: 1 - Ms. Hudson

Affirmative: 6 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

1572-2004 To accept the application (AN04-017) of Kevin G. Smith, et al. for the annexation of certain territory containing 0.413 ± Acres in Jefferson Township.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1705-2004 To authorize the Director of the Department of Development to enter into a short term lease agreement to lease city owned property at 777 East Long Street to Columbus Housing Partnership and Stenson Powell Partnership for \$1.00 per month commencing September 13, 2004 through March 12, 2005; and to declare an emergency.

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1794-2004 To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title to two (2) parcels of real property (1298, 1316-1336 Summit Street) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

Abstained: 1 - Ms. Thomas

Affirmative: 6 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, President Pro-Tem Mentel and President Habash

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

1473-2004 To authorize the Public Service Director to enter into an agreement with the Mid-Ohio Regional Planning Commission to undertake the I-270 West Outerbelt / US 33 Major Investment Study (MIS) to develop a strategic plan for Northwest area freeways and supporting arterial roads, and alternative modes; and to authorize the expenditure of \$100,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$100,000.00)

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

- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1616-2004** To authorize the Finance Director to enter into a contract for the purchase of three 3-wheeled street sweepers from Jack Doheny Supplies Ohio, Incorporated, for the Transportation Division; to authorize the expenditure of \$358,062.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$358,062.00)
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Hudson, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1617-2004** To authorize the Finance Director to enter into a contract for the purchase of two 4-wheel sweepers from the McLean Company for the Transportation Division; to authorize the expenditure of \$299,898.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$299,898.00)
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1749-2004** To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation and the Executive Director of the Mid-Ohio Regional Planning Commission for the 2005-2007 Paving The Way program for the Transportation Division; to authorize the transfer of \$150,000.00 from the Street Construction, Maintenance and Repair Fund to the General Government Grant Fund; to appropriate \$750,000.00 within the General Government Grant Fund; to authorize the expenditure of \$750,000.00 or so much thereof as may be needed from the General Government Grant Fund, and to declare an emergency. (\$750,000.00)
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1680-2004** To authorize the transfer of \$234,186.49 within the 1995, 1999 Voted Streets and Highways Fund; to authorize the transfer of this amount to the State Issue II Street Projects Fund; to authorize the appropriation of this amount within that Fund; to authorize the Public Service Director to modify and increase the existing contract with Kokosing Construction Company, Incorporated, for the construction of the Greenlawn Avenue Improvement - OPWC project for the Transportation Division; to authorize the expenditure of \$234,186.49 from the State Issue II Street Projects Fund, and to declare an emergency. (\$234,186.49)

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

Abstained: 1 - Ms. Hudson

Affirmative: 6 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1785-2004

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase OEM Truck Parts, with center Franklin Tractor Sales Inc., Sutphen Corporation, W.W. Williams Midwest, Inc., Schodorf Truck Body & Equipment Company, Nortrax, Performance Parts Express, The McLean Company, and to declare an emergency.

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

Abstained: 1 - Ms. Hudson

Affirmative: 6 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

1504-2004

To authorize the Board of Health to enter into a contract with Fireproof Records Center for records storage, retrieval and destruction services for the Health Department; to authorize the expenditure of \$20,000 from the Health Special Revenue Fund; to waive the provisions of competitive bidding, and to declare an emergency. (\$20,000)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1635-2004

To authorize the Director of the Department of Development to enter into a contract with the YWCA to aid in the financing of the development of the YWCA Family Center; to authorize the expenditure of \$300,000 from the 2004 Community Development Block Grant Fund; and to declare an emergency (\$300,000).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1822-2004

To adopt the Consolidated Submission for Community Planning and Development Programs including the Consolidated Plan, the related Citizen Participation Plan, the Community Development Service Area Designation, and the Action Plan; to authorize the filing of the Consolidated Submission with the U.S. Department of Housing and Urban Development; and to declare an emergency.

Tabled to 11/8/04

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1827-2004

To adopt the Action Plan budget items presented in the attachment as part of the Consolidated Submission for Community Planning and Development Programs consisting of the Consolidated Plan, the Citizen Participation Plan, the CDBG Service Area Designation, and the Action Plan; and to declare an emergency

Tabled to 11/8/04

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

1554-2004

To authorize the Finance Director to enter into a contract with Century Equipment, for batwing mowers, for the Division of Water, and to authorize the expenditure of \$77,151.20 from Water Systems Operating Fund. (\$77,151.20)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1568-2004

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Pomeroy & Associates, Ltd. for the Midland/Eakin Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$59,525.49 within the Storm Sewer Bond Fund; to authorize the expenditure of \$79,525.49 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; and to declare an emergency. (\$79,525.49)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1639-2004

To authorize the City Auditor to make an intra-subfund transfer of \$600,000.00 within the Storm Sewer Bonds Fund; to authorize an amendment to the 2004 Capital Improvements Budget; to transfer \$600,000.00 from the Storm Sewer Bonds Fund to the Scioto River West Floodwall Fund; to appropriate said monies within the Scioto River West Floodwall Fund; to make payment from the Scioto River West Flood Wall Fund to the United States of America, Department of the Army, in the amount of \$600,000.00, for the City's share of the total project cost required

for the 2005 Federal fiscal year for construction of the West Columbus Local Protection Project (WCLPP), in accordance with the Project Cooperation Agreement between the City and the Army Corps of Engineers, for the Division of Sewerage and Drainage; and to declare an emergency. (\$600,000.00)

A motion was made by Ms. Thomas, seconded by Mr. Boyce, that this matter be Approved. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1643-2004

To authorize the Director of Public Utilities to execute a construction contract with Darby Creek Excavating, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Olive/Westgate Area Stormwater System Improvements Project; to authorize the transfer of \$533,516.19 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$533,516.19 within the Storm Sewer Bond Fund; and to declare an emergency. (\$533,516.19)

A motion was made by Ms. Thomas, seconded by Mr. Boyce, that this matter be Approved. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1647-2004

To authorize the Director of Public Utilities to execute a construction contract with Darby Creek Excavating, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Wicklow Road Stormwater System Improvements Project; to authorize the transfer of \$186,599.73 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$186,599.73 within the Storm Sewer Bond Fund; and to declare an emergency. (\$186,599.73)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1649-2004

To authorize the Director of Public Utilities to execute a construction contract with Complete General Construction Company to provide for payment of inspection, material testing and related services to the Transportation Division for the Cassady Avenue Area Stormwater System Improvements Project; to authorize the transfer of \$181,498.88 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$2,481,498.88 within the Storm Sewer Bond Fund; and to declare an emergency. (\$2,481,498.88)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1668-2004

To amend the 2004 Capital Improvements Budget; to authorize the transfer

of \$2,880.81 within the Voted 1988 Street Lighting and Electricity Distribution Improvements LBS 11/92; to authorize the transfer of \$5,510.86 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects; to authorize the expenditure up to an amount not to exceed \$69,694.66; and to declare an emergency. (\$69,694.66)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1702-2004

To increase the appropriation in the Stormwater Utility Fund by \$2,900,000, to increase the appropriation in the Street Construction Maintenance and Repair Fund by \$2,900,000, to repeal Section 2 of Ordinance No. 0872-01 as of January 1, 2004, to authorize and direct the City Auditor, in consultation with the Finance Director, to pay up to \$700,000 in voted electricity debt service from Special Income Tax Fund in 2004, and to declare an emergency (\$6,500,000).

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1712-2004

To authorize the Director of Public Utilities to enter into a contract with Nickolas Savko & Sons, Inc. for Sunbury Road Area Water Line Improvements for the Division of Water and to authorize the expenditure of \$1,729,039.45 for construction and \$207,960.55 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$1,937,000.00)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1491-2004

To authorize the Director of Public Utilities to modify the contract for HVAC Specialty Maintenance Services with Cornerstone Services, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$89,000.00. (\$89,000.00)

Table 2 weeks (to 11/1/04)

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

RULES & REFERENCE: HABASH, CHR. MENTEL TAVARES

1677-2004

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by amending Section 10, Special Leave With Pay, to enact (H), Precinct Election Official Leave Program, to allow employees paid time off at the discretion of their appointing authority to work as a poll worker on

Election Day, and to declare an emergency.

Sponsors: Charleta B. Tavares

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1723-2004

To amend Chapter 3118 of the Columbus City Codes, 1959, by enacting new Section 3118.041 which provides for the appointment of substitute members to the Board of Commission Appeals in the event of a conflict of interest and by amending Sections 3118.05 and 3118.09 to clarify the standard of review utilized by the Board of Commission Appeals in considering appeals before it; and to declare an emergency.

Sponsors: Maryellen O'Shaughnessy

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

1757-2004

To amend Chapter 3327 of the Columbus City Codes, 1959, to clarify the definition of quorum in the context of meetings of the Italian Village Commission and to establish the circumstances under which a certificate of appropriateness must be issued by the Italian Village Commission as the result of inaction on a completed application; and to declare an emergency.

Sponsors: Maryellen O'Shaughnessy

A motion was made by Ms. O'Shaughnessy, seconded by Ms. Hudson, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

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

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

ADJOURNMENT

Regular Meeting #54 was adjourned by President Habash at 6:58

A motion was made by Ms. Tavares, seconded by Mr. Boyce, to adjourn this Regular Meeting. The motion carried by the following vote:

Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash



City of Columbus Journal - Final Zoning Committee

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

Monday, October 18, 2004

6:30 PM

Zoning Committee

Zoning Committee

Journal

October 18, 2004

REGULAR MEETING NO. 55 OF CITY COUNCIL (ZONING), OCTOBER 18, 2004 AT 6:30 P.M. IN COUNCIL CHAMBERS.

called to order by President Habash at 6:58 pm

ROLL CALL

Present: Chair Mentel: Mr. Boyce: President Habash: Ms. O'Shaughnessy:
Tavares: Thomas and Ms. Hudson

READING AND DISPOSAL OF THE JOURNAL

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1482-2004

To rezone 1700 WALCUTT ROAD (43228), being 6.31± acres located on the east side of Walcutt Road, 511± feet north of Transamerica Drive, From: R-1, Residential District To: L-M, Limited Manufacturing District (Rezoning # Z04-044).

A motion was made by Chair Mentel, seconded by Boyce, that this matter be Amended to Emergency. The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

A motion was made by Chair Mentel, seconded by Boyce, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1670-2004

To rezone 1165 WILLIAMS ROAD (43207), being 5.25± acres located at the southeast corner of Williams and Lockbourne Roads, From: M-1, Manufacturing District, To: L-M, Limited Manufacturing District (Z03-114).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1648-2004

To rezone 7118 LEHMAN ROAD (43110), being 15.03± acres located on the north side of Lehman Road, 122± feet west of Winchester Meadows Drive, From: R, Rural District, To: L-R-2, Limited Residential District (Rezoning # Z04-051).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1675-2004

To rezone 5542 CHANTRY DRIVE (43232), being 11.79± acres located on the north and south sides of Chantry Drive, at the northeast corner of Park Crescent and Chantry Drive, From: M-2, Manufacturing District To: L-AR-12, Limited Apartment Residential District. (Rezoning # Z02-107)

TABLED UNTIL 11/01/04

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1674-2004

To rezone 5327 NORTH HAMILTON ROAD (43229), being 4.2± acres located on the west side of North Hamilton Road, 490± feet north of Thompson Road, From: L-RRR, Limited Restricted Rural Residential District, To: CPD, Commercial Planned Development District (Z04-010).

A motion was made by Chair Mentel, seconded by Tavares, that this matter be Amended to Emergency. The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

1665-2004

To rezone 6063 BOWEN ROAD (43110), being 86.03± acres located on the west side of Bowen Road, 1930± feet south of Lehman Road, From: R, Rural District, To: PUD-4, Planned Unit Development District (Rezoning # Z04-018).

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

Tabled to 11/1/04

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

ADJOURNMENT

Regular Meeting #55 was adjourned by President Habash at 7:03 pm

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

Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson

Ordinances and Resolutions

City of Columbus
City Bulletin Report

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

Legislation Number: 1473-2004

Drafting Date: 09/02/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the Public Service Director to enter into an agreement with the Mid-Ohio Regional Planning Commission (MORPC) to undertake the I-270 West Outerbelt / US 33 Major Investment Study (MIS) to develop a strategic plan for Northwest area freeways and supporting arterial roads and alternative modes. Officials from the cities of Columbus, Dublin and Hilliard, the Franklin County Engineer's Office, the Union County Engineer's Office, the Ohio Department of Transportation (ODOT) and MORPC have identified the need to improve the transportation system in the northwest portion of Franklin County and other nearby areas, but especially I-270 north from I-70 to US 33 and US 33 west from I-270.

Since a portion of this project lies within the City of Columbus, this ordinance is necessary. This study is scheduled for 2004-2005. The consultant for this study will be selected by MORPC, with the City of Columbus paying a share of the costs. MORPC will invoice the City on a monthly basis.

Fiscal Impact: The Transportation Division budgeted \$6.5 million in the 2004 Capital Improvements Budget for Federal / State Match projects. There is \$45,000 specifically budgeted for this study within Fund 704, the 1995, 1999 Voted Streets and Highways Fund. The City of Columbus is contributing \$100,000.00 to MORPC for this study. The remaining \$55,000.00 will come from surplus monies budgeted for right of way acquisition for the Norton Road widening project. Since both of these sources are within the Federal / State Match Project, Project Number 530208, no project transfer is necessary.

Title

To authorize the Public Service Director to enter into an agreement with the Mid-Ohio Regional Planning Commission to undertake the I-270 West Outerbelt / US 33 Major Investment Study (MIS) to develop a strategic plan for Northwest area freeways and supporting arterial roads, and alternative modes; and to authorize the expenditure of \$100,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$100,000.00)

Body

WHEREAS, officials from the cities of Columbus, Dublin and Hilliard, the Franklin County Engineer's Office, the Union County Engineer's Office, the Ohio Department of Transportation (ODOT) and MORPC have identified the need to improve the transportation system in the northwest portion of Franklin County and other nearby areas, but especially I-270 north from I-70 to US 33 and US 33 west from I-270, and

WHEREAS, the above mentioned agencies have agreed to a cost, funding shares and schedule for the MIS, to participate in the conduct of the study, and to provide funding to undertake the study, now, therefore,

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

SECTION 1. That the Public Service Director be authorized to enter into an agreement with the Mid-Ohio Regional Planning Commission, 285 East Main Street, Columbus, Ohio 43215, to undertake the I-270 West Outerbelt / US 33 Major Investment Study (MIS), Project Number 530208, to develop a strategic plan for Northwest area freeways and supporting arterial roads and alternative modes.

SECTION 2. That the expenditure of \$100,000.00 for this purpose be and hereby is authorized from the 1995, 1999 Voted Streets and Highways Fund 704, Department No. 59-09, Public Service Department, Transportation Division, Object Level One Code 06, Object Level Three Code 6682, OCA Code and Project 530208.

SECTION 3. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1475-2004

Drafting Date: 08/09/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: The Fire Division is in need to purchase fire fighting/safety supplies; this legislation is to authorize and direct the Finance Director to issue a blanket purchase order for fire fighting/safety supplies with The Fire House.

Bid Information: Competitive bidding is being waived for this purchase.

Contract Compliance: 310953722

FISCAL IMPACT:

Budgeted Amount: Funds exist within the Division's current 2004 General Fund Operating Budget specifically for this purchase.

TitleTo authorize and direct the Finance Director to issue a blanket purchase order for fire fighting/safety supplies with The Fire House, and to authorize the expenditure of \$10,000.00 from the General Fund. (\$10,000.00)

BodyWHEREAS, the Fire Division is in need to purchase fire fighting/safety supplies from The Fire House via blanket purchase order; and

WHEREAS, a situation exists in the usual daily operation of the Department of Public Safety, in that it is necessary to purchase said fire fighting/safety supplies, for the immediate 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 Finance Director be and is hereby authorized and directed to issue a blanket purchase order for the purchase of fire fighting/safety supplies with The Fire House.

Section 2. That the expenditure of \$10,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Fund Budget, Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three 2249, OCA 301531.

~~Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~

Section 3. This Council finds it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Codes to permit the aforementioned purchase.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1481-2004

Drafting Date: 08/12/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This is consent legislation with the State of Ohio, Department of Transportation (ODOT) for an Urban Paving Project on US 33. This project proposes to perform partial depth pavement repairs; plane and resurface pavement with asphalt concrete; and replace pavement markings and loop detectors. Project limits extend on US33 (Riverside Drive) from the Dublin/Columbus corporation limit (0.36 miles south of the intersection of SR161) to approximately 0.69 miles north of CSX Railroad over US 33. (FRA-SR710-1.87 PID 24943)

The preliminary engineering of this project will be conducted by ODOT. The estimated cost to ODOT for this project is \$865,150. The City (Transportation Division) will only be responsible for twenty percent of the resurfacing costs within the corporate limits, now estimated at \$26,000.00.

Since this project lies within the City of Columbus, this consent ordinance is necessary. Construction of this project is scheduled for 2006.

Fiscal Impact: The estimated cost of this project is \$865,150.00, of which the City will be responsible for an estimated \$26,000.00. There is no payment required from the City at this time. This legislation also authorizes the Public Service Director to enter into the necessary agreements to complete this project.

Title

To authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation to grant consent and propose cooperation with the State of Ohio for the US33 Urban Paving Project for the Transportation Division. (\$0)

Body

The following is an Ordinance enacted by the City of Columbus, Franklin County, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

WHEREAS, the State of Ohio has identified the need for the described project:

This project proposes to perform partial depth pavement repairs; plane and resurface pavement with asphalt concrete; and replace pavement markings. This project is an Ohio Department of Transportation District Six Urban Paving Project.

Project limits extend on US33 (Riverside Drive) from the Dublin/Columbus corporation limit (0.36 miles south of the intersection of SR161) to approximately 0.69 miles north of the CSX railroad over US33; now, therefore

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

SECTION 1 - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above-described project.

SECTION 2 - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

That prior to the construction commencement date of the above-referenced project, the LPA shall install and/or repair all curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act and the LPA agrees to assume and bear one hundred percent (100%) of the cost of such installation and/or repair of curb ramps.

The City will assume and bear one hundred percent (100%) of the cost of construction less the amount of Federal and State funds set aside by the Director of Transportation and the Federal Highway Administration. The City will assume and bear one hundred percent (100%) of the cost of curbs, gutters, utility relocations, partial and full-depth pavement repairs and other non-surface related items. The City agrees to assume and bear one hundred percent (100%) of the total cost of those features requested by the City which are not necessary for the improvement as determined by the State and Federal Highway Administration.

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

In the event that the City requests certain features or appurtenances be included within the highway improvement project's design and construction, and which features and appurtenances are determined by the State and the Federal Highway Administration to be not necessary for the State's highway improvement project, the City shall, prior to the project being advertised for construction contract bidding purposes, provide appropriate documentation that its Council has appropriated, and its Auditor has certified as being available for such specific purposes, funds sufficient in amount to cover one hundred percent of the costs of incorporating such additional features or appurtenances within the State's project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto.

SECTION 3 - Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4 - Maintenance

Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

SECTION 5 - Authority to Sign

The Public Service Director of said City is hereby empowered on behalf of the City of Columbus to enter into contracts with the Director of Transportation necessary to complete the above-described project.

SECTION 6 - This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1482-2004

Drafting Date: 08/12/2004

Version: 3

Current Status: Passed

Matter Type: Ordinance

[Explanation](#)

Rezoning Application Z04-044

APPLICANT: Stephen E. Schenz; 13930 Hinton Mill Road; Marysville, Ohio 43040.

PROPOSED USE: Industrial and office development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on August 12, 2004.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested L-M, Limited Manufacturing District for office and warehouse development is consistent with the recommendation of the *West Columbus Interim Development Concept* (1991), and the zoning and development patterns of the area.

Title

To rezone **1700 WALCUTT ROAD (43228)**, being 6.31± acres located on the east side of Walcutt Road, 511± feet north of Transamerica Drive, **From:** R-1, Residential District **To:** L-M, Limited Manufacturing District **and to declare an emergency** (Rezoning # Z04-044).

Body

WHEREAS, application #Z04-044 is on file with the Building Services Division of the Department of Development requesting rezoning of 6.31± acres from R-1, Residential District, to L-M, Limited Manufacturing District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the closing for the subject property being scheduled in fourteen (14) days following finalization of the zoning change legislation in order to settle estate and complete a lengthy and difficult process of legally preparing property for sale for the immediate preservation of the public peace, property, health and safety; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-M, Limited Manufacturing District for office and warehouse development is consistent with the recommendation of the *West Columbus Interim Development Concept* (1991), and the zoning and development patterns of the area, now, therefore:

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

1700 WALCUTT ROAD (43228), being 6.31± acres located the east side of Walcutt Road, 511± feet north of Transamerica Drive, and being more particularly described as follows:

**DESCRIPTION OF A 6.305 ACRE TRACT
AT 1700 WALCUTT ROAD,
HILLIARD, OHIO
(MR. STEPHEN SCHENZ)**

Situated in the State of Ohio, County of Franklin, City of Hilliard in Virginia Military Survey Number 5244 and being all of a 5.093 acre tract of land (5.004 acres by recent survey) conveyed as Parcel #1 to June E. Schenz and Stephen Alan Schenz, Co-Trustees of the June E. Schenz Trust U/A by deed of record in Instrument 200002110029197 and all of a 1.375 acre tract of land (1.301 acres by recent survey) conveyed as Parcel No. 2 to June E. Schenz and Stephen Alan Schenz, Co-Trustees of the June E. Schenz Trust U/A by deed of record in Instrument 200002110029197, all references being to the Recorder's Office, Franklin County, Ohio, said tract bounded and described as follows:

Beginning, for reference, at a Franklin County Monument denoted as FCGS 7742 found at an angle point in the centerline of Trabue Road, at the southeast corner of 5.0 acre tract of land conveyed to ACA Real Estate, Ltd. by deed of record in Instrument 200309300312373 and in the west line of a tract of land conveyed to Pennsylvania Lines, LLC as shown on Exhibit "B-13" of record in Instrument 200212180325195;

thence N 14° 27' 50" E along the east line of said 5.0 acre tract and along a portion of a west line of said Pennsylvania Lines, LLC tract a distance of **1,136.67** feet to a 3/4" I.D. Iron Pipe found at the northeast corner of said 5.0 acre tract, in a west line of said Pennsylvania Lines, LLC tract, at the southeast corner of said 1.301 acre tract and at true place of beginning of the tract herein intended to be described;

thence S 77° 45' 28" W along the north line of said 5.0 acre tract, along the south line of said 1.301 acre tract and along a portion of the north line of a 1.863 acre tract of land conveyed to Keeler Family Limited Partnership by deed of record in Instrument 199807130173699 a distance of **527.14** feet to a point at the southwest corner of said 1.301 acre tract, in the north line of said 1.863 acre tract and at the southeast corner of a 0.625 acre tract of land conveyed to James Geddes & Timothy Koethke by deed of record in Instrument 200112310304556, said point referenced by a 3/4" Pinch Top Iron Pipe found bearing S 36° 35' 06" W a distance of 0.90 feet;

thence N 12° 14' 32" W along the west line of said 1.301 acre tract and along the east line of said 0.625 acre tract a distance of **102.46** feet to a 3/4" I.D. Iron Pipe Set at the northwest corner of said 1.301 acre tract, at the northeast corner of said 0.625 acre tract and in the south line of said 5.004 acre tract;

thence S 77° 45' 28" W along a portion of the south line of said 5.004 acre tract and along the north line of said 0.625 acre tract a distance of **274.38** feet to a Mag Nail Set at the southwest corner of said 5.004 acre tract, at the northwest corner of said 0.625 acre tract and in the centerline of Walcutt Road;

thence N 11° 55' 00" E along the centerline of Walcutt Road and along the west line of said 5.004 acre tract a distance of **299.77** feet to a Mag Nail set at the northwest corner of said 5.004 acre tract and at the southwest corner of a 5.107 acre tract of land conveyed to Chesapeake Realty Limited Partnership by deed of record in Instrument 200006140117920;

thence N 80° 27' 40" E along the north line of said 5.004 acre tract and along the south line of said 5.107 acre tract a distance of **848.78** feet to a 3/4" I.D. Iron Pipe Found at the northeast corner of said 5.004 acre tract, at the southeast corner of said 5.107 acre tract and in the west line of said Pennsylvania Lines LLC tract;

thence S 14° 27' 50" W along the east line of said 5.004 acre tract, along the east line of said 1.301 acre tract and along a portion of the west line of said Pennsylvania Lines, LLC a distance of **376.06** feet to the true place of beginning; containing 6.305 acres of land more or less and being subject to all easements and restrictions of record.

The above description was prepared by Jay R. Miller, Ohio Surveyor No. 8061, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from an actual field survey performed under my supervision in June, 2004. Basis of bearings is the centerline of Walcutt Road, being N 11° 55' 00" E, as shown in Instrument 200002110029197, Recorder's Office, Franklin County, Ohio.

To Rezone From: from R-1, Residential District,

To: L-M, Limited Manufacturing District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the L-M, Limited Manufacturing District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-M, Limited Manufacturing District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled "**LIMITATION OVERLAY TEXT**", signed by Stephen E. Schenz, Applicant, dated August 12, 2004, and reading as follows:

LIMITATION OVERLAY TEXT

PROPOSED DISTRICT:	L-M, Limited Manufacturing District
PROPERTY ADDRESS:	1700 Walcutt Road, Columbus, OH 43228
OWNER:	Stephen E. Schenz
APPLICANT:	Same as applicant
DATE OF TEXT:	8/12/04
APPLICATION NUMBER:	Z04-044

1. INTRODUCTION: The 6.31± acre site is currently developed with a single-family dwelling, and is surrounded by

vacant land to the north and a rail yard to the east in the L-M, Limited Manufacturing District, and vacant land to the south in the R-1, Residential District. The requested L-M, Limited Manufacturing District will establish development standards that are consistent with surrounding L-M districts.

2. PERMITTED USES: Those uses permitted under Chapter 3363, M, Manufacturing District of the Columbus City Code excluding all commercial uses permitted in Section 3363.01 except for office uses.

3. DEVELOPMENT STANDARDS:

A. Density, Lot, and/or Setback Commitments. N/A

B. Access, Loading, Parking, and/or Other Traffic Related Commitments.

1. All circulation, curb cuts and access points shall be subject to the approval of the Division of Transportation.
2. The property owner shall dedicate to the City of Columbus at no charge, fifty feet of right-of-way from the centerline of Walcutt Road.
3. **The developer shall construct a left turn lane to the length required by City of Columbus design standards and provide the right-of-way necessary for the construction upon redevelopment of the site.**

C. Buffering, Landscaping, Open Space, and/or Screening Commitments.

1. The developer shall install a row of evergreen trees fifteen feet on center along the south property line beginning at the parking setback line and extending eastward for a distance of 200 feet if the property to the south is used residentially.
2. To the extent that is possible, mature trees will be preserved at the time of development of the site. Each tree that is removed will be replaced with a deciduous, ornamental, or evergreen tree.
3. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.
4. All trees meet the following minimum size at the time of planting:
Shade trees 2 1/2" caliper; Ornamental trees 1 1/2" caliper; Evergreen trees 5 feet in height. Tree caliper is measured six (6) inches from the ground.
5. All loading docks shall be screened from off-site view to a minimum height of six (6) feet by landscaping, fencing, walls or buildings used individually or a combination thereof.

D. Building Design and/or Interior-Exterior Treatment Commitments. N/A

E. Dumpsters, Lighting, Outdoor Display Areas, and/or other Environmental Commitments.

1. The maximum height for any light poles shall be twenty (20) feet, and eighteen (18) feet within 100' of residentially zoned property.
2. The external lighting shall be cut-off type (down-lighting).
3. Buildings and landscaping may be up-lit or down-lit provided that the lighting does not spill over into the public right-of way or onto neighboring properties.

F. Graphics and/or Signage Commitments.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

G. Miscellaneous Commitments.

1. At the time of submission for Zoning Clearance, the developer shall pay a parkland dedication fee of \$400/acre to the City of Columbus.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **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 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 1504-2004

Drafting Date: 08/18/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this legislation is to enter into contract with Fireproof Records Center for the storage, retrieval, and destruction of records of various programs of the Columbus Health Department facility located at 240 Parsons Avenue.

This ordinance authorizes the Board of Health to enter into contract with Fireproof Records Center for \$20,000.

The contract compliance number for Fireproof Records Center is 31-4366184.

This ordinance is requested as an emergency to allow for the timely procurement of needed services.

FISCAL IMPACT: \$20,000 was budgeted for this contract in the 2004 Health Special Revenue Fund.

Title

To authorize the Board of Health to enter into a contract with Fireproof Records Center for records storage, retrieval and destruction services for the Health Department; to authorize the expenditure of \$20,000 from the Health Special Revenue Fund; to waive the provisions of competitive bidding, and to declare an emergency. (\$20,000)

Body

WHEREAS, the Health Department has a need for records storage services; and,

WHEREAS, Fireproof Records Center has provided quality services for the Health Department under prior contracts for 20 years; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to authorize a contract with Fireproof Records Center to allow for the timely procurement of needed services and for the immediate 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 Board of Health is hereby authorized to enter into a contract with Fireproof Records Center for records storage, retrieval, and destruction services for various programs of the Health Department for the period September

1, 2004 through August 31, 2005.

SECTION 2. That to pay the cost of said contract, the expenditure of \$20,000 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Division No. 50-01, OCA Code 500280, Object Level One 03, Object Level Three 3336.

SECTION 3. That the provisions of Section 329.11 of the Columbus City Code are hereby waived.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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 passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1554-2004

Drafting Date: 08/30/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Purchasing Office received and opened bid number SA001216 for batwing mowers on July 29, 2004. These mowers are needed to cut grass around the water dams and park areas. Three bids were received and the Purchasing Office deemed them complete, however, the lowest two were deemed non-responsive, as they did not meet several specifications, which are imperative to the operation of the mowers. The third vendor, Century Equipment, met or exceeded all of our specifications. Therefore, we are recommending award of this contract go to Century Equipment, as the lowest, responsive, responsible, and best bidder to meet specifications, for a total of \$77,151.20. The Contract Compliance Number for Century Equipment is 34-4478146. They do not have MBE/FBE status. Of the 47 companies solicited none had certified MBE/FBE status.

FISCAL IMPACT: The Division of Water only allocated \$48,000.00 for these mowers in the 2004 Budget. These mowers were under-budgeted as the Watershed group believed two mowers were approved, however, funds were only budgeted for one. Since Watershed was going to request another mower in the 2005 Budget, our administration decided they would purchase the second mower this year, instead of re-bidding next year, when prices could increase. Funds in Object Level Three will be reprioritized in order to cover the \$29,151.20 deficit.

There were no purchases for mowers in the last two years.

Title

To authorize the Finance Director to enter into a contract with Century Equipment, for batwing mowers, for the Division of Water, and to authorize the expenditure of \$77,151.20 from Water Systems Operating Fund. (\$77,151.20)

Body

WHEREAS, the Purchasing Office did receive and open bid number SA001216 for the purchase of batwing mowers on July 29, 2004, and

WHEREAS, three bids were received, but the lowest two were deemed non-responsive, as they did not meet several specifications, which are imperative to the operation of the mowers, and

WHEREAS, the third vendor, Century Equipment, met or exceeded all of our specifications, therefore, we are recommending award of this contract go to Century Equipment, as the lowest, responsive, responsible, and best bidder to meet specifications, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Finance Director to enter into a contract, with Century Equipment, for batwing mowers, needed by the Watershed activity, for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to enter into a contract with Century Equipment as the lowest, responsive, responsible, and best bidder to meet specifications, for batwing mowers, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$77,151.20 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 603001, Object Level One 06, Object Level Three 6651, to pay the cost thereof.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1568-2004

Drafting Date: 08/31/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND. This legislation authorizes modifying the contract for professional engineering services with Pomeroy & Associates, Ltd., transferring funds within the Storm Sewer Bond Fund; and amending the 2004 Capital Improvements Budget for the Midland/Eakin Stormwater System Improvements Project.

This contract modification is necessary to allow payment for additional engineering services that are beyond the original contract scope. The project limits were expanded from that of the original scope to include replacement of existing small-diameter storm sewer pipe that has become a maintenance problem.

BID INFORMATION. To select this firm originally, a Notice of Request for Statements of Qualifications appeared in the City Bulletin on June 8 and 15, 2002. Statements of Qualifications were received on June 21, 2002. Forty-three consultants submitted Statements of Qualifications. Three consultants were selected to submit technical proposals for this project. Upon review of these proposals, Pomeroy & Associates, Ltd. was selected as the highest ranked offeror.

CONTRACT AMOUNT. The new contract amount including this modification is \$171,100.63. The original contract amount is \$91,575.14 and Modification No. 1 is \$79,525.49.

EMERGENCY DESIGNATION. Emergency designation is requested for this ordinance so that this additional work can be incorporated into the project plans without delaying the proposed construction schedule.

Title

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Pomeroy & Associates, Ltd. for the Midland/Eakin Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the transfer of \$59,525.49 within the Storm Sewer Bond Fund; to authorize the expenditure of \$79,525.49 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; and to declare an emergency. (\$79,525.49)

Body

WHEREAS, it is necessary to transfer money within the Storm Sewer Bond Fund for the aforementioned costs; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditures; and

WHEREAS, it is required in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to maintain, upgrade and expand its storm sewer collection system; and

WHEREAS, Contract No. EL003185 was authorized by Ordinance No. 1873-02, passed December 16, 2002; was executed February 3, 2003; and was approved by the City Attorney on February 4, 2003; and

WHEREAS, it is necessary to modify Contract No. EL003185 to authorize the funds required to allow payment to Pomeroy & Associates, Ltd. for additional engineering design services associated with the Midland/Eakin Stormwater System Improvements Project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the Midland/Eakin Stormwater System Improvements Project so that the additional work can be incorporated into the project plans without delaying the proposed construction schedule and for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the City Auditor is hereby authorized to transfer \$59,525.49 within the Storm Sewer Bond Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610824; 685824; Dry Run Flood Routing at Valleyview

TRANSFER TO: 610734; 685734; Midland/Eakin Stormwater System Improvements

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

Section 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL003185 with Pomeroy & Associates, Ltd., 599 Scherers Court, Worthington, Ohio 43085 for professional engineering services for the

Midland/Eakin Stormwater System Improvements Project in order to provide for payment of additional technical engineering services in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 5. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15; Fund 685; Project 610734; Object Level Three 6682; OCA Code 685734; Amount \$79,525.49.

Section 6. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the execution of the cost agreement increase stated in Section 5 herein:

CURRENT:

610724 Dry Run at Valleyview - \$2,679,528.00

610734 Midland/Eakin SSI - \$20,000.00

AMENDED:

610724 Dry Run at Valleyview - \$2,620,002.00 (-59,526.00)

610734 Midland/Eakin SSI - \$79,526.00 (+\$59,526.00)

Section 7. 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.

Legislation Number: 1572-2004

Drafting Date: 08/31/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN04-017

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-017 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since July 30, 2004, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

FISCAL IMPACT: Provision of municipal services for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

d

Title

To accept the application (AN04-017) of Kevin G. Smith, et al. for the annexation of certain territory containing 0.413 ± Acres in Jefferson Township.

Body

WHEREAS, a petition for the annexation of certain territory in Jefferson Township was duly filed by Kevin G. Smith, et al. on June 9, 2004; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and

the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated July 20, 2004; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on July 30, 2004; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the proposed annexation as applied for in the petition of Kevin G. Smith, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio June 9, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated July 20, 2004, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situate in the State of Ohio, County of Franklin, Township of Jefferson, Quarter Township 4, Township 1, Range 16, United States Military District, being all an 0.500 acre tract conveyed to Kevin G. Smith and Virginia L. Smith by deed of record in Instrument Number 20001206246748, records of the Recorder's Office, Franklin County, Ohio, being more particularly described as follows;

Beginning at an angle point in the existing City of Columbus Corporation Line as established by Ordinance. No. 1443-76 as recorded in Miscellaneous Record 166, PG. 963 and at the northeast corner of said 0.500 acre tract, said point also being an existing City of Columbus Corporation Line as established by Ordinance. No. 1459-57 as recorded in Miscellaneous Record 107, PG. 317;

Thence Easterly a distance of 169 feet, more or less, along the City of Columbus Corporation Line, said line being common to said 0.500 acre tract and a 31.132 acre tract conveyed to Columbus Corporate Center Inc. by deed of record in Deed Book 3477, Page 518, to a point on the westerly right of way line of Reynoldsburg New Albany Road;

Thence Southwesterly a distance of 209 feet, more or less, along the City of Columbus Corporation Line line said line being common to said 0.500 acre tract and the westerly right of way line of Reynoldsburg New Albany Road, to an angle point being the common corner of said 0.500 acre tract and a 5.085 acre tract conveyed to Frank Denuette by deed of record in Instrument Number 199812310337508;

Thence the following two (2) courses and distances along the said existing Corporation Line, also being a line common to said 0.500 acre tract and said 5.085 acre tract;

Thence westerly a distance of 48 feet, to an angle point;

Thence Northerly distance of 165 feet, to the POINT OF TRUE BEGINNING. containing 0.413 acres, more or less.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1573-2004

Drafting Date: 08/31/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND. This legislation authorizes modifying the contract for professional engineering services with Evans, Mechwart, Hambleton & Tilton, Inc. for one of the Group 3 Stormwater System Improvements Projects. This project is the McKinley Avenue Stormwater System Improvements Project.

This contract modification is necessary to allow payment for additional engineering services that are beyond the original contract scope. It was determined during the initial stage of the contract that the existing outlet storm sewers were of insufficient size to accommodate a five-year (design standard) storm event within the project area. Additional off-site storm sewers are required to provide sufficient capacity.

EMERGENCY DESIGNATION. Emergency designation is requested for this ordinance so that this additional work can be incorporated into the project plans without delaying the proposed construction schedule.

Title

To authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services with Evans, Mechwart, Hambleton & Tilton, Inc. for the McKinley Avenue Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the expenditure of \$31,887.00; and to declare an emergency. (\$31,887.00)

Body

WHEREAS, it is required in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to maintain, upgrade and expand its storm sewer collection system; and

WHEREAS, it is necessary to modify Contract No. XC817974 to authorize the funds required to allow payment to Evans, Mechwart, Hambleton & Tilton, Inc. for additional engineering design services associated with the McKinley Avenue Stormwater System Improvements Project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the McKinley Avenue Stormwater System Improvement Project so that this additional work can be incorporated into the project plans without delaying the proposed construction schedule and for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. XC817974 with Evans, Mechwart, Hambleton & Tilton, Inc., 170 Mill Street, Gahanna, Ohio 43230 for professional engineering services for the McKinley Avenue Stormwater System Improvements Project in order to provide for payment of additional technical engineering services in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 2. That for the purpose of paying the cost of the professional engineering services contract modification, the

following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15; Fund 685; Project 610955; Object Level Three 6682; OCA Code 685955; Amount \$31,887.00.

Section 3. 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.

Legislation Number: 1609-2004

Drafting Date: 09/02/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: The Fire Division is in need to purchase telephone services; this legislation is to authorize and direct the Finance Director to issue a purchase order for telephone services from an existing Universal Term Contract established by the Purchasing Office for such purpose with SBC.

Bid Information: A Universal Term Contract exists for these purchases.

Contract Compliance: 363251481

FISCAL IMPACT:

Budgeted Amount: Funds exist within the Division's current 2004 General Fund Operating Budget specifically for this purchase.

TitleTo authorize and direct the Finance Director to issue a purchase order for telephone services from an existing Universal Term Contract established for such purpose by the Purchasing Office with SBC, and to authorize the expenditure of \$20,000.00 from the General Fund.(\$20,000.00)

Body**WHEREAS,** the Fire Division is in need to purchase telephone services; and

WHEREAS,a Universal Term Contract established by the Purchasing Office exists for these purchases; and

WHEREAS,a situation exists in the usual daily operation of the Department of Public Safety, in that it is necessary to purchase said telephone services, 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 Finance Director be and is hereby authorized and directed to issue a purchase order for the purchase of telephone services in accordance with the existing Universal Term Contract established by the Purchasing Office with SBC.

Section 2. That the expenditure of \$20,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Fund Budget, Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three 3320, OCA 301531.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1614-2004

Drafting Date: 09/02/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for maintaining and repairing the City's traffic signage. To accomplish this mission, the Division requires two aerial sign trucks to service the different signs posted throughout the City. These trucks will replace older trucks that are beyond their useful service and provide for a more reliable fleet to carry out services provided by the Division.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on July 29, 2004 for Bid SA-001203GRW as follows:

Vendor / Cab and Chassis / Aerial Sign / Two Unit Cost / Status

Dueco, Incorporated / GMC TC8C042 / Terex T150M / \$228,796 / Majority
Center City International / International 7400 / Versalift VST 5000I / \$254,812 / Majority
Kinstle Sterling / Sterling Acterra / Versalift VST 5000 I / \$255,008 / Majority
Byers, LLC / Chevrolet C7500 / Versalift VST 5000 I / \$256,016 / Majority
Columbus Peterbilt / Peterbilt 335 / Versalift VST 5000 I / \$264,160 / Majority

Fiscal Impact: The Transportation Division budgeted \$3.2 million for equipment in the 2004 Capitol Improvements Budget. Thus far, the Division has spent \$362,701.00 of this amount. This ordinance authorizes an expenditure of \$228,796.00. Dueco, Incorporated, contract compliance number #39-1482105, met specifications as the lowest, best, most responsive and most responsible bidder. Their bid price for two units is \$228,796.00.

Emergency action is requested to ensure that the aerial sign trucks are available for use as soon as possible.

Title

To authorize the Finance Director to enter into a contract for the purchase of two aerial sign trucks from Dueco, Incorporated, for the Transportation Division; to authorize the expenditure of \$228,796.00 from the 1995, 1999 Voted Streets and Highways Fund and to declare an emergency. (\$228,796.00)

Body

WHEREAS, the Transportation Division is responsible for the City's traffic signage; and
WHEREAS, the Transportation Division is in need of two aerial sign trucks; and
WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operations of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase two sign bucket trucks to ensure their availability for use as soon as possible, 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. That the Finance Director is hereby authorized to enter into a contract with Dueco, Incorporated, N4 W22610 Bluemound Road, Waukesha, WI 53186 for the purchase of two (2) aerial sign trucks in accordance in accordance with the specifications on file in the Purchasing Office.

SECTION 2. That the sum of \$228,796.00, or so much thereof as may be needed, is hereby authorized to be expended from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6652, OCA Code 644385 and Project 530020.

SECTION 3. 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.

Legislation Number: 1616-2004

Drafting Date: 09/02/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for sweeping the City's roadway system. To accomplish this mission the Division requires three 3-wheeled street sweepers. These sweepers will replace older units that are beyond their useful service lives and will provide for a more reliable fleet to carry out services provided by the Division.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on July 15, 2004 for Bid SA-001195GRW as follows:

Vendor / Sweeper / Three Unit Cost / Status

The McLean Company / Johnston 3000 / \$306,309 / Majority

Jack Doheny Supplies Ohio, Incorporated / Elgin Pelican / \$358,062 / Majority

The lowest bidder, the McLean Company, was judged to be non-responsive in that they failed to meet item 1.1 of the specifications that required a forward dumping unit. The requirement for a forward dumping unit is based on operational considerations. Given the close quarters under which sweepers sometime work the operators and supervisors do not feel it is advisable or safe to utilize a rear-dumping unit. The next lowest bidder, Jack Doheny Supplies Ohio, Incorporated, was judged to be the lowest, best, most responsive and most responsible bidder. It is recommended that the contract be awarded to Jack Doheny Supplies Ohio, Incorporated, contract compliance #38-3148955, for three units for \$358,062.00 in accordance with their bid proposal.

Fiscal Impact: The Transportation Division budgeted \$3.2 million for equipment in the 2004 Capital Improvements Budget. Thus far in 2004, the Division has spent \$362,701 of the equipment budget. This ordinance authorizes an expenditure of \$358,062.00. Including this ordinance, another \$2.14 million in equipment legislation is pending before Council. The remaining balance will be used to purchase additional vehicles before the end of 2004. The Division spend approximately \$700,000 in 2003 to purchase dump trucks with plows.

Emergency action is requested to ensure that the street sweepers are available for use as soon as possible.

Title

To authorize the Finance Director to enter into a contract for the purchase of three 3-wheeled street sweepers from Jack Doheny Supplies Ohio, Incorporated, for the Transportation Division; to authorize the expenditure of \$358,062.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$358,062.00)

Body

WHEREAS, the Transportation Division is responsible for sweeping the City's roadway system; and

WHEREAS, the Transportation Division is in need of three 3-wheeled sweepers; and

WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operations of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase three 3-wheeled street sweepers to ensure their availability for use as soon as possible, 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. That the Finance Director is hereby authorized to enter into a contract with Jack Doheny Supplies Ohio, Incorporated, Twinsburg, OH 44087, for the purchase of three 3-wheeled sweepers in accordance in accordance with the specifications on file in the Purchasing Office.

SECTION 2. That the sum of \$358,062.00, or so much thereof as may be needed, is hereby authorized to be expended from fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6651, OCA Code 644385 and Project 530020.

SECTION 3. 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.

Legislation Number: 1617-2004

Drafting Date: 09/02/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for sweeping along the City's roadway system. To accomplish this mission the Division requires two 4-wheeled street sweepers. These sweepers will replace older units that are beyond their useful service lives and will provide for a more reliable fleet to carry out services provided by the Division.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on July 8, 2004 for Bid SA-001185GRW as follows:

Vendor / Sweeper / Two Unit Cost / Status

The McLean Company / Johnston MT 350 / \$299,898 / Majority

Jack Doheny Supplies Ohio, Incorporated / Broom Bear / \$313,396 / Majority

Jack Doheny Supplies Ohio, Alt #1 / Elgin Eagle "F" / \$322,702 / Majority

The McLean Company, contract compliance #34-0762688, met specifications as the lowest, best, most responsive and most responsible bidder. Their bid price for two units is \$299,898.00.

Fiscal Impact: The Transportation Division budgeted \$3.2 million for equipment in the 2004 Capital Improvements Budget. Thus far in 2004, the Division has spent \$362,701 of the equipment budget on vehicles. Including this ordinance, another \$2 million in equipment legislation is pending before Council. The remaining balance will be used to purchase additional vehicles before the end of 2004.

Emergency action is requested to ensure that the street sweepers are available for use as soon as possible.

Company for the Transportation Division; to authorize the expenditure of \$299,898.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$299,898.00)

Body**WHEREAS**, the Transportation Division is responsible for sweeping along the City's roadway system; and

WHEREAS, the Transportation Division is in need of two 4-wheeled street sweepers; and

WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operations of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase two 4-wheeled street sweepers to ensure their availability for use as soon as possible, 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. That the Finance Director is hereby authorized to enter into a contract with the McLean Company, 3155 East 17th Avenue, Columbus, OH 43219, for the purchase of two 4-wheel sweepers in accordance in accordance with the specifications on file in the Purchasing Office.

SECTION 2. That the sum of \$299,898.00, or so much thereof as may be needed, is hereby authorized to be expended from fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6651, OCA Code 644385 and Project 530020.

SECTION 3. 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.

Legislation Number: 1624-2004

Drafting Date: 09/03/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for maintaining and repairing the traffic control devices on the City's roadway system. To accomplish this mission the Division requires two 54' aerial bucket trucks to service the different traffic control devices posted throughout the City. These trucks will replace older trucks that are beyond their useful service lives and provide for a more reliable fleet to carry out services provided by the Division.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on July 5, 2004 for Bid SA-001189GRW as follows:

Vendor / Cab and Chassis / Aerial Lift / Two Unit Cost / Status

Dueco, Incorporated / GMC TC8C042 / Terex T50M / \$225,237 / Majority
Byers Chevrolet / Chevrolet C7500 / Altec TA455-L50 / \$237,394 / Majority
Center City International / International 7400 / Versalift VST-5000I / \$243,156 / Majority
Columbus Peterbilt / Peterbilt 335 / Versalift VST-5000I / \$254,360 / Majority

Fiscal Impact: The Transportation Division budgeted \$3.2 million for equipment in the 2004 Capital Improvements

Budget. Thus far in 2004, the Division has spent \$362,701 of the equipment budget. This ordinance authorizes an expenditure of \$225,237.00. Including this ordinance, another \$2.14 million in equipment legislation is pending before Council. The remaining balance will be used to purchase additional vehicles before the end of 2004. Dueco, Incorporated, contract compliance number #39-1482105, met specifications as the lowest, best, most responsive and most responsible bidder. The Division spent approximately \$700,000 in 2003 to purchase dump trucks with plows.

Emergency action is requested to ensure that the aerial sign trucks are available for use as soon as possible.

TitleTo authorize the Finance Director to enter into a contract with Dueco, Incorporated, for the purchase of two 54' aerial bucket trucks for the Transportation Division; to authorize the expenditure of \$225,237.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$225,237.00)

Body**WHEREAS**, the Transportation Division is responsible for maintaining and repairing traffic control devices on the City's roadway system; and

WHEREAS, the Transportation Division is in need of two 54' aerial bucket trucks; and

WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operations of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase two 54' aerial bucket trucks to ensure their availability for use as soon as possible, 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. That the Finance Director is hereby authorized to enter into a contract with Dueco, Incorporated, N4 W22610 Bluemound Road, Waukesha, WI 53186 for the purchase of two (2) aerial bucket trucks in accordance in accordance with the specifications on file in the Purchasing Office.

SECTION 2. That the sum of \$225,237.00, or so much thereof as may be needed, is hereby authorized to be expended from fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6652, OCA Code 644385 and Project 530020.

SECTION 3. 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.

Legislation Number: 1625-2004

Drafting Date: 09/03/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for traffic signal installation and maintenance along the City's roadway system. To accomplish this mission the Division requires a conduit layer to place underground cable and conduit without the need to dig trenches. This ordinance authorizes a purchase of a new conduit layer for the Transportation Division. Additionally, this unit will require a trailer to transport it to remote work sites. This conduit layer will be an addition to the fleet and will help to provide more reliable services by the Division.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on August 5, 2004 for Bid SA-001228GRW as follows:

Vendor / Conduit Layer / Trailer / Unit Cost / Status

Ohio Underground, Inc. / Ditch Witch JT920L / Superline BW7T162 / \$86,900 / Majority

Fiscal Impact: The Transportation Division budgeted \$3.2 million for equipment in the 2004 Capital Improvements Budget. Thus far in 2004, the Division has spent \$362,701 of the equipment budget. This ordinance authorizes an expenditure of \$86,900.00. Including this ordinance, another \$2.14 million in equipment legislation is pending before Council. The remaining balance will be used to purchase additional vehicles before the end of 2004. Ohio Underground, Incorporated, contract compliance #31-1720417, met specifications as the lowest, best, most responsive and most responsible bidder.

Emergency action is requested to ensure that the conduit layer with trailer is available for use as soon as possible.

Title

To authorize the Finance Director to enter into a contract with Ohio Underground, Incorporated, for the purchase of a conduit layer and trailer for the Transportation Division; to authorize the expenditure of \$86,900.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$86,900.00)

Body

WHEREAS, the Transportation Division is responsible for traffic signal installation and maintenance along the City's roadway system; and

WHEREAS, the Transportation Division is in need of a conduit layer and trailer; and

WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operations of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase a conduit layer with trailer with trailer to ensure its availability for use as soon as possible, 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. That the Finance Director is hereby authorized to enter into a contract with Ohio Underground, Incorporated, 2020 Integrity Drive, Columbus, OH 43209, for the purchase of a conduit layer with trailer in accordance in accordance with the specifications on file in the Purchasing Office.

SECTION 2. That the sum of \$86,900.00, or so much thereof as may be needed, is hereby authorized to be expended from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6651, OCA Code 644385 and Project 530020.

SECTION 3. 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.

Legislation Number: 1635-2004

Drafting Date: 09/28/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a contract with

the YWCA. The contract will provide \$300,000 from the Community Development Block Grant Fund to aid in the financing of the development of the YWCA Family Center. The YWCA Family Center will provide families in transition a stable, supportive environment, allowing them to maintain their dignity and regain self-sufficiency. This new facility will house 50 families on a short-term basis with enhanced services at one location.

Emergency action is requested for this legislation in order to comply with the time line for the project to begin construction.

FISCAL IMPACT: \$300,000 is allocated from the 2004 Community Development Block Grant Fund for this expenditure.

Title

To authorize the Director of the Department of Development to enter into a contract with the YWCA to aid in the financing of the development of the YWCA Family Center; to authorize the expenditure of \$300,000 from the 2004 Community Development Block Grant Fund; and to declare an emergency (\$300,000).

Body

WHEREAS, the Department of Development, Housing Division, desires to enter into a contract with the YWCA to aid in the financing of the YWCA Family Center; and

WHEREAS, the contract will provide \$300,000 from the Community Development Block Grant Fund for the development of YWCA Family Center to provide temporary housing and services for homeless families; and

WHEREAS, the YWCA will provide temporary housing in a permanent structure that will allow the YWCA to avoid daily transfer of families to multiple locations for sleeping arrangements; and

WHEREAS, the project will contain a total of fifty (50) units for short term housing for homeless families and family strengthening services; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to enter into a contract with the YWCA to allow development to begin immediately, thereby preserving the public health, peace, property, safety, and welfare, and; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a contract with YWCA to aid in the development of the YWCA Family Center.

Section 2. That this contract is awarded pursuant to Section 329.15 of the Columbus City Code.

Section 3. That for the purpose stated in Section 1, the expenditure of \$300,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Housing Division, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3336, OCA 444127.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this legislation 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.

Legislation Number: 1639-2004

Drafting Date: 09/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation amends the 2004 Capital Improvements Budget and transfers \$600,000.00 within the Storm Sewer Bonds Fund and to the Scioto River West Floodwall Fund to make a payment to the Department of the Army, Huntington District, Corps of Engineers, for the City's share of the total project cost required for construction of the West Columbus Local Protection Project (WCLPP), Capital Improvements Project No. 610892, in Federal fiscal year 2005. The current estimate of the City's total share of project costs, \$37.6 million dollars, as well as the method by which the City is required to provide said funds are set forth in Article VI of the modified Project Cooperation Agreement (PCA), and accompanying financing plan as prepared by the Army Corps of Engineers.

EMERGENCY DESIGNATION: The Division is requesting that this legislation be considered an emergency measure in order to comply with the Corps of Engineer's project schedule.

FISCAL IMPACT: The project for which this legislation requests fund transfer currently has an insufficient balance to allow for the aforementioned expenditure. This transfer does not reflect any changes to the projects planned in the 2004 Capital Improvements Budget (CIB). The change is a temporary measure for the project that is being designed or constructed to maintain efficient cash flow within Stormwater CIB. Funds will be made available for all approved projects as needed.

Title

To authorize the City Auditor to make an intra-subfund transfer of \$600,000.00 within the Storm Sewer Bonds Fund; to authorize an amendment to the 2004 Capital Improvements Budget; to transfer \$600,000.00 from the Storm Sewer Bonds Fund to the Scioto River West Floodwall Fund; to appropriate said monies within the Scioto River West Floodwall Fund; to make payment from the Scioto River West Flood Wall Fund to the United States of America, Department of the Army, in the amount of \$600,000.00, for the City's share of the total project cost required for the 2005 Federal fiscal year for construction of the West Columbus Local Protection Project (WCLPP), in accordance with the Project Cooperation Agreement between the City and the Army Corps of Engineers, for the Division of Sewerage and Drainage; and to declare an emergency. (\$600,000.00)

Body

WHEREAS, it is necessary to transfer funds within the Storm Sewer Bonds Fund to make a payment to the United States of America, Department of the Army for the City's share of the total project cost required for the 2005 Federal fiscal year for construction of the West Columbus Local Project; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, this transfer does not adversely affect any project in the 2004 Capital Improvements Budget; and

WHEREAS, the Congress of the United States, in Public Law 99-662, has specified that the cost of the Scioto River West Flood Wall (West Columbus Local Protection Project) flood control project, including cost of designing the project, shall be shared between the Federal government and the local non-Federal sponsor; and

WHEREAS, a project Cooperation Agreement, as required by Section 221 of the Flood Control Act of 1970, Public Law 91-611, has been authorized by Ordinance No. 1184-93, as passed by Columbus City Council on May 17,1993, and execution on July 20, 1993, between the City and the Government whereby the City becomes the non-Federal interest

sponsoring the Project; and

WHEREAS, in accordance with Article VI, Section B.2. of the Project Cooperation Agreement, the City of Columbus is required to provide its share of total project cost required for Federal fiscal year 2005 construction in the amount of \$600,000.00 as determined by the Department of the Army, Huntington District, Corps of Engineers; and

WHEREAS, the Huntington District, Corps of Engineers sent a letter informing the City that additional funding is needed in order to complete the project, currently scheduled for FY 2005; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to make the aforementioned payment and in order to comply with the Corps of Engineers' project schedule, for the preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the City Auditor is hereby authorized to transfer \$600,000.00 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610824; 685824; Dry Run Flood Routing at Valleyview

TRANSFER TO: 610892; 685892; West Columbus Local Protection (Floodwall)

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, in order to establish sufficient funding authority:

CURRENT:

610824: Dry Run @ Valleyview - \$2,620,002.00

610892: West Columbus Local Protection (Floodwall) - \$0.00

AMENDED TO:

610824: Dry Run @ Valleyview - \$2,020,002.00 (-\$600,000.00)

610892: West Columbus Local Protection (Floodwall) - \$600,000.00 (+\$600,000.00)

Section 5. That the City Auditor is hereby authorized to transfer \$600,000.00 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610892; 685892; West Columbus Local Protection (Floodwall)

TRANSFER TO: 610901; 685001; Storm Sewer Bonds Fund

Section 6. That the City Auditor be and is hereby authorized to transfer \$600,000.00 from the Storm Sewer Bonds Fund, Fund 685, Department of Public Utilities, Division of Sewerage and Drainage, Division 60-15, Project 610901, Object Level One 10, Object Level Three 5501, to the unappropriated balance of the Scioto River West Floodwall Fund, 686.

Section 7. That \$600,000.00 is hereby appropriated for capital improvements in the specific capital project as follows: Division of Sewerage and Drainage, Division No. 60-15, Scioto River West Floodwall Fund, Fund No. 686, Project 610892, West Columbus Local Protection, OCA Code 686892, Object Level Three-6621.

Section 8. That the City Auditor be, and hereby is, authorized to make payment for the advancement of funds for the City's share of the total project cost required for Department of the Army's 2005 fiscal year of construction, and that said funds will be advanced to the United States of America, Department of the Army, for the West Columbus Local Protection Project (Scioto River West Flood Wall), Capital Improvements Project No. 610892, in accordance with the terms and conditions of the Project Cooperation Agreement on file in the office of the Division of Sewerage and Drainage.

Section 9. That the expenditure of \$600,000.00, or as much thereof as may be needed to pay the cost thereof, be and the same hereby is authorized as follows: Division of Sewerage and Drainage, Division No. 60-15, Scioto River West Floodwall Fund, Fund No. 686, Project 610892, West Columbus Local Protection, OCA Code 686892, Object Level Three-6621.

Section 10. That immediately upon the effective date of this Ordinance, and upon receipt of a request for payment from the Director of Public Utilities, the City Auditor is hereby requested to advance those funds specified in Section 9. of this Ordinance to "FAO, U.S. Army, Ohio River Division", in accordance with the aforementioned Project Cooperation Agreement.

Section 11. 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.

Legislation Number: 1643-2004

Drafting Date: 09/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. **BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc., in the amount of \$462,516.19; to encumber funds with the Transportation Division for inspection, testing and prevailing wage coordination services in the amount of \$71,000.00; to authorize the City Auditor to transfer a total of \$533,516.19 within the Storm Sewer Bond Fund; and to amend the 2004 Capital Improvements Budget; all in connection with the Olive/Westgate Area Stormwater System Improvements Project.
2. **CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened six bids on August 11, 2004. These bids were received from Darby Creek Excavating, Inc.; McDaniel's Construction Corporation, Inc.; Storts Excavation; Complete General, Savko & Sons; and Columbus Asphalt. The lowest bid was from Darby Creek Excavating, Inc.; 31-1345111; \$462,516.19.
3. **EMERGENCY DESIGNATION:** The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of these urgently needed stormwater infrastructure improvements during this construction season.
4. **FISCAL IMPACT:** The Division is requesting an amendment to the 2004 Capital Improvements Budget for purposes of establishing sufficient budget authority for this expenditure. In addition, this legislation includes a transfer of funds within the Storm Sewer Bonds Fund.

Title

To authorize the Director of Public Utilities to execute a construction contract with Darby Creek Excavating, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Olive/Westgate Area Stormwater System Improvements Project; to authorize the transfer of \$533,516.19 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$533,516.19 within the Storm Sewer Bond Fund; and to declare an

emergency. (\$533,516.19)

Body

WHEREAS, six bid proposals were received and publicly opened in the offices of the Director of Public Utilities on August 11, 2004, for the construction of the Olive/Westgate Area Stormwater System Improvements Project; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Olive/Westgate Area Stormwater System Improvements Project; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Storm Sewer Bond Fund; and

WHEREAS, significant flooding and other stormwater problems have been identified through customer complaints for the area covered by this project; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract for construction services for the Olive/Westgate Area Stormwater System Improvements Project to mitigate the significant flooding and other stormwater problems; for the preservation of the public health, peace, property and safety; now therefore,

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

Section 1. That the City Auditor is hereby authorized to transfer \$533,516.19 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610037; 685037; East Central Relief Storm Sewer

TRANSFER TO: 610740; 685740; Olive/Westgate Area SSI

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Olive/Westgate Area Stormwater System Improvements Project with the lowest and best bidder, Darby Creek Excavating, Inc., 6790 Brooksmiller Road; Circleville, Ohio 43113; in the amount of \$462,516.19 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary testing and prevailing wage coordination services from the Transportation Division; and to pay up to a maximum amount of \$71,000.00.

Section 5. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 6. That for the purpose of paying the cost of the construction contract, the cost of inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 685, Project 610740, Object Level Three 6621, OCA Code 685740, Amount \$533,516.19.

Section 7. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the execution of the construction contract stated in Section 6 herein.

CURRENT:

610037: East Central Relief Storm Sewer - \$1,517,000.00

610740: Olive/Westgate Area SSI - \$0.00

AMENDED TO:

610037: East Central Relief Storm Sewer - \$983,483.00 (-\$533,517.00)

610740: Olive/Westgate Area SSI - \$533,517.00 (+\$533,517.00)

Section 8. 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.

Legislation Number: 1647-2004

Drafting Date: 09/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. **BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc., in the amount of \$154,599.73; to encumber funds with the Transportation Division for inspection, testing and prevailing wage coordination services in the amount of \$32,000.00; to authorize the City Auditor to transfer a total of \$186,599.73 within the Storm Sewer Bond Fund; and to amend the 2004 Capital Improvements Budget; all in connection with the Wicklow Road Stormwater System Improvements Project.

2. **CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened six bids on August 11, 2004. These bids were received from Darby Creek Excavating, Inc.; McDaniel's Construction Corporation, Inc.; Storts Excavation; Complete General, Savko & Sons; and Columbus Asphalt. The lowest bid was from Darby Creek Excavating, Inc.; 31-1345111; \$154,599.73.

3. **EMERGENCY DESIGNATION:** The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of these urgently needed stormwater infrastructure improvements during this construction season.

4. **FISCAL IMPACT:** The Division is requesting an amendment to the 2004 Capital Improvements Budget for purposes of establishing sufficient budget authority for this expenditure. In addition, this legislation includes a transfer of funds within the Storm Sewer Bonds Fund.

Title

To authorize the Director of Public Utilities to execute a construction contract with Darby Creek Excavating, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Wicklow Road Stormwater System Improvements Project; to authorize the transfer of \$186,599.73 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$186,599.73 within the Storm Sewer Bond Fund; and to declare an emergency. (\$186,599.73)

Body

WHEREAS, six bid proposals were received and publicly opened in the offices of the Director of Public Utilities on

August 11, 2004, for the construction of the Wicklow Road Stormwater System Improvements Project; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Wicklow Road Stormwater System Improvements Project; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Storm Sewer Bond Fund; and

WHEREAS, significant flooding and other stormwater problems have been identified through customer complaints for the area covered by this project; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract for construction services for the Wicklow Road Stormwater System Improvements Project to mitigate the significant flooding and other stormwater problems; for the preservation of the public health, peace, property and safety; now therefore,

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

Section 1. That the City Auditor is hereby authorized to transfer \$186,599.73 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610974; 685974; Woodland/5th Avenue Drainage

TRANSFER TO: 610741; 685741; Wicklow Road SSI

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Wicklow Road Stormwater System Improvements Project with the lowest and best bidder, Darby Creek Excavating, Inc., 6790 Brooksmiller Road; Circleville, Ohio 43113; in the amount of \$154,599.73 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary testing and prevailing wage coordination services from the Transportation Division; and to pay up to a maximum amount of \$32,000.00.

Section 5. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 6. That for the purpose of paying the cost of the construction contract, the cost of inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 685, Project 610741, Object Level Three 6621, OCA Code 685741, Amount \$186,599.73.

Section 7. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the execution of the construction contract stated in Section 6 herein.

CURRENT:

610974: Woodland/5th Avenue Drainage - \$4,000,000.00
610741: Wicklow Road SSI - \$0.00

AMENDED TO:

610974: Woodland/5th Avenue Drainage - \$3,813,400.00 (-\$186,600.00)
610741: Wicklow Road SSI - \$186,600.00 (+\$186,600.00)

Section 8. 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.

Legislation Number: 1648-2004

Drafting Date: 09/08/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application # Z04-051

APPLICANT: F&G Property Development Co., Inc.; c/o William A. Goldman, Atty; 500 South Front Street, Suite 1200; Columbus, Ohio 43215.

PROPOSED USE: Single-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on August 12, 2004.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested L-R-2, Limited Residential District will allow a 53-lot single-family subdivision and an existing single-family dwelling on a 2.8± acre lot. The proposed development is consistent with surrounding single-family residential development and the land use recommendation of the *Southeast Area Plan (2000)*, and meets the intent of the Plan with no homes backing onto Lehman Road and at least a 130' setback from the centerline of the right-of-way.

Title

To rezone **7118 LEHMAN ROAD (43110)**, being 15.03± acres located on the north side of Lehman Road, 122± feet west of Winchester Meadows Drive, **From:** R, Rural District, **To:** L-R-2, Limited Residential District (Rezoning # Z04-051).

Body

WHEREAS, application #Z04-051 is on file with the Building Services Division of the Department of Development requesting rezoning of 15.03± acres From: R, Rural District, To: L-R-2, Limited Residential District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-R-2, Limited Residential District to allow a 53-lot single-family subdivision and an existing single-family dwelling on a 2.8± acre lot is consistent with surrounding single-family residential development. The proposed land use is consistent with the recommendation of the *Southeast Area Plan (2000)*, and meets the intent of the Plan with no homes backing onto Lehman Road and at least a 130' setback from the centerline of the right-of-way, now, therefore:

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

7118 LEHMAN ROAD (43110), being 15.03± acres located on the north side of Lehman Road, 122± feet west of Winchester Meadows Drive, and being more particularly described as follows:

DESCRIPTION OF A 15.033 ACRES PARCELOF LAND FOR ZONING PURPOSES

Situated in the County of Franklin, State of Ohio, City of Columbus, and being located in Section 18, Township 15, Range 20, Congress Lands and being all of a 5.02 acre parcel of land owned by Alice E. Messenger of record in instrument # I5425E01, and being all of a 5.001 acre parcel of land owned by Susan G. Counts of record in instrument # 200206030135228, and being all of a 5.001 acre parcel of land owned by Kathleen M. & James O. Schwarz of record in instrument # 200304150108904 (all references to records being on file in the Office of the Recorder, Franklin County, Ohio) said 15.033 acre parcel being more fully described hereon;

Beginning in the centerline of Lehman Road at the southeast corner of The Meadows at Winchester, Section 7, of record in Plat Book 96, Page 45,

Thence North 04°57'26" East with the easterly line of said The Meadows at Winchester, Section 7 a distance of, 588.90 feet to a point,

Thence South 86°45'34" East with a southerly line of said The Meadows at Winchester, Section 7 and The Meadows at Winchester, Section 9 of record in Plat Book 94, Page 32 a distance of, 370.00 feet to a point,

Thence North 04°57'26" East with a easterly line of The Meadows at Winchester, Section 9 a distance of, 379.65 feet to a point,

Thence South 85°38'34" East a southerly line of The Meadows at Winchester, Section 9 a distance of, 441.14 feet to a point,

Thence South 04°19'24" West with the westerly line of a 22.339 acre parcel owned by Centex Homes of record in instrument # 200304040098481 a distance of, 975.71 feet to a point in the centerline of Lehman Road,

Thence North 85°38'34" West with the centerline of Lehman Road a distance of, 821.79 feet to the point of beginning. Containing 15.033 acres of land.

This description was prepared for zoning purposes and is based on documents of record on file in the Office of the Recorder, Franklin County, Ohio. This description is not based upon an actual field survey.

To Rezone From: R, Rural District,

To: L-R-2, Limited Residential District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the L-R-2, Limited Residential District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-R-2, Limited Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plan being titled "**SITE PLAN FOR LEHMAN ROAD**", and said text being titled "**LIMITATION OVERLAY TEXT**", both signed by William A. Goldman, Attorney for the Applicant, dated August 17 2004, and the text reading as follows:

LIMITATION OVERLAY TEXT

EXISTING DISTRICT: R, Rural

PROPOSED DISTRICT: L-R-2, Limited Residential District

PROPERTY ADDRESS: 7118 Lehman Road, Columbus, OH 43110

PROPERTY OWNERS: Alice E. Messenger (PID: 490-111431)
Susan G. Counts (PID: 490-206950)
Kathleen M. & James O. Schwarz (PID: 490-204665)
c/o William A. Goldman, Esq., GOLDMAN & BRAUNSTEIN, LLP, Of-Counsel,
Crabbe, Brown & James
500 S. Front Street, Suite 1200, Columbus, Ohio 43215
Ph:(614) 228-5511; Fax: (614) 229-4568
WGoldman@cbjlawyers.com

APPLICANT: F&G Property Development Company, Inc.
c/o William A. Goldman, Esq., GOLDMAN &
BRAUNSTEIN, LLP, Of-Counsel,
Crabbe, Brown & James
500 S. Front Street, Suite 1200, Columbus, Ohio 43215
Ph:(614) 228-5511; Fax: (614) 229-4568
WGoldman@cbjlawyers.com

DATE OF TEXT: August 17, 2004

APPLICATION NO.: Z04-051

1. **INTRODUCTION:** The subject property consists of 15.03+/- acres located on the north side of Lehman Road, which is more particularly identified in the legal description submitted as part of this Rezoning Application ("Property"). Said Property consists of all of parcel number 490-11431 (5.02 acres), all of parcel number 490-206950 (5.001 acres), and all of parcel number 490-204665 (5.001 acres). As depicted on the Site Plan submitted with this Rezoning Application, and committed to herein by reference, only the back portion of parcel number 490-204665 (2.200 acres), will be platted for single family development at this time. The remaining 2.801 acres will be retained by the owners, Kathleen M. and James O. Schwartz for potential future development. The Applicant, F&G Property Development Company, Inc., is requesting a rezoning of the Property from R to L-R-2. Applicant proposes to rezone the property for development of a single family dwelling subdivision with an internal public street. A plan titled "Site Plan for Lehman Road" hereinafter referred to as the "Site Plan" is submitted with this application as the street and lot plan, subject to final engineering and platting of the site. The proposed land use is consistent with abutting development to the north and west and the recommendations of the Southeast Area Plan.

2. **PERMITTED USES:** No lot shall be used except for the construction of a detached single-family dwelling with an attached garage, as defined in Section 3332.033, R-2 Residential District, of the Columbus Zoning Code, along with customary accessory uses and structures incidental to a single family dwelling, as permitted in Chapter 3332, Residential Districts. Model home(s) shall be permitted.

3. **DEVELOPMENT STANDARDS:** Unless otherwise indicated in this written Limitation Overlay Text and as indicated on the Site Plan, the applicable development standards shall be those standards contained in Chapter 3332, Residential District, of the Columbus City Code.

A. Density, Height, Lot and/or Setback Commitments:

- (1) Density. The maximum number of lots permitted on the Property shall be fifty-four (54).
- (2) Height. Height District shall be H-35. No dwelling shall exceed 2 ½ stories in height.
- (3) Lot. The lot layout shall be as depicted on the Site Plan for the maximum number of lots permitted.
- (4) Setback. The minimum building setback line from the internal public street shall be twenty-five (25) feet.
- (5) A minimum forty (40) foot landscape setback shall be provided along and parallel to Lehman Road.

B. Access, Loading, Parking and/or Traffic-Related Commitments:

- (1) Access to the Property shall be from Lehman Road, as depicted on the Site Plan, and shall be subject to the approval of the City of Columbus Transportation Division. There shall be no direct vehicular access to Lehman Road from any lot.
- (2) Forty (40) feet of right of way from the centerline of Lehman Road shall be dedicated to the City of Columbus in conjunction with the subdivision plat for the site or by deed.

C. Buffering, Landscaping, Open Space and/or Screening Commitments:

- (1) At the time of development, Applicant, or its assigns, will install a gray three-rail wood fence, a minimum of four (4) feet in height along Lehman Road.
- (2) Street trees shall be provided along the internal public street at a rate of not less than one (1) street tree per lot for single frontage lots and two (2) street trees per lot for corner lots, with one (1) street tree located on each frontage of the corner lot. Street trees shall be selected from tree species approved by the City Forester.
- (3) Street trees shall be provided along Lehman Road at the rate of one (1) street tree per forty (40) lineal feet of Lehman Road frontage. Street trees shall be selected from tree species approved by the City Forester.
- (4) A landscaped entrance feature shall be provided on the public street entrance from Lehman Road, subject to applicable setback and clear vision requirements.
- (5) All trees and landscaping shall be well maintained. Dead items shall be replaced within six (6) months or the next planting season, whichever occurs first. Applicant will use its best efforts to save existing trees.
- (6) All trees shall meet the following minimum size at the time of planting: (i) shade trees 2 1/2-inch caliper; (ii) ornamental trees 1 ½-inch caliper; and (iii) evergreen trees five (5) feet in height. Tree caliper is measured six (6) inches from the ground at the time of planting.
- (7) The applicant will install a twenty-five (25) foot buffer along the new property line of Parcel Number 490-204665, which is owned by Kathleen M. & James O. Schwartz, consisting of a four (4) foot high earthen mound with a double row of Spruce trees planted twenty-five (25) feet on center and four (4) feet in height at the time of planting. In addition, applicant will move the existing fence located at the back portion of Parcel Number 490-204665 to the new property line of Parcel Number 490-204665. Applicant shall maintain and replace any dead Spruce trees for a period of three (3) years.

D. Building Design and/or Interior/Exterior Treatment Commitments:

- (1) Garages. Each dwelling shall have not less than a two (2) car attached garage.

(2) Dwelling Sizes. The Minimum Net Floor Area for Living Quarters, as defined in Section 3303.13, Letter M, of the Columbus Zoning Code shall be 1,300 square feet for ranch style dwelling units, and 1,500 square feet for two-story dwelling units.

E. Dumpsters, Lighting, Outdoor Display Areas and/or Other Environmental Commitments:

(1) Street Lights. The street lights in the subdivision shall be decorative street lights rather than the standard City of Columbus cobra-head fixture. The street lights shall be uniform in color and a maximum of fourteen (14) feet in height.

(2) All new or relocated utility lines shall be installed underground unless the applicable utility company directs or requires otherwise.

F. Graphics and Signage Commitments: All signage and graphics shall conform to Article 15, Title 33 of the Columbus Graphics Code as it applies to an R-2 district. Any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.

G. Miscellaneous Commitments:

(1) Parkland Dedication Commitments. At the time of final plat submittal, Applicant or its assigns agrees to make a monetary contribution to the Recreation and Parks Department as required by Chapter 3318, Parkland Dedication, Columbus City Code.

(2) The Property shall be developed in substantial accordance with the Site Plan submitted herewith, subject to final engineering and platting. The Site Plan may be modified to reflect final engineering and/or consultation with the City of Columbus Recreation and Parks Department, Public Utilities Department, Public Service and Public Safety Departments. Such modifications may include the reworking and/or renumbering of lots, minor acreage calculations and/or other minor modifications determined by final engineering, and are subject to approval by the Building Services Division Administrator or his/her designee.

(3) Applicant agrees to participate in an economic development plan and a finance plan for public improvements and services (the "Plan") in a defined area (the "Plan Area") that will include and benefit the real property to which this zoning ordinance applies, provided:

a. All of the property owners within the Plan Area fully participate in the Plan, or contributions are made on their behalf by others not including the Applicant, on an equitable basis; and

b. Applicant's participation in the Plan is equitable and reasonable, in that it considers commitments including, but not limited to, Applicant's site specific commitments, traffic commitments, land use, density and other Plan Area commitments

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1649-2004

Drafting Date: 09/08/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. **BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Complete General Construction Company, in the amount of \$2,156,498.88; to encumber funds with the Transportation Division for inspection, testing, and prevailing wage coordination services in the amount of \$325,000.00; to authorize the

City Auditor to transfer a total of \$181,498.88 within the Storm Sewer Bond Fund; and to amend the 2004 Capital Improvements Budget; all in connection with the Cassady Avenue Area Stormwater System Improvements Project.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened three bids on September 1, 2004. These bids were received from Complete General Construction Company; Field Excavating and Columbus Asphalt. The lowest bid was from Complete General Construction Company; 31-4366382; \$2,156,498.88.

3. EMERGENCY DESIGNATION: The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of these urgently needed stormwater infrastructure improvements during this construction season.

4. FISCAL IMPACT: The Division is requesting an amendment to the 2004 Capital Improvements Budget for purposes of establishing sufficient budget authority for this expenditure. In addition this legislation includes a transfer of funds within the Storm Sewer Bonds Fund.

Title

To authorize the Director of Public Utilities to execute a construction contract with Complete General Construction Company to provide for payment of inspection, material testing and related services to the Transportation Division for the Cassady Avenue Area Stormwater System Improvements Project; to authorize the transfer of \$181,498.88 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$2,481,498.88 within the Storm Sewer Bond Fund; and to declare an emergency. (\$2,481,498.88)

Body

WHEREAS, three bid proposals were received and publicly opened in the offices of the Director of Public Utilities on September 1, 2004, for the construction of the Cassady Avenue Area Stormwater System Improvements Project; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Cassady Avenue Area Stormwater System Improvements Project; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Storm Sewer Bond Fund; and

WHEREAS, significant flooding and other stormwater problems have been identified through customer complaints for the area covered by this project; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract for construction services for the Cassady Avenue Area Stormwater System Improvements Project to mitigate the significant flooding and other stormwater problems; for the preservation of the public health, peace, property and safety; now therefore,

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

Section 1. That the City Auditor is hereby authorized to transfer \$181,498.88 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610974; 685974; Woodland/5th Avenue Drainage

TRANSFER TO: 610874; 685874; Cassady Avenue Area SSI

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

Section 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Cassady Avenue Area Stormwater System Improvements Project with the lowest and best bidder, Complete General Construction Company, 1221 E. Fifth Avenue; Columbus, Ohio 43219; in the amount of \$2,156,498.88 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary testing and prevailing wage coordination services from the Transportation Division; and to pay up to a maximum amount of \$325,000.00.

Section 5. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 6. That for the purpose of paying the cost of the construction contract, the cost of inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 685, Project 610874, Object Level Three 6621, OCA Code 685874, Amount \$2,481,498.88.

Section 7. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the execution of the construction contract stated in Section 6 herein.

CURRENT:

610974: Woodland/5th Avenue Drainage - \$3,813,400.00

610874: Cassady Avenue Area SSI - \$2,300,000.00

AMENDED TO:

610974: Woodland/5th Avenue Drainage - \$3,631,901 (-\$181,499.00)

610874: Cassady Avenue Area SSI - \$2,481,499.00 (+\$181,499.00)

Section 8. 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.

Legislation Number: 1651-2004

Drafting Date: 09/08/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Hap Cremean Water Plant (HCWP) was originally constructed in the early 1950's with periodic additions and rehabilitation to the plant since initiation. During the initial construction asbestos containing materials were installed. This contract provides professional engineering services for preparation of drawings and specifications for the identification and removal of asbestos from miscellaneous buildings, for the replacement of the heating system for the main treatment building at HCWP, and construction administration and inspection services.

A total of six (6) proposals were received September 5, 2003 in response to the advertised Request for Proposals (RFP). One of the responses was from a MBE firm; one of the responses was from a FBE firm. A five (5) member evaluation

committee evaluated the proposals and ranked the offerors based upon the evaluation criteria specified in the RFP: qualifications of staff, specialized experience, project approach, professional qualifications, past performance, meeting schedules and budgets, and location of staff. Dynamix Engineering Ltd. (a certified emerging MBE) was ranked as the most responsive.

FISCAL IMPACT: This project is included in the 2004 CIB and \$650,000.00 is budgeted.

CONTRACT COMPLIANCE NUMBER: 31-1536631

Title

To authorize the Director of Public Utilities to enter into a contract with Dynamix Engineering Ltd. for the Hap Cremean Water Plant Asbestos Hazard Abatement and Heating System Replacement, for the Division of Water, to authorize the expenditure of \$258,905.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$258,905.00)

Body

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into a contract with Dynamix Engineering Ltd. for Professional Engineering Services necessary for Hap Cremean Water Plant Asbestos Hazard Abatement and Heating System Replacement, for the preservation of public health, peace, property, and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Dynamix Engineering Ltd. in the amount of \$258,905.00 for Professional Engineering Services necessary for Hap Cremean Water Plant Asbestos Hazard Abatement and Heating System Replacement for the Division of Water, Department of Public Utilities.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$258,905.00 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds, Fund No. 606, Department of Public Utilities, Division of Water, Dept./Division No. 60-09, Object Level Three 6682, Project No. 690286, OCA Code 642900.

Section 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project; that the project has been completed and the monies are no longer required for said project except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1658-2004

Drafting Date: 09/09/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

ExplanationBACKGROUND: The Pennsylvania Railroad Holding Company installed a 12" water line along James Road. The City of Columbus Division of Water agreed to reimburse them for the cost associated with this project. The construction was inspected by the Transportation Division and all work has been completed. This legislation authorizes the Director of Public Utilities to reimburse the Pennsylvania Railroad Holding Company for the inspection fees they paid the Transportation Division.

FISCAL IMPACT: This project is included in the 2004 C.I.B. and is being funded from current monies. Emergency legislation is being requested to allow for timely payment of completed work.

TitleTo authorize the Director of Public Utilities to reimburse the Pennsylvania Railroad Holding Company for the inspection fees they paid the Transportation Division associated with the construction of a 12" water main along James Road for the Division of Water, to authorize the expenditure of \$18,832.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency (\$18,832.00)

BodyWHEREAS, the City of Columbus did agree to reimburse the Pennsylvania Railroad Holding Company for the cost of the 12" water line along James Road, and

WHEREAS, the Pennsylvania Railroad Holding Company did pay the Transportation Division for the inspection services associated with this project, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to reimburse the Pennsylvania Railroad Holding Company for the inspection fees they paid the Transportation Division associated with the construction of a 12" water main along James Road so as to allow for the timely reimbursement of monies already paid to the Transportation Division for the preservation of 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 Public Utilities is authorized to reimburse the Pennsylvania Railroad Holding Company for the inspection fees they paid the Transportation Division for the construction of a 12" water main along James Road.

Section 2. That for paying the cost of the inspection of these water line improvements, the expenditure of \$18,832.00 or as much thereof as may be needed by and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6686, Object Level One 06, Project Number 690026, to pay the cost thereof.

Section 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the department administering said project; that the project has been completed and the monies are no longer required for said project except that no transfer shall be so made from a project by monies from more than one source.

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

Legislation Number: 1668-2004

Drafting Date: 09/10/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the transfer of funds within the Voted 1988 and the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Funds and the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects from April 27, 2004 through August 17, 2004. This legislation also amends the 2004 Capital Improvements Budget to reflect the transfers and the additional authority made available from the cancellation of encumbrances.

Emergency action is requested in order that the financial transactions and reimbursement to the division may be completed in a timely manner.

Title

To amend the 2004 Capital Improvements Budget; to authorize the transfer of \$2,880.81 within the Voted 1988 Street Lighting and Electricity Distribution Improvements LBS 11/92; to authorize the transfer of \$5,510.86 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to authorize the reimbursement to the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects; to authorize the expenditure up to an amount not to exceed \$69,694.66; and to declare an emergency. (\$69,694.66)

Body

WHEREAS, the Division of Electricity has incurred costs for labor and equipment necessary for the installation of various street lighting projects from its operating fund; and

WHEREAS, it is necessary to reimburse the Division of Electricity for costs incurred in the construction of various street lighting projects; and

WHEREAS, it is necessary to transfer funds and budget authority within the Voted 1988 and the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Funds to provide funding for the reimbursement to the Division of Electricity; and

WHEREAS, it is necessary to amend the 2004 Capital Improvements Budget to reflect the additional authority made available from encumbrance cancellations; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to reimburse the Division of Electricity for labor and equipment costs incurred in the installation of various street lighting projects for the immediate 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 Section 1 of the 2004 Capital Improvements Budget Ordinance Number 1059-2004, passed June 21, 2004, is hereby amended as shown on the attached spreadsheet ORD1668-2004Amend.xls.

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$2,880.81 within the Voted 1988 Street Lighting and Distribution LBS 11/92 Fund Number 581 as shown on the attached spreadsheet ORD1668-2004Transfer.xls.

SECTION 3. That the City Auditor is hereby authorized and directed to transfer \$5,510.86 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553 as shown on the attached spreadsheet ORD1668-2004Transfer.xls.

SECTION 4. That the reimbursement to the Division of Electricity is hereby authorized for labor and equipment costs incurred in the installation of various street lighting projects up to an amount not to exceed \$69,694.66, or so much thereof as may be needed, be and is hereby authorized from Division of Electricity, Division No. 60-07, Voted 1988 Street Lighting and Distribution LBS 11/92 Fund Number 581 and Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553 and is to be disbursed as shown on the attached spreadsheet ORD1668-2004Funding.xls.

SECTION 5. 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 its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1669-2004

Drafting Date: 09/10/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with Fox Mechanical Company in the amount of \$33,600.00 for renovation of the Municipal Court building plumbing, 375 South High Street. Recently, two separate pipe breaks occurred in the janitor closets, causing damage to walls and floors in the building, and in one case causing the emergency evacuation of employees and visitors from the building. Investigation by Facilities Management staff revealed that the plumbing in all of the janitor closets is in poor shape and needs to be replaced. The project will replace the plumbing from the basement through the nineteenth floor in all janitor closets. The contractor will also repair any damage to the building caused by the repair of the plumbing. The contractor has thirty calendar days upon notification of the award of the contract to complete the work.

As a result of these pipe breaks, there was not sufficient time to develop specifications and competitively bid this contract. The Facilities Management Division contacted four reputable plumbing companies and invited them to attend a pre-bid meeting on August 23, 2004 at the Municipal Court building. Informal bids were received on August 30, 2004 as follows (1 MBE*, 0 FBE):

Fox Mechanical Company	\$33,600.00
Advantage Building Services, Inc.	\$49,949.00*
Farber Corporation	\$59,800.00
Pete Miller, Inc.	\$65,000.00

The Facilities Management Division recommends the bid award to the most responsive and responsible bidder, Fox Mechanical Company.

Emergency Action is requested to allow this project to proceed in a timely manner so that the plumbing at Municipal Court may be made safe as quickly as possible. Earlier pipe breaks caused water damage that required Facilities Management to contract for the removal of water from carpeting and to make drywall repairs.

Fiscal Impact: The Facilities Management Division budgeted \$50,000 in the 2004 Capital Improvement Budget for miscellaneous improvements at Municipal Court. The total cost of this contract is \$33,600.00.

Title

To authorize the Public Service Director to contract for the Facilities Management Division with Fox Mechanical Company for the renovation of the plumbing in the Municipal Court building located at 375 South High Street; to authorize the expenditure of \$33,600.00 from the Facilities Management Capital Fund; to waive the competitive bidding provisions of the City Codes; and to declare an emergency. (\$33,600.00)

Body

WHEREAS, the plumbing in the janitor closets at the Municipal Court building has deteriorated beyond normal serviceability and it is necessary to replace and repair this plumbing for the safety and health of the occupants of the Municipal Court building, and

WHEREAS, pipe breaks have occurred at the Municipal Court building causing water damage and disruption of work, and

WHEREAS, the Facilities Management Division requests the waiver of the bidding provisions of the Columbus City Codes to enter into contract with Fox Mechanical Company, and

WHEREAS, four informal bids were received by the Facilities Management Division on August 30, 2004, and

WHEREAS, the Facilities Management Division recommends Fox Mechanical Company as the most responsive and responsible bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department in that it is immediately necessary to make the plumbing at the Municipal Court building safe as quickly as possible by replacement and repair; now, therefore:

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

SECTION 1. That the Public Service Director is hereby authorized to contract with Fox Mechanical Company for plumbing renovations at the Municipal Court building located at 375 South High Street.

SECTION 2. That the expenditure of \$33,600.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 59-07
Fund: 733
Project: 570030
OCA Code: 643437
Object Level 1: 06
Object Level 3: 6601
Amount: \$33,600.00

SECTION 3. That the Council finds it in the best interest of the City of Columbus to waive requirements of competitive bidding for the renovation of plumbing at the Municipal Court building, and does hereby waive provisions of Sections 329.05 and 329.09 of the Columbus City Codes.

SECTION 4. That for 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 or vetoes the same.

Legislation Number: 1670-2004

Drafting Date: 09/13/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z03-114

APPLICANT: John Duncan; c/o Donald T. Plank, Atty.; Plank and Braham; 145 East Rich Street; Columbus; Ohio 43215.

PROPOSED USE: Unspecified commercial or manufacturing development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on June 10, 2004.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The range of M, Manufacturing District commercial and manufacturing uses requested by the applicant is consistent with zoning and development at or near the intersection of Williams and Lockbourne Roads. The limitation text prohibits the more objectionable manufacturing land-uses permitted by the current unrestricted M-1, Manufacturing District. The limitation text provides development standards to address Transportation Division issues, provide street trees, and lighting and graphics restrictions.

Title

To rezone **1165 WILLIAMS ROAD (43207)**, being 5.25± acres located at the southeast corner of Williams and Lockbourne Roads, **From:** M-1, Manufacturing District, **To:** L-M, Limited Manufacturing District **and to declare an emergency** (Z03-114).

Body

WHEREAS, application #Z03-114 is on file with the Building Services Division of the Department of Development requesting rezoning of 5.25± acres from M-1, Manufacturing District to L-M, Limited Manufacturing District, and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, **an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the fact that a closing has been scheduling for 10/21/2004 pending zoning and release of the zoning contingency on 10/19/2004; further, the applicants' purchase contract expires 10/31/2004 as does the applicant's financing commitment for the project for the immediate preservation of the public peace, property, health and safety; and**

WHEREAS, the City Departments recommend approval because the range of M, Manufacturing District commercial and manufacturing uses requested by the applicant is consistent with zoning and development at or near the intersection of Williams and Lockbourne Roads. The limitation text prohibits the more objectionable manufacturing land-uses permitted by the current unrestricted M-1, Manufacturing District. The limitation text provides development standards to address Transportation Division issues, provide street trees, and lighting and graphics restrictions; now, therefore,

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

1165 WILLIAMS ROAD (43207), being 5.25± acres located at the southeast corner of Williams and Lockbourne Roads, and being more particularly described as follows:

ZONING DESCRIPTION FOR 5.25± ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Section 14, Township 4, Range 22, of the Congress Lands and being all the residual land in that 7.00 acre tract described in a deed to Schottenstein Holding Company of record in Official Record Volume 5252C03 (all references in this description are to the records in the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning at FCGS-8818 monument found at the centerline intersection of Williams Road with Lockbourne Road;

Thence South 86° 12' 21" East 415.21 feet, along the centerline of Williams Road, to the northwesterly corner of that 1.745 acre tract described in a deed to Marilyn A. Warner-Turpin of record in Instrument 200307300237212;

Thence the following six (6) courses being along the lines of said 1.745 acre tract:

- 1) Thence South 03° 49' 40" West 116.81 feet, to a point;

- 2) Thence North 86° 12' 30" West 96.01 feet, to a point;
- 3) Thence South 03° 49' 40" West 188.38 feet, to a point;
- 4) Thence South 86° 12' 30" East 96.01 feet, to a point;
- 5) Thence North 03° 49'40" East 29.10 feet, to a point;
- 6) Thence South 86° 12' 30" East 209.79 feet, to the southeasterly corner of said tract, being on the westerly line of Electrical Contractors and Associates of record in O.R.V. 13591 B04;

Thence South 3° 49' 40" West 211.83 feet, along said Electrical Contractors and Associates tract to the northeasterly corner of that 8.10 acre tract described in a deed to Cardinal Container Corporation of record in O.R.V. 17963 D05;

Thence North 86° 11' 45" West 625.00 feet, along the northerly line of said 8.10 acre tract, to the centerline of Lockbourne Road;

Thence North 03° 49' 40" East 487.80 feet, along the centerline of Lockbourne Road, to the Point of Beginning, containing 5.255 acres of land, more or less, subject to any easements, restrictions or right-of-ways of previous record.

Bearings are used for the determination of angles only. For the purpose of this description, a bearing of South 86° 12' 21" East was used on the centerline of Williams Road as called for in Instrument 200307300237212.

This description was prepared by Site Engineering, Inc. from available records.

To Rezone From: M-1, Manufacturing District,

To: L-M, Limited Manufacturing District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the L-M, Limited Manufacturing District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "**LIMITATION TEXT, L-M, LIMITED MANUFACTURING DISTRICT, 5.25± ACRES**" signed by Donald Plank, Attorney for the Applicant, dated September 14, 2004, and reading as follows:

LIMITATION TEXT, L-M, LIMITED MANUFACTURING DISTRICT, 5.25± ACRES

EXISTING DISTRICT: M-1, Manufacturing District.

PROPOSED DISTRICT: L-M, Limited Manufacturing District.

PROPERTY ADDRESS: 1165 Williams Road, Columbus, OH 43207.

OWNER: Schottenstein Holding Company, c/o Melita Smith, Esq. American Signature, Inc.; 1800 Moler Road; Columbus, OH 43207.

APPLICANT: John and Mark Duncan, c/o Donald Plank Esq. Plank & Brahm; 145 East Rich Street; Columbus, OH 43215.

DATE OF TEXT: September 14, 2004.

APPLICATION NUMBER: Z03-114.

INTRODUCTION:

The subject property is 5.25 ± acres located on the southeast corner of Williams and Lockbourne Roads (the "Property"). The Property is currently zoned M-1, Manufacturing District. The site has not been developed under the M-1 zoning. The Applicant proposes to rezone the Property to the L-M, Limited Manufacturing District, to permit less objectionable uses already permitted under the existing M-1 Manufacturing District. Additionally, the Applicant proposes to permit commercial uses under Columbus City Code Section 3363.01 and eliminate the more objectionable uses allowed in the M-1 District. The proposed uses are compatible with the surrounding land uses and zoning.

1. PERMITTED USES: The following uses shall be permitted:

Those uses specified in Chapter 3363.01 through 3363.08, M, Manufacturing District.

2. DEVELOPMENT STANDARDS: Except as specified herein the applicable development standards of Chapter 3363 Manufacturing Districts, of the Columbus City Code shall apply.

A. Density, Height, Lot and/or Setback Commitments.

The total building and pavement coverage shall not exceed eighty-five percent (85%).

B. Access, Loading, Parking and/or Traffic Related Commitments

1. Right-of-way totaling fifty (50) feet from centerline on both Lockbourne Road and Williams Road shall be provided in accordance with the Columbus City Code.

2. Prior to the issuance of a Certificate of Zoning Clearance involving the initial construction of building(s) or expansion of building(s), applicant and the Division of Transportation shall determine if a Traffic Impact Study (TIS) is required under the provisions of Section 3125.05. If a TIS is required, a TIS shall be provided to the City of Columbus and, if improvements are required as a result of the TIS, applicant shall complete the improvements in accordance with applicable plans and procedures in effect at the time. If a TIS is not required, applicant and the Division of Transportation shall inform the Zoning Clearance officer that the TIS is not required and there shall be no further obligation under this section of the text (2. Development Standards: B. Access, Loading, Parking and/or Traffic Related Commitments, Item 2.)

3. All site access/curb cuts are subject to Transportation Division approval prior to issuance of zoning clearance.

C. Buffering, Landscaping, Open Space, and/or Screening Commitments.

1. All parking areas adjacent to and directly across the street from single-family homes shall have headlight screening parallel to the frontage with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Headlight screening shall be in the form of an evergreen hedge, earth mounding, and/or walls. The height of headlight screening may be reduced, adjacent to curbcuts as needed, to provide adequate vision clearance.

2. A total of 10 street trees shall be planted which may be spaced or grouped. The minimum size of trees at the time of planting shall be as follows: Deciduous - 2 ½ inch caliper; Ornamental - 1 ½ inch caliper. Caliper shall be measured six (6) inches above the ground surfaces.

3. All trees and landscaping shall be well maintained. Weather permitting, dead items shall be replaced within six months.

D. Building Design and/or Interior-Exterior Treatment Commitments

1. The primary building frontage shall incorporate at least one (1) main entrance door. At a building corner where two (2) primary building frontages meet, one (1) main entrance door may be located so as to meet the requirement for both

building frontages.

2. A building frontage that exceeds a width of fifty (50) feet shall include vertical piers or other vertical visual elements to break the plane of the building frontage. The vertical piers or vertical elements shall be spaced at intervals of fifteen (15) feet to thirty-five (35) feet along the entire building frontage.
3. For the primary building frontage on Williams Road, at least sixty (60) percent of the area between the height of two (2) feet and ten (10) feet above the nearest sidewalk grade shall be clear/non-tinted window glass permitting a view of the building's interior to a minimum depth of four (4) feet. For the building frontage on Lockbourne Road, the pattern of window glass shall continue from the Williams Road frontage a minimum distance of ten (10) feet.
4. Dumpsters and all ground-mounted mechanical equipment shall be located at the rear of the building and screened from public view to the height of the dumpster/equipment.

E. Dumpsters, Lighting, Outdoor Display Areas and/or Environmental Commitments

1. All new or relocated utility lines shall be installed underground unless the applicable utility company directs or requires otherwise.
2. Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by the same material utilized on the building roof or exterior. Color shall also match the building exterior or roof. Mechanical and all other equipment on the ground shall be screened from view by wall(s) comparable to the materials of the building or may also be screened by fencing or landscaped material.
3. All parking lot lighting shall be cut-off fixtures (down lighting).
4. Parking lot light poles shall not exceed a maximum of 24 feet in height.
5. Any wall-mounted area lighting shall use cut off style fixtures.
6. A four (4) foot wide pedestrian walkway shall be provided from the public sidewalk along Williams Road and from the public sidewalk along Lockbourne Road, through the landscaped frontage along each road and across the parking area to facilitate pedestrian access. The pedestrian walkway shall be painted/striped through the parking area.
7. No outside display of merchandise shall be permitted unless a nine (9) foot wide concrete pedestrian apron providing a minimum 4' of walking area is provided in the area of the display.

F. Graphics and Signage Commitments

All graphics shall conform to Article 15 of the Columbus Graphics Code, as it applies to the M, Manufacturing District. Any variance to the applicable sign requirements of the M district shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous

The developer shall comply with all applicable monetary payment requirements of Chapter 3318, Parkland Dedication, the Columbus City Code prior to issuance of zoning clearance.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law. 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 10 days after its passage if the Mayor neither approves nor vetoes the same.~~

Drafting Date: 09/13/2004

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-010

APPLICANT: SEM Partners, Inc., Architects; c/o David S. Beeman, Agent; 167 South State Street, Ste. 200; Westerville, Ohio 43081.

PROPOSED USE: Church and C-2, Office Commercial uses.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on August 12, 2004.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested CPD, Commercial Planned Development District to develop a religious facility or C-2, Office Commercial uses establishes an appropriate transition between unrestricted C-4 commercial zoning south of the site and predominantly multi-family residential development north of the site, and is consistent with zoning and development patterns along this section of North Hamilton Road. The CPD text includes appropriate development standards that address building and parking setbacks, interior lot lines, perimeter and parking lot landscaping, headlight screening, and lighting and graphics restrictions. The CPD text includes variances to reduce required parking for a religious facility by 7% and to modify screening requirements along the north property line adjacent to the parking lot. If the site is developed with any other C-2 commercial use the amount of required parking will comply with Chapter 3342 of the zoning code. An Access Study was completed and reviewed by the Columbus Transportation Division to establish turn lane commitments included in the CPD text.

Title

To rezone **5327 NORTH HAMILTON ROAD (43229)**, being 4.2± acres located on the west side of North Hamilton Road, 490± feet north of Thompson Road , **From:** L-RRR, Limited Restricted Rural Residential District, **To:** CPD, Commercial Planned Development District **and to declare an emergency (Z04-010).**

Body

WHEREAS, application #Z04-010 is on file with the Building Services Division of the Department of Development requesting rezoning of 4.2± acres, from L-RRR, Limited Restricted Rural Residential District, to CPD, Commercial Planned Development District; and

WHEREAS, the Development Commission recommends approval; and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the need to construct additional parking for the existing facility prior to the end of the asphalt season in December for the immediate preservation of the public peace, property, health and safety; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District to develop a religious facility or C-2, Office Commercial uses establishes an appropriate transition between unrestricted C-4 commercial zoning south of the site and predominantly multi-family residential development north of the site, and is consistent with zoning and development patterns along this section of North Hamilton Road. The CPD text includes appropriate development standards that address building and parking setbacks, interior lot lines, perimeter and parking lot landscaping, headlight screening, and lighting and graphics restrictions. The CPD text includes variances to reduce required parking for a religious facility by 7% and to modify screening requirements along the north property line adjacent to the parking lot. If the site is developed with any other C-2 commercial use the amount of required parking will comply with Chapter 3342 of the zoning code. An Access Study was completed and reviewed by the Columbus Transportation Division to establish turn lane commitments included in the CPD text; now, therefore

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

To rezone **5327 NORTH HAMILTON ROAD (43229)**, being 4.2± acres located on the west side of North Hamilton Road, 490± feet north of Thompson Road, and being more particularly described as follows:

Situated in the County of Franklin, State of Ohio and Township of Blendon and bounded and described as follows:

PARCEL I:

Located in Lot Number Seventeen (17) of the DeWolf Tract, as shown in Chancery Record 295, Page 4, Clerk's Office, Franklin County, Ohio, and being part of the land conveyed to Walter L. Erlenbach as recorded in Deed Book 1510, Page 5, and bounded and described as follows: Beginning at a point in the west line of the Walter L. Erlenbach farm, said point being 116.55 feet south of the northwest corner of said farm (being the southwest corner of the Benjamin F. Green farm); thence South 89 deg. 08' east 560.62 feet, parallel with the north line of the Walter L. Erlenbach farm to a point (said point being North 89 deg. 08' west 373.88 feet from the centerline of Beecham Road); thence south parallel with the centerline of Beecham Road 116.55 feet to a point; thence parallel to the north line of the Walter L. Erlenbach farm (south line of the Benjamin F. Green farm); North 89 deg. 08' west 560.62 feet to a point in the west line of the Walter L. Erlenbach farm; thence along the west line, north 116.55 feet to the Place of Beginning, containing 1.5 acres more or less.

PARCEL II:

Located in Lot Number seventeen (17) of the DeWolf Tract, as shown in Chancery Record 295, Page 4, Clerk's Office, Franklin County, Ohio, and being part of the land conveyed to Walter L. Erlenbach as recorded in Deed Book 1510, Page 5, and bounded and described as follows: Beginning at a point in the west line of the Walter L. Erlenbach farm, said point being 233.1 feet South of the northwest corner of said farm (being the southwest corner of the Benjamin F. Green farm); Thence South 89 deg. 08' east 560.62 feet, parallel with the north line of the Walter L. Erlenbach farm to a point (said point being North 89 deg. 08' west 373.88 feet from the centerline of Beecham Road); Thence south parallel with the centerline of Beecham Road 116.55 feet to a point; Thence parallel to the north line of the Walter L. Erlenbach farm (south line of the Benjamin F. Green farm) North 89 deg. 08' west 560.62 feet to a point in the west line of the Walter L. Erlenbach farm; Thence along the west line, north 116.55 feet to the Place of Beginning, containing 1.5 acres more or less.

PARCEL III:

Located in part of Lot Number seventeen (17) of the DeWolf Tract, Chancery Record 295, Page 5, Clerk's Office, Franklin County, Ohio, and being part of the land conveyed to Walter L. Erlenbach as recorded in Deed Book 1510, Page 5, Recorder's Office, Franklin County, Ohio, and bounded and described as follows: Beginning at a point in the centerline of Hamilton Road, (formerly Beecham Road), said point being the southeasterly corner of a 2.5 acre tract conveyed to Karl A. and Mary R. Wedemeyer by deed of record in Deed Book 2147, Page 564, Recorder's Office, Franklin County, Ohio, and being also north, 615.05 feet from a spike at the intersection of said centerline with the centerline of Thompson Road; Thence along the southerly line of said 2.5 acre tract and parallel to the northerly line of the original Walter L. Erlenbach farm, North 89 deg. 08' west 373.88 feet to the northeasterly corner of Parcel One, containing 1.5 acres, as conveyed to Russel W. and Helen Campbell by deed of record in Deed Book 2570, Page 542, Recorder's Office, Franklin County, Ohio; Thence along the easterly lines of parcels one and two owned by Russell W. Campbell and Helen Campbell, south 233.1 feet to the southeasterly corner of said Parcel Two; Thence across the said original Walter Erlenbach farm and parallel to the northerly line thereof, South 89 deg. 08' east 373.88 feet to a point in the centerline of said road, north 233.1 feet to the Place of Beginning, containing 2 acres, more or less.

Excepting from the above described Parcel Number III the following described real estate:

Situated in the State of Ohio, County of Franklin, Blendon Township, being in Lot 17, the DeWolf Tract of record in Chancery Record 295, Page 4, and being part of the David L. Clark and Mary K. Clark tract of record in Deed Book 3664, Page 742, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Commencing at a found Franklin County Engineer's Monument Box at the centerline intersection of Hamilton Road and Thompson Road; Thence along the centerline of Hamilton Road, north 381.99 feet to a set P.K. Nail at the southeast corner of Parcel 3 conveyed to the Evangelical Friends Church, Eastern Region (Official Records Volume 8677, Page C09, said Recorder's Office) and the true Point of Beginning of this description:

Thence across said Clark tract and along the south line of said Parcel III, North 89 deg. 08' west, 354.19 feet to a point in the west line of said Clark tract; Thence across said Parcel 3, and along the west line of said Clark tract, north 00 deg. 12' west, 95.80 feet to a found ¾ inch solid iron pin at the northwest corner of said Clark tract, South 89 deg. 21' East, passing a found solid copper bar at 316.19 feet, a total distance of 354.51 feet to a set P.K. Nail in the centerline of said Hamilton Road at the northeast corner of said Clark tract; Thence along the east line of said Clark tract (centerline of said Hamilton Road), south 97.14 feet to the Point of Beginning, containing 0.785 acres. The basis of bearings is the centerline Hamilton Road assumed north. Set iron pipes are 30" x 1" O.D. with orange plastic caps inscribed "P.S. 6579", unless otherwise noted.

To Rezone From: L-RRR, Limited Restricted Rural Residential District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of Sixty (60) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "**BETH MESSIAH CPD SITE PLAN**," and text being titled, "**BETH MESSIAH CPD TEXT**," both signed by David S. Beeman, agent for the applicant, both dated August 19, 2004, and the text reading as follows:

BETH MESSIAH CPD TEXT

PROPOSED DISTRICT: CPD.

PROPERTY ADDRESS: 5327 North Hamilton Road, Columbus, Ohio 43230.

OWNER: Beth Messiah Congregation.

APPLICANT: S E M Partners, Inc. c/o David S. Beeman AIA.

DATE OF TEXT: 8/19/04.

APPLICATION NUMBER: Z04-010.

1. **INTRODUCTION:** The property is located on the West side of North Hamilton Road, north of Thompson Road.

2. **PERMITTED USES/SITE PLAN:** Those uses contained in Sections 3353.01 (C-2, Commercial).

3. **DEVELOPMENT STANDARDS:** Except as otherwise provided in this Text and on the accompanying Site Plan titled "**BETH MESSIAH CPD SITE PLAN**", dated August 19, 2004 and signed by David Beeman, Agent for the Applicant, development standards shall comply with the those standards contained in C.C. 3353.03, C-2, Commercial Office Uses.

A. Density, Height, Lot and/or Setback Commitments.

1. A minimum forty (40) foot parking setback and a minimum sixty (60') foot building setback shall be established along

North Hamilton Road.

2. Height district shall be sixty feet as measured per Columbus City Code with an absolute height of 45 feet excluding steeple or architectural detail.
3. The permitted maximum site density shall not exceed the ratio of 12,000 gross square feet of building per net acre of site.
4. Building and pavement lot coverage shall not exceed 80% of the parcel except that if a driveway parallel to Hamilton Road is constructed, then said driveway shall not be included in the lot coverage calculation.
5. A minimum twenty (20) foot building and ten (10) foot parking setback shall be established along the entire north property line for the proposed religious facility. If the site is developed with C-2, Office Commercial uses the building and parking setback from the entire north property line shall be thirty (30) feet.
6. A minimum 40' building and parking setback shall be established along the west property line with the exception that a 30' parking setback shall apply for a cull-de-sac for religious facility use, with headlight screening a minimum of 30" for religious facility usage.
7. A minimum 25' building setback shall be established along the south property line.
8. A minimum 10' landscaped parking setback shall be established along the south property line as shown on the CPD site plan.

B. Access, Loading, Parking and/or Other Traffic Related Commitments.

1. Size, ratio and type of parking and loading shall be regulated by the Columbus City Code under Chapter 3342.
2. Final approval for all curb cuts shall be subject to approval by the Transportation Division prior to issuance of zoning clearance. A turning lane will be required to be installed in conformance with City requirements should the property be developed as any "C-2" permitted use other than as a religious facility.
3. A recorded cross-access easement shall be required prior to issuance of zoning clearance to maintain the existing cross-access between the single-family dwelling located on the property to the north and the parking lot of the proposed religious facility or C-2, Commercial use.

C. Buffering, Landscaping, Open Space and/or Screening Commitments.

1. From the west edge of the proposed North Hamilton Road right-of-way, a forty (40) foot green space corridor shall be established. Landscaping within the forty (40) foot green space corridor shall resemble an orchard and be based on the following standards:
 - a. Within the forty (40) foot green space corridor, there shall be a minimum of three (3) foot high continuous uniform earthen mound and a four (4) rail white fence located at the right of way line except for areas of egress and ingress roadways. The mound shall have a minimum 8:1 slope that will begin at the right-of-way. The mound will also have a 4:1 maximum slope on the opposite side, which will begin approximately twelve (12) feet from the setback line and have an approximate width of four (4) feet.
 - b. Two (2) rows of ornamental trees shall be planted within the green space corridor in an orchard fashion at an approximate spacing of fifteen (15) feet on centers both ways. The first row of trees shall be planted twenty (20) feet from the right-of-way. Trees may be planted in pairs or staggered.
2. Tree plantings shall be required within site parking and service areas. The number of trees required shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2.5 inch caliper per tree) to total site coverage by buildings and pavement:

- a. 0 to 20,000 square feet: 6 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement.
 - b. 20,001 to 100,000 square feet: 10 inches of trunk size plus 1 inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,000 square feet.
 - c. Over 100,000 square feet: 20 inches of trunk size plus 1 inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.
3. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of 3 inch caliper or greater may offset 2/3 of this requirement. Maximum possible green space shall be provided to minimize extensive unbroken hard surface area.
 4. Minimum tree size shall be no less than 2.5 inches caliper for street and/or shade trees, 5 feet in height for evergreen trees and 1.5 inch caliper for ornamental trees caliper shall be measured 6" from the base of the tree.
 5. If landscaping is used to screen a service area, 90% opacity is required for all non-servicing sides and must be protected from service vehicles. Screening shall be 1 foot above height of structure to be screened but not less than seven (7) feet in height.
 6. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season whichever occurs first.
 7. Landscaped parking lot screening shall be provided along the north property line adjacent to the parking lot and shall be a minimum 30" high.

D. Building Design and/or Interior-Exterior Treatment Commitments.

1. A residential appearing roof shall be required, and structures that appear to have flat roofs shall specifically be prohibited. A residential appearing roof shall be defined as a roof structure with a minimum pitch of 6:12 and a maximum pitch of 12:12. The height of the roof element shall not be less than 40% of the overall height of the building as measured from finish floor to top of roof. Once the roof element has reached the 40% level, then the roof may be flattened or depressed so long as the flattened or depressed portion of the roof is not visible from adjacent parking, service areas or roadways. The sloped roof noted above shall be finished with one of the following materials: dimensional asphalt shingles, wood shakes or shingles, slate, composite slate, tile, standing metal seam, or copper.
2. A maximum of three building material types (excluding glass) shall be utilized for the exterior of any building including roof material. Minor accenting of structures through the use of a fourth building material shall be permitted. Acceptable building material types are to be limited to the following: stone, manufactured stone, composite wood product horizontal siding, wood shingles, and stucco.
3. Mechanical equipment or other utility hardware on the roof of a building shall be screened from view by the same material utilized on the building roof or exterior. Color shall also match the building exterior or roof. Mechanical and all other equipment on the ground shall be fully screened from view by wall, fence or landscape material utilizing the same material or character of the building.
4. Building illumination shall be permitted provided such light source is concealed. No colored light shall be used to light the exterior of any building.
5. All buildings shall be finished utilizing the same materials on all sides of the exterior.

E. Dumpsters, Lighting, Outdoor Display Areas and/or Other Environmental Commitments.

1. All external outdoor lighting shall be cut-off fixtures (down lighting), except there may be accent lighting (up lighting)

on landscaping in the front structures and ground signs, provided the fixtures are screened with landscaping to prevent glare.

2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer's type to insure aesthetic compatibility. All light poles and standards shall be dark brown, bronze, or black.
3. Light poles in the parking lots shall not exceed 18 feet in height.
4. Building mounted lighting within service areas shall be designed in such a way that no light spillage off-site occurs.
5. If provided, any accent lighting of landscaping at entries to parking lots and buildings shall be up-lighted by ground mounted concealed fixtures.
6. Dumpsters shall be screened on all four sides to a minimum opacity of ninety percent.
7. All electrical wiring to the site shall be placed underground.

F. Graphics and Signage Commitments.

All signage shall conform to Chapters 3375 through 3383 of the Columbus City Code as they apply to the C-2, Commercial District. Any variance to the sign requirements will be submitted to the Columbus Graphics Commission.

G. CPD Requirements:

- a. NATURAL ENVIRONMENT: The site is developed with a religious facility with a natural wooded area to the south.
- b. EXISTING LAND USE: The site is currently zoned L-RRR.
- c. TRANSPORTATION AND CIRCULATION: Access to the site shall remain at the same existing location off Hamilton Road, subject to approval by the City of Columbus Transportation Division.
- d. VISUAL FORM OF THE ENVIRONMENT: See the development standards in the text.
- e. VIEW AND VISIBILITY: In the development of the subject property and in the location of buildings and access points, consideration will be given to the visibility and safety of the motorists and pedestrians.
- f. PROPOSED DEVELOPMENT: Option #1 one, religious facility. Option #2, as allowed by C-2, Office Commercial Uses.
- g. BEHAVIOR PATTERN: The proposed development will serve the growing residential population adjacent to the Hamilton Road corridor.
- h. EMISSIONS: No adverse emissions should occur from the proposed development.

H. Miscellaneous Commitments.

1. At the time of zoning clearance the applicant shall give to the Department of Recreation and Parks \$1,680 as a park fee.
2. Prior to zoning clearance, the property owner shall dedicate to the City of Columbus by general warranty deed sixty (60) feet from the centerline of North Hamilton Road at no cost to the City.
3. The CPD site plan commits only to required building and parking setback lines for North Hamilton Road. North property line building and parking setbacks shall be applied as described in the accompanying CPD text. The building footprint, parking spaces and landscaping materials shown on the CPD site plan are for illustrative purposes. The North Hamilton Road building and parking setbacks depicted on the CPD site plan titled "**BETH MESSIAH CPD SITE**

PLAN," dated August 19, 2004 and signed by David Beeman, Agent for the Applicant, may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development. Any slight adjustment to the CPD site plan is subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.

I. Variances:

1. The number of parking spaces required by C.C.3342.28 is varied from 205 to 190 for a religious facility, a reduction of 7%. Any office commercial development shall provide parking spaces as normally required per C.C. 3342.
2. Section 3342.17, parking lot screening, which requires that parking lot screening be a minimum of five (5) feet in height and 75 percent in opacity is varied to permit a continuous 30-inch high hedge to provide headlight screening for the portion of the parking lot that borders property to the north that is zoned in the R, Rural District.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **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 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 1677-2004

Drafting Date: 09/14/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Earlier this year, the Ohio General Assembly passed legislation (Am. Sub. HB 262) granting public employees leave with pay for the purpose of being a poll worker on Election Day. This leave does not reduce any accrued leave balance the employee may have. For a variety of reasons, the available pool from which County Boards of Elections across Ohio can recruit qualified poll workers has declined in recent years, prompting some political jurisdictions to extend the privilege and opportunity to their own employees. In Franklin County, the Board of Elections must recruit, train, and field 3,200 poll workers for an average Election Day, and 4,800 workers during a Presidential Election.

An adequate number of qualified poll workers helps ensure that the democratic process works well, that voters can participate in a reasonable amount of time, and that the Board of Elections can fulfill its statutory mandate to fully staff each polling location with competent workers.

It is the desire of the City Council to enact legislation to extend the opportunity to City workers to work election polls.

Title

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by amending Section 10, Special Leave With Pay, to enact (H), Precinct Election Official Leave Program, to allow employees paid time off at the discretion of their appointing authority to work as a poll worker on Election Day, and to declare an emergency.

Body

WHEREAS, earlier this year the Ohio General Assembly passed legislation (Am. Sub. HB 262), granting public employees leave with pay for the purpose of being a poll worker on Election Day, and

WHEREAS, the need for said action arose because the pool of qualified poll workers has been shrinking across Ohio, including Franklin County, where the Board of Elections estimates that 3,200 workers are needed for an average Election Day, and 4,800 on a Presidential Election, and

WHEREAS, an adequate number of qualified poll workers helps ensure that the democratic process works well, that voters can participate in a reasonable amount of time, and that the Board of Elections can fulfill its statutory mandate to

fully staff each voting location with competent workers, and

WHEREAS, it is the desire of the Columbus City Council to similarly extend the privilege to City workers, and

WHEREAS, an emergency exists in that it is immediately necessary to amend the Management Compensation Plan to help ensure needed poll workers for the upcoming Election Day, 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. That Section 10 of Ordinance No. 2944-99, as amended, be amended to enact the following:

(H) Precinct Election Official Leave Program.

Any employee who is a registered voter of Franklin County, who resides in the City of Columbus, and who meets the other requirements established by the law and the Franklin County Board of Elections may request Election Official Leave with pay for the purposes of being a judge of an election engaged by the Franklin County Board of Elections.

The employee must obtain written authorization for paid Precinct Election Official Leave from the appointing authority prior to contacting the Board of Elections to register as a judge of an election.

The appointing authority reserves the right to reject an application based on operational need. Should several employees apply who perform a similar function and operational need dictates that not all may participate, then priority shall be given by the appointing authority on the basis of the order in which applications are received.

The Board of Elections reserves the right to refuse to place an employee with prior approval for Precinct Election Official leave if the employee's services are not needed on Election Day. In such an instance, the employee must report to work during the employee's regular work hours. Lastly, the Board of Elections may give priority to employees who have served as judges in prior elections.

The employee may be required to attend paid Precinct Election Official training courses as mandated by Ohio law and conducted by the Franklin County Board of Elections. The employee should make every effort to attend said training courses outside of the employee's regular working hours. However, should the employee choose to attend training courses during the employee's regular working hours, such leave is not covered under the Precinct Election Official Leave Program and requires a prior request and authorization for leave with vacation, personal, or compensatory pay. Leave without pay will not be permitted at attend such training courses.

The employee's prompt return to work on the employee's next regular working day is expected, and violation of such is subject to the normal policies and procedures of the employee's appointing authority.

An employee using Precinct Election Official Leave is entitled to the regular compensation awarded to judges of elections under Ohio Law and as established by the Franklin County Board of Elections in addition to the employee's Precinct Official leave with pay. This leave with pay is not to be considered as "hours worked" for the purpose of computing overtime.

As verification that the employee serves as a Precinct Election Official on Election Day, the employee shall submit a copy of the employee's poll worker paycheck or pay-stub provided by the Board of Elections subsequent to each election worked.

Section 2. That this amendment shall be effective immediately passage and approval.

Section 3. That the Director of the Department of Human Resources is directed to take appropriate steps to extend this opportunity to all City employees, subject to the discretion of the appointing authority and operational needs within a given agency.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor, or tens days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1680-2004

Drafting Date: 09/14/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This legislation modifies and increases the existing construction contract with Kokosing Construction Company, Incorporated, for the Greenlawn Avenue Improvement - OPWC project in the amount of \$234,628.53. The project limits are from Scioto Boulevard to Harmon Avenue. The plan details the construction of new curbs, sidewalks, storm and sanitary drainage, water service, traffic signals, and trees. This contract is being modified to account for separating existing storm and sanitary sewer lines and structures within the construction limits; the relocation of a sanitary main from the roadway to Berliner Park; the relocation of Electricity Division poles and lines on Harmon Avenue; the relocation of water lines arising from the latter and a charge of \$462.04 payable within the Transportation Division for the special services of a City work crew. Changes in the location of storm and sanitary mains on Greenlawn Avenue, as well as incomplete plan information, forced the abandonment of some existing lines and the installation of new ones. The work was performed at the request of the Sewerage and Drainage Division, who will reimburse the Transportation Division for agreed-upon costs. OPWC will pay the contractor directly for a percentage of the modification amount. Prices were obtained by negotiations with Kokosing Construction Company using existing unit prices for items already bid and past project prices for new items.

Kokosing Construction Company, Incorporated's contract compliance number is 31-1023518 and expires March 14, 2005. The original contract amount was for \$7,034,653.39. This is the first contract modification. The contract amount including all modifications is \$7,268,839.88. The Ohio Public Works Commission has distributed its maximum amount (82 percent up to \$6,575,132.00) for this project for construction, design and right-of-way expenses.

Fiscal Impact: The Transportation Division budgeted \$3,000,000.00 for arterial street rehabilitation in the 2004 Capital Improvements Budget. Included in this budget was \$600,000.00 for a modification for the Greenlawn Avenue construction project. This ordinance transfers this money to the State Issue Two Street Projects Fund where it is appropriated and authorizes \$234,186.49 for expenditure.

Emergency action is requested for the immediate execution of the construction contract for the earliest possible conclusion of construction so that the project may be closed out in 2004.

TitleTo authorize the transfer of \$234,186.49 within the 1995, 1999 Voted Streets and Highways Fund; to authorize the transfer of this amount to the State Issue II Street Projects Fund; to authorize the appropriation of this amount within that Fund; to authorize the Public Service Director to modify and increase the existing contract with Kokosing Construction Company, Incorporated, for the construction of the Greenlawn Avenue Improvement - OPWC project for the Transportation Division; to authorize the expenditure of \$234,186.49 from the State Issue II Street Projects Fund, and to declare an emergency. (\$234,186.49)

Body**WHEREAS**, Contract EA031221-002 was authorized by Ordinance 1803-2001, passed by City Council on July 20, 2001, executed on August 6, 2001 and approved by the City Attorney on August 10, 2001; and

WHEREAS, it necessary to modify this contract to provide for additional work for the Greenlawn Avenue Improvement -

OPWC project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract should be modified and increased immediately for the earliest possible conclusion of construction so that the project may be closed out in 2004, 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. That the transfer of \$234,186.49 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, be and hereby is authorized as follows:

TRANSFER FROM:

Project No. / Project / O.L. One / O.L. Three Codes / OCA Code
530103 / Arterial Street Rehabilitation / 06 / 6600 / 644385

Total Transfer From: \$234,186.49

TRANSFER TO:

Project No. / Project / O.L. One / O.L. Three Codes / OCA Code
560901 / Transfer / 10 / 5501 / 644385

Total Transfer To: \$234,186.49

SECTION 2. That the transfer of \$234,186.49 between Funds be and hereby is authorized as follows:

TRANSFER FROM:

Fund No. / Project # / Project / O.L. One / O.L. Three Codes / OCA Code
704 / 560901 / Transfer / 10 / 5501 / 644385

Total Transfer From: \$234,186.49

TRANSFER TO:

Fund No. / Project No. # / Project / O.L. Three Code / OCA Code
764 / 561002 / Greenlawn Avenue - OPWC / 0886 / 561002

Total Transfer To: \$234,186.49

SECTION 3. That the sum of \$234,186.49 be and hereby is appropriated from the unappropriated balance of Fund 764, the State Issue II Street Projects Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2004, to Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 561002 and Project 561002.

SECTION 4. That the monies appropriated in Section 3 shall be paid upon order of the Public Service Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That the Public Service Director be and hereby is authorized to modify and increase contract EA031221-002 with Kokosing Construction Company, Incorporated, 886 McKinley Avenue, Columbus, OH 43222-1187 by \$234,186.49 for additional work in accordance with the terms as shown on the modification on file in the office of the

City Engineer, which is hereby approved.

SECTION 6. That the sum of \$234,186.49 or so much thereof as may be needed be and hereby is authorized to be expended from Fund 764, the State Issue II Street Projects Fund, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 561002 and Project 561002.

SECTION 7. 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.

Legislation Number: 1682-2004

Drafting Date: 09/14/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Ordinance 0393-2004, passed March 15, 2004, authorized the acceptance of a plat titled LONGWOOD SECTION 3 from M/I SCHOTTENSTEIN HOMES INC. Subsequently this property was transferred to M/I HOMES OF CENTRAL OHIO, LLC. The Department of Public Service, Transportation Division is now requesting Ordinance 0393-2004 be repealed and accept the plat also titled LONGWOOD SECTION 3 from M/I HOMES OF CENTRAL OHIO, a limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

Title

To repeal Ordinance 0393-2004 and to accept the plat titled LONGWOOD SECTION 3 from M/I HOMES OF CENTRAL OHIO, a limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

Body

WHEREAS, Ordinance 0393-2004, passed March 15, 2004, authorized the acceptance of a plat titled LONGWOOD SECTION 3 from M/I SCHOTTENSTEIN HOMES INC.; and

WHEREAS, subsequently this property was transferred to M/I HOMES OF CENTRAL OHIO, a limited liability company; and

WHEREAS, the Department of Public Service, Transportation Division is requesting that Ordinance 0393-2004, passed March 15, 2004, be repealed to facilitate the acceptance of the replacement plat also titled LONGWOOD SECTION 3; and

WHEREAS, M/I HOMES OF CENTRAL OHIO, a limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations, owner of the platted land, desires to dedicate to the public use all or such parts of the Boulevard and Drives shown on said plat and not heretofore so dedicated now, therefore

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

Section 1. That Ordinance 0393-2004, passed March 15, 2004, which authorized the acceptance of that plat titled LONGWOOD SECTION 3 from M/I SCHOTTENSTEIN HOMES INC be and hereby is repealed.

Section 2. That the plat titled LONGWOOD SECTION 3 from M/I HOMES OF CENTRAL OHIO, a limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations on file in the office of the City Engineer,

Transportation Division, be and the same is hereby accepted.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1695-2004

Drafting Date: 09/16/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with Axiom Mechanical Services in the amount of \$23,715.00 for the replacement of boiler at Fire Station #13, 309 Arcadia Avenue. The current boiler has been inoperable for approximately two months. If the boiler is not replaced, it will be impossible to heat the building. The contractor is to replace the inoperable boiler with a new boiler. Installation will include a new pump, controls, a backflow preventer, new valves, gauges, and a concrete pad. The contractor has forty-five days upon notification of the award of the contract to complete the project. The chiller will include a one-year workmanship and material guarantee and a five-year warranty on all compressors.

Formal proposals were solicited on August 11, 2004, and opened on August 24, 2004. Five firms submitted proposals as follows

(0 MBE, 1 FBE*).

Axiom Mechanical Services	\$23,715.00
Pete Miller, Inc.	\$23,733.00
Air Force One, Inc.	\$29,400.00
Fox Mechanical Co.	\$30,300.00
*General Temperature Control, Inc.	\$31,725.00

The Facilities Management Division recommends a contract award to the most responsive and responsible bidder, Axiom Mechanical Services.

Emergency action is requested so that the boiler will be replaced before winter weather.

Fiscal Impact: The Fire Division budgeted \$3 million in the 2004 Capital Improvement Budget for Fire Facility Renovations. The cost of this contract is \$23,715.00. Axiom Mechanical Services, Contract Compliance #55-0829335, exp. 10/08/2006.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with Axiom Mechanical Services for the replacement of the boiler at Fire Station #13, 309 Arcadia Avenue; to authorize the expenditure of \$23,715.00 from the Safety Bond Fund; and to declare an emergency. (\$23,715.00)

Body

WHEREAS, the boiler at Fire Station #13 is inoperable and in need of replacement, and

WHEREAS, the Facilities Management Division recommends Axiom Mechanical Services as the most responsive and responsible bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to enter into contract with Axiom Mechanical Services for the replacement of the boiler at Fire Station #13, 309 Arcadia Avenue before winter weather commences, 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. That the Public Service Director is hereby authorized to contract with Axiom Mechanical Services for the replacement of the boiler at Fire Station #13, 309 Arcadia Avenue.

SECTION 2. That the expenditure of \$23,715.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03
Fund: 701
Project: 340103
OCA Code: 644559
Object Level 1: 06
Object Level 3: 6620
Amount: \$23,715.00

SECTION 3. That for 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 or vetoes the same.

Legislation Number: 1700-2004

Drafting Date: 09/16/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service to replace a chiller at the Police Academy located at 2609 McKinley Avenue; to authorize the expenditure of \$45,318.00 from the Safety Bond Fund; and to declare an emergency. (\$45,318.00)

Body

WHEREAS, the chiller at the Police Academy was operating at half-capacity and wasting refrigerants, thereby making it necessary to replace the chiller, and

WHEREAS, the Facilities Management Division solicited informal bids the replacement of the chiller at the Police Academy, and

WHEREAS, a Mayor's Emergency was declared to allow the repair, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to enter into contract with Carrier Commercial Service for reimbursement of costs associated with the replacement of the chiller at the Police Academy, 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. That the Public Service Director is hereby authorized to contract with Carrier Commercial Service for the replacement of a chiller at the Police Academy located at 2609 McKinley Avenue.

SECTION 2. That the expenditure of \$45,318.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1., be and is hereby authorized and approved as follows:

Division: 30-03

Fund: 701
Project: 330021
OCA Code: 644476
Object Level 1: 06
Object Level 3: 6620
Amount: \$45,318.00

SECTION 3. That for 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 or vetoes the same.

Legislation Number: 1702-2004

Drafting Date: 09/17/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background

This ordinance re-allocates funding responsibilities for certain city services among various city departments with the ultimate goal of retaining the proceeds of the kilowatt-hour tax in the General Fund, thus increasing revenues needed to support current operations.

As part of this plan, the Stormwater Utility Fund will begin paying the cost of street cleaning beginning in 2004. Street cleaning is an appropriate function for the Stormwater division, since street cleaning efforts protect water quality, and minimize the burden on the sewer system from surface debris.

This plan also recognizes that the Transportation Division, which is responsible for the maintenance of the city's streets, has a shared responsibility along with the Division of Electricity, for lighting the city's streets. Beginning in 2004, the Transportation Division will begin paying a portion of the operating costs of the street lighting program.

Pursuant to Ordinance No. 0872-01, the City Auditor has been authorized to transfer 100 percent of the kilowatt-hour distribution tax imposed by Ohio Revised Code Section 5727.81(A) upon the Division of Electricity for the distribution of electricity to end users within the boundaries of the municipal corporation from the General Fund to the Electricity Operating Fund. The proceeds of this tax have supported operations of the Electricity Division, including the payment of debt service upon bonds issued for street lighting purposes.

The aforementioned re-allocation of funding responsibilities will allow the proceeds of the kilowatt-hour tax to be retained in the General Fund, increasing revenues needed to support current operations.

This ordinance is submitted as an emergency so as to allow the associated financial transactions to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

Fiscal Impact

This ordinance increases appropriation authority in the Stormwater Utility Fund and the Street Construction Maintenance and Repair Fund, allows retention of the proceeds of the kilowatt hour tax in the General Fund in 2004, and authorizes the City Auditor, upon consultation with the Finance Director, to pay up to \$700,000 in voted electricity debt service from Special Income Tax Fund in 2004.

TitleTo increase the appropriation in the Stormwater Utility Fund by \$2,900,000, to increase the appropriation in the Street Construction Maintenance and Repair Fund by \$2,900,000, to repeal Section 2 of Ordinance No. 0872-01 as of January 1, 2004, to authorize and direct the City Auditor, in consultation with the Finance Director, to pay up to \$700,000 in voted electricity debt service from Special Income Tax Fund in 2004, and to declare an emergency (\$6,500,000).

Body**WHEREAS**, there is a need to increase revenues to the General Fund of the city in order to support current operations; and

WHEREAS, a re-allocation of funding responsibilities for certain city services among various city departments will allow a retention of the proceeds of the kilowatt-hour tax in the General Fund, increasing revenues needed to support current operations; and

WHEREAS, it is appropriate that the Stormwater Utility Fund pay the cost of street cleaning, in recognition that proper cleaning of city streets is an adjunct function of proper stormwater management, in that street cleaning protects water quality and minimizes the burden on the sewer system from surface debris; and

WHEREAS, it is appropriate that the Transportation Division, which is responsible for the maintenance of the city's streets, share in the cost of street lighting; and;

WHEREAS, by state law the proceeds of the kilowatt-hour distribution tax imposed upon a municipal electric utility for electricity distribution to end users within the boundaries of a municipal corporation may be retained in the city's general fund; and

WHEREAS, since 2001 these tax proceeds have instead been transferred to the Electricity Division Operating Fund in support of that division's operating expenses, including payments of debt service associated with street lighting; and

WHEREAS, aforementioned re-allocation of funding responsibilities will allow the proceeds of the kilowatt-hour tax to be retained in the General Fund, increasing revenues needed to support current operations; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to increase appropriations in the Stormwater Utility Fund and the Street Construction, Maintenance and Repair Fund to support changes in funding responsibilities, to repeal Section 2 of Ordinance No. 0872-01 and to authorize a portion of electricity debt service to be paid from the Special Income Tax Fund in 2004, 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. That appropriations currently authorized in the Stormwater Utility Fund, Fund 675, Department of Public Utilities, Department 60, Stormwater Division, Division 60-15, OCA 675001, Object Level One 03, Object Level Three 3000 be increased by \$2,900,000.

SECTION 2. That appropriations currently authorized in the Street Construction, Maintenance and Repair Fund, Fund 265, Department of Public Service, Department 59, Transportation Division, Division 59-09, OCA 599218, Object Level One 03, Object Level Three 3314 be increased by \$2,900,000.

SECTION 3. That Section 2 of Ordinance No. 0872-01 is hereby repealed effective January 1, 2004, and the City Auditor is authorized and directed to make any necessary fund transfers in fiscal year 2004 to reflect the repeal.

SECTION 4. That the City Auditor, in consultation with the Finance Director, is authorized and directed to pay up to \$700,000 in voted electricity debt service for 2004 from the Special Income Tax Fund, Fund 430, including making any fund transfers necessary to accomplish this.

SECTION 5. That all funds needed to carry out the purpose of this ordinance are hereby deemed appropriated.

SECTION 6. 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.

Legislation Number: 1705-2004

Drafting Date: 09/17/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Development Director to enter into a short term lease agreement with Columbus Housing Partnership and Stenson Powell Partnership for space located at 777 East Long Street within the Lincoln Theatre.

FISCAL IMPACT: The City will receive \$1.00 per month for the term of the lease agreement (6 months). In addition, Columbus Housing Partnership and Stenson Powell Partnership shall pay a prorated share of operating expenses for the portion of the building occupied.

Emergency action is requested in order to meet the agreed occupancy dates.

Title

To authorize the Director of the Department of Development to enter into a short term lease agreement to lease city owned property at 777 East Long Street to Columbus Housing Partnership and Stenson Powell Partnership for \$1.00 per month commencing September 13, 2004 through March 12, 2005; and to declare an emergency.

Body

WHEREAS, the City of Columbus owns certain real property known as 777 East Long Street; and

WHEREAS, the City of Columbus, Office of Land Management, has negotiated a mutually satisfactory lease agreement with Columbus Housing Partnership, an Ohio non-profit corporation, and Stenson Powell Partnership, an Ohio for-profit corporation, for the lease of said real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to enter into this lease agreement in order to meet the project timeline thereby preserving the public health, peace, property, safety, and welfare; and NOW THEREFORE,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all documents approved as necessary to enter into a short term lease agreement by and between the City of Columbus, Ohio, Columbus Housing Partnership and Stenson Powell Partnership for a certain real property known as 777 East Long

Street, Columbus, Ohio for \$1.00 per month commencing September 13, 2004 through March 12, 2005.

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

Legislation Number: 1709-2004

Drafting Date: 09/17/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: In 1970, the City as part of the Dennison Avenue Conversation Plan purchased two abutting lots at the northwest corner of West Fourth Avenue and Forsythe Avenue. Subsequently, it was determined that because of its size that the westernmost property was unbuildable. Consequently, the City sold both properties together with restrictive covenants, which prohibited any subsequent owner from splitting off either of the parcels, or selling either parcel separately. The current owner now has a separate buyer for each property, and requests that the City release its restrictive covenants on the subject properties, so they made be sold separately. After investigation by the Department of Development, it is recommended that the proposed restrictions be released. Releasing the restrictions has the support of the Victorian Village Commission. The following legislation authorizes the Director of the Department of Development to execute those documents necessary to release certain restrictive covenants, which prohibit the separate sale of the two aforementioned abutting lots.

Fiscal Impact: The Real Estate Division, Department of Law has established \$250.00 as the value of the release of the subject restrictive covenants. The aforementioned fee shall be deposited into the proper fund as set forth in the body of this legislation.

Emergency Justification: N/A

TitleTo authorize the Director of the Department of Development to execute those documents necessary to release certain restrictive covenants, which prohibit the separate sale of two abutting lots, located at 248 West and 250 West Fourth Avenue.

Body

WHEREAS, In 1970, the City purchased two abutting lots, located at the northwest corner Fourth Avenue and Forsythe Avenue, as part of the Dennison Avenue Conservation Plan; and

WHEREAS, Subsequently, the westernmost property was deemed unbuildable as a separate lot; and

WHEREAS, Upon sale of the lots, the City sold both properties together with restrictive covenants, which prohibited any subsequent owner from splitting off either of the parcels, or selling either parcel separately, and

WHEREAS, the current owner presently has a separate buyer for each property, and requests that the City release its restrictive covenants on the subject properties, so they made be sold separately, and

WHEREAS, the release of the restrictive covenants would permit the westernmost lot, which is currently vacant, to be developed and has support the Victorian Village Commission and the Department of Development; and

WHEREAS, the Real Estate Division, Department of Law, has determined the value of the release of the subject restrictive covenants to be \$250.00 dollars now, therefore:

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

Section 1. That the Director of the Department Development be, and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to release certain restrictive covenants contained in the deed from the City, recorded in Official Records, Recorded Instrument Number Vol. 3490, Page 910 in the Recorder's Office, Franklin County, Ohio; which restrictions prohibit the separate sale of two abutting lots, located at 248 West (PID #010-044324) and 250 West Fourth Avenue (PID #010-040564).

Section 2. That the City Auditor be, and hereby is authorized and directed to deposit the **Two Hundred Fifty Dollars (\$250.00)**, to be received by the City as consideration for the release of the subject restrictive covenants in the appropriate fund.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1712-2004

Drafting Date: 09/20/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** This contract provides for Sunbury Road Area Water Line Improvements. Competitive bids were received and opened for this project at the office of the Director of Public Utilities on August 18, 2004. Six (6) bids were received on this project. The most responsive and responsible bid was submitted by Nickolas Savko & Sons, Inc., 4636 Shuster, Columbus, Ohio, 43214. Contract to be awarded to same.

This ordinance also authorizes the expenditure of \$207,960.55 for inspection service by the Transportation Division

CONTRACT COMPLIANCE NUMBER: 31-0907362

FISCAL IMPACT: This project is included in the 2004 C.I.B. and is being funded from current monies.

This ordinance is submitted as an emergency so as to allow the earliest possible start of construction.

BIDDERS	AMOUNT
Darby Creek Excavating, Inc.	Non-Responsive
Nickolas Savko & Sons, Inc.	\$1,729,039.45
Truco Construction Co. Inc.	\$1,859,355.42
Complete General Construction Company	\$1,952,302.86
Fields Excavating, Inc.	\$1,929,845.66
Corna / Kokosing Construction Company	\$2,808,055.23

TitleTo authorize the Director of Public Utilities to enter into a contract with Nickolas Savko & Sons, Inc. for Sunbury Road Area Water Line Improvements for the Division of Water and to authorize the expenditure of \$1,729,039.45 for construction and \$207,960.55 for inspection services by the Transportation Division from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$1,937,000.00)

Body

WHEREAS, the Director of Public Utilities did receive and open bids on August 18, 2004, for Sunbury Road Area Water Line Improvements, and

WHEREAS, a responsive and responsible bid has been received, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Water, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract for Sunbury Road Area Water Line Improvements for the Division of Water so as to allow the earliest possible start of construction, for the preservation of 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 Public Utilities be and he is hereby authorized to enter into a contract with Nickolas Savko & Sons, Inc., 4636 Shuster, Columbus, Ohio, 43214, in the amount of \$1,729,039.45 for construction of Sunbury Road Area Water Line Improvements for the Division of Water, Department of Public Utilities, Contract No. 995, Project No. 690468, on the basis of the most responsive and responsible bid received on August 18, 2004.

Section 2. That for paying the cost of construction, the expenditure of \$1,729,039.45 or as much thereof as may be needed be, and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 690468, Object Level Three Code 6629, Object Level One 06, Project No. 690468.

Section 3. That for paying the cost of inspection, the expenditure of \$207,960.55 or as much as may be needed be and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 690468, Object Level Three Code 6686, Object Level One 06, Project No. 690468.

Section 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund, upon receipt of certification by the Director of the department administering said project; that the project has been completed and the monies are no longer required for said project, except that no transfer shall be so made from a project funded by monies from more than one source.

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, 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.

Legislation Number: 1713-2004

Drafting Date: 09/20/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Department of Health to

fund the Child & Family Health Services (CFHS) grant program for the period of July 1, 2004 through June 30, 2005. This ordinance authorizes supplemental appropriation of \$132,416.32 from the Health Department Grants Fund in order to move prior year surplus funds to the current year program.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The Child & Family Health Services (CFHS) Grant Program is partially funded by the Ohio Department of Health.

Title

To authorize a supplemental appropriation of \$132,416.32 from the unappropriated balance of the Health Department Grants Fund for the Child & Family Health Services (CFHS) grant program, and to declare an emergency. (\$132,416.32)

Body

WHEREAS, it is necessary to close FY04 grant and transfer surplus funds to current year grant program for the period ending June 30, 2005; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to appropriate the funds for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid delay in client services; Now, therefore,

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

SECTION 1. That the sum of \$132,416.32 is hereby authorized and directed to be appropriated from the unappropriated balance in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the 12 months ending June 30, 2005, to the Health Department, Department No. 50-01, Grant No. 504018, as follows:

OCA: 504018; Grant No.: 504018; OL1: 01; Amount: \$132,416.32

SECTION 2. That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. That for 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.

Legislation Number: 1714-2004

Drafting Date: 09/20/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation Background:

This legislation is to appropriate supplemental grant funds from the Ohio Department of Aging administered by the Central

Ohio Area Agency on Aging to carry on various services in 2004.

Emergency action is requested in order to continue and expand services during FY 2004, without service interruption as stipulated in the various grant requirements.

Fiscal Impact:

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance of \$327,253.00. This appropriation will enable the Recreation and Parks Department to continue those programs as required by the granting agencies for 2004.

To authorize an appropriation in the amount of \$327,253.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency.

TitleTo authorize a supplemental appropriation in the amount of \$327,253.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency.
(\$327,253.00)

BodyWhereas, it is necessary to appropriate grant funds so that the Central Ohio Area Agency on Aging of the Recreation and Parks Department can expand services during FY 2004: and

Whereas, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds for the preservation of public health, peace, property, safety, and welfare: now therefore

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

Section 1. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 21, 2004, the sum of \$327,253.00 is appropriated to the Recreation and Parks Department, Department No. 51, as follows:

GRANT: TITLE IIID

PROJECT NO: 518318	OCA CODE: 514509	OBJECT LEVEL ONE: 01	AMOUNT: \$20,000.00
TOTAL BY PROJECT:			\$20,000.00

GRANT: TITLE IIIA

PROJECT NO: 518324	OCA CODE: 514497	OBJECT LEVEL ONE: 01	AMOUNT: \$50,000.00
PROJECT NO: 518324	OCA CODE: 514497	OBJECT LEVEL ONE: 02	AMOUNT: \$25,000.00
PROJECT NO: 518324	OCA CODE: 514497	OBJECT LEVEL ONE: 03	AMOUNT: \$50,000.00
TOTAL BY PROJECT:			\$125,000.00

GRANT: TITLE IIIE-CAREGIVER SUPPORT

PROJECT NO: 518307	OCA CODE: 518307	OBJECT LEVEL ONE: 01	AMOUNT: \$50,000.00
PROJECT NO: 518307	OCA CODE: 518307	OBJECT LEVEL ONE: 02	AMOUNT: \$30,000.00
TOTAL BY PROJECT:			\$80,000.00

GRANT: SENIOR MEDICARE PATROL

PROJECT NO: 518310	OCA CODE: 518310	OBJECT LEVEL ONE: 03	AMOUNT: \$75,000.00
TOTAL BY PROJECT:			\$75,000.00

GRANT: HEAP

PROJECT NO: 518020	OCA CODE: 512814	OBJECT LEVEL ONE: 01	AMOUNT: \$7,235.00
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PROJECT NO: 518020 OCA CODE: 512814 OBJECT LEVEL ONE: 03 AMOUNT: \$20,000.00
TOTAL BY PROJECT: \$27,253.00

TOTAL APPROPRIATION: \$327,253.00

Section 2. That the monies in the foregoing Section 1. shall be paid upon the order of the Director of Recreation and Parks; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 3. 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.

Legislation Number: 1715-2004

Drafting Date: 09/20/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes an increase in the amount that can be spent on credit card service charges. DE052472 was set for \$12,000.00 as an estimate for the cost of credit card services charged due to use of the Pay by Phone and Pay by Web services provided by the Parking Violations Bureau. This will be an increase for the current contract period. The Contract compliance number for First Data Merchant Services is 592126793.

In accordance with the 2004 budget an additional \$10,000.00 was budgeted for this modification of the contract. This increase is needed due to an increase in the number of payments that are made via the Pay by Web and Pay by Phone service used by customers of the Parking Violations Bureau.

Title

To authorize the City Treasurer to modify and increase the current contract with First Data Merchant Services to provide credit card processing services for the Parking Violations Bureau; and to authorize the expenditure of \$10,000.00 from the General Fund. (\$10,000.00)

Body

WHEREAS: a need exists in the daily operation of the Parking Violations Bureau in that it is necessary to modify and increase the existing contract with First Data Merchant Services, for credit card processing services to be paid thru December 31, 2004.

WHEREAS: the current contract needs to be modified and increased by \$10,000.00 under the same provisions and terms as completed.

WHEREAS: a need exists in the daily operation of the Parking Violations Bureau in that it is necessary to modify and increase existing contract No DE052472 for the preservation of the public health, safety, property and welfare: now therefore;

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

Section 1. That the City Treasurer be and is hereby authorized to modify Contract DE052472 with First Data Merchant Services, by increasing the contract amount by \$10,000.00 for the contract period ending December 31, 2004.

Section 2. That the increase of \$10,000.00 be authorized to be expended from the General Fund, Subfund 010, City

Treasurer, Department No. 23-03, OCA Code 230301, Object Level One, 03, Object Level Three, 3348 to pay the cost thereof.

Section 3. That this ordinance shall take effect and be enforce from and after the earliest period allowed by law.

Legislation Number: 1717-2004

Drafting Date: 09/20/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThis ordinance authorizes an increase on contract EL0004186 with ACS State and Local Solutions to provide parking violation processing services for the City of Columbus. This will be an increase for the current contract period, to provide funds to the first renewal option of this year. The Contract compliance number for ACS is 131996647.

In accordance with the 2004 budget an additional \$50,000.00 was budgeted for this modification of the contract. This increase is needed due to an increase in the number of tickets written and paid for this contract period.

TitleTo authorize the City Treasurer to modify and increase the current contract with ACS State and Local Solutions to provide parking violation processing services; and to authorize the expenditure of \$50,000.00 from the General Fund. (\$50,000.00)

Body

WHEREAS: a need exists in the daily operation of the Parking Violations Bureau in that it is necessary to modify and increase the existing contract with ACS State and Local Solutions, for parking violation processing services to be paid thru February 28, 2005.

WHEREAS: the current contract needs to be modified and increased by \$50,000.00 under the same provisions and terms as completed.

WHEREAS: a need exists in the daily operation of the Parking Violations Bureau in that it is necessary to modify and increase existing contract No. EL004186 for the preservation of the public health, safety, property and welfare: now therefore;

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

Section 1. That the City Treasurer be and is hereby authorized to modify Contract EL004186 with ACS State and Local Solutions, by increasing the contract amount by \$50,000.00 for the contract period ending February 28, 2005.

Section 2. That the increase of \$50,000.00 be authorized to be expended from the General Fund, Sub fund 010, City Treasurer, Department No. 23-03, OCA Code 230301, Object Level One, 03, Object Level Three, 3336 to pay the cost thereof.

Section 3. That this ordinance shall take effect and be enforce from and after the earliest period allowed by law.

Legislation Number: 1722-2004

Drafting Date: 09/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This Ordinance is submitted to settle the claim filed by Terry Travis against the City of Columbus, Division of Sewers and Drains for property damage that occurred during the malfunction of the flood gate, during several rain storms causing water to back up and flood the apartment building at 221 Dana Avenue owned by Terry Travis. Damages amounted to \$54,000.00.

FISCAL IMPACT: Funds were not specifically budgeted for this settlement, but are available in the appropriate amount.

EMERGENCY DESIGNATION: This legislation is being submitted as an emergency in order to pay the settlement in a timely fashion.

Title

To authorize and direct the City Attorney to settle the claim of Terry Travis against the City of Columbus, Division of Sewers and Drains, in the amount of Fifty-four Thousand and 00/100 (\$54,000.00); **and to declare an emergency**

Body

WHEREAS, On January 4, 2004, the City of Columbus received a very large amount of rainfall. The Renick Run pump is designed to automatically pump water out of the Renick area when water starts rising. On January 4, 2004 this pump failed causing excessive water damage to businesses and residents in this area; and

WHEREAS, the apartment complex located at 221 Dana Avenue owned by Terry Travis incurred major property damage as a result of this pump failure; and

WHEREAS, Terry Travis had to evacuate his tenants from the apartments, has incurred lost rent and has had to perform major repairs to the units in order for them to comply with City Code standards; and

WHEREAS, due to the circumstances involved in this situation a settlement in the amount of \$54,000.00 is fair and reasonable; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewers and Drains, in that it is immediately necessary to pay this settlement in a timely fashion 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. That the City Attorney be and hereby is authorized and directed to settle the claim of Terry Travis by payment of \$54,000.00 as a reasonable and fair amount and in the best interest of the City of Columbus

Section 2. That for the purposes of paying this settlement, there be and hereby is authorized to be paid from fund No. 650, Department No.60-05, OCA Code 605006, Object Level (1) 05, Object Level (3) 5534, the sum of Fifty-four Thousand and 00/1000 Dollars (\$54,000.00)

Section 3. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer one for the sum of

Fifty-four Thousand and 00/100 Dollars (\$54,000.00) payable to Terry Travis upon receipt of a voucher and a release approved by the City Attorney.

Section 4. 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.

Legislation Number: 1723-2004

Drafting Date: 09/22/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation amends Chapter 3118 of the Columbus City Codes, 1959, by enacting new Section 3118.041 which enables the Director of the Department of Development or his or her designee to appoint substitute members to the Board of Commission Appeals in the event of a conflict of interest of certain members that results in the Board being unable to hear a particular appeal due to that conflict. This ordinance will require the Director or his or her designee to maintain a list of qualified individuals for this purpose comprised of former members of architectural review commissions and former members of the Board of Commission Appeals. In addition, this legislation amends Section 3118.09 of this Chapter by clarifying the standard of review on appeal.

Fiscal Impact: None.

Emergency Designation: This legislation is being submitted as an emergency so that the Board of Commission Appeals may timely consider certain appeals that have been tabled due to no fault of the appellant because of conflicts of interest among various Board members.

Title

To amend Chapter 3118 of the Columbus City Codes, 1959, by enacting new Section 3118.041 which provides for the appointment of substitute members to the Board of Commission Appeals in the event of a conflict of interest and by amending Sections 3118.05 and 3118.09 to clarify the standard of review utilized by the Board of Commission Appeals in considering appeals before it; and to declare an emergency.

Body

WHEREAS, the Board of Commission Appeals is currently comprised of three members; and

WHEREAS, the Board has the responsibility to hear appeals of denials of certificates of appropriateness by architectural review commissions; and

WHEREAS, the Columbus City Codes, 1959, does not provide a remedy when members must recuse themselves because of a conflict of interest and such recusal results in an appellant not having a forum in which to argue his or her appeal; and

WHEREAS, Sections 3118.05 and 3118.09 of the City Code currently state that the standard of review for appeals before it is clear and convincing evidence; and

WHEREAS, it has been determined that this standard of review is inappropriate for this appellate process because it places an unreasonably high burden of proof upon the appellant; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enact the aforementioned code changes to enable appellants to be heard in a timely fashion when such

conflicts exist and to provide clarity to the Board of Commission Appeals as to the appropriate standard of review and for the immediate preservation of the public peace, property, health, and safety of the citizens of the City of Columbus; now, therefore:

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

Section 1. That new Section 3118.041 of the Columbus City Codes, 1959, be and is hereby enacted and shall read as follows:

3118.041 Appointment of Substitute Board Members.

In the event that a member of the Board of Commission Appeals has a conflict of interest that renders him or her unable to participate in the appeal before the Board, the Director of Development or his or her designee shall appoint a substitute to hear the appeal in the place of said board member from a list of qualified individuals created and maintained by the Director or his or her designee. Such qualified individuals must be either a past member of an architectural review commission as defined in C.C. 3116.011 or a past member of the Board of Commission Appeals. An appointment under this section is temporary in nature and is only for the purpose of hearing an appeal in which a board member has a conflict of interest.

Section 2. That Section 3118.05 of the Columbus City Codes, 1959, be and is hereby amended and shall read as follows:

3118.05 Duties.

The board of commission appeals shall hear and decide, in compliance with the provisions of this chapter, all appeals from any commission's denial of an application for a certificate of appropriateness for proposed construction, alteration or demolition of a structure, appurtenance or architectural feature of a listed property or in a district.

The board shall review such appeals by determining whether the applicant can establish by ~~clear and convincing~~ sufficient evidence whether a commission decision to deny an application for a certificate of appropriateness was arbitrary, capricious and unreasonable.

The board shall also have the authority to review claims of unusual and compelling circumstances and/or substantial economic hardship that have been raised by an applicant pursuant to the rehearing process outlined in Chapter 3116.

The board shall consider appeals brought by persons affected by notice of violation citing a violation of this Planning and Platting Code or the Zoning Code relating to architectural review. (Ord. 1516-89 : Ord. 628-02 § 13.)

Section 3. That Section 3118.09 of the Columbus City Codes, 1959, be and is hereby amended and shall read as follows: 3118.09 Decision on appeal.

(A) In rendering its decision of an appeal related to the action of a commission as defined in C.C. 3116.012, the board of commission appeals shall consider whether ~~clear and convincing~~ sufficient evidence was presented by the application as to the following issues:

(1) That the denial of a certificate of appropriateness by the commission was arbitrary, capricious and unreasonable; or

(2) That the denial of a certificate of appropriateness results in a substantial economic hardship for applicant and/or applicant's unusual and compelling circumstances warrant granting such certificate; and

(3) That such hardship or circumstances outweigh any detriment to the public welfare or derogation from the intent of the district or listed property and the purposes as stated in the pertinent chapter that would result from approval of the application.

(B) The board shall rule on the appeal within ten (10) days of its hearing and shall send its written ruling to the applicant and the historic preservation officer. If the board rules for the applicant on either (A)(1) or (A)(2) and (A)(3) above, it shall instruct the commission from which the appeal was taken to issue a certificate of appropriateness. If the board does not rule for the applicant on either (A)(1) or (A)(2) and (A)(3) above, the commission's finding shall be upheld.

(C) After conducting a hearing related to a notice of violation or violations, the board of commission appeals shall determine whether appellant has violated any provision of the code and/or the rules and regulations adopted thereto. When the board of commission appeals affirms or modifies such notice, it shall be deemed to be an order.

(D) The board shall rule on the appeal within ten (10) days of its hearing and shall send its written ruling to the petitioner and the historic preservation officer.

(E) A decision of the board of commission appeals pursuant to this section is final and appealable to the Environmental Division of the Franklin County Municipal Court. The applicant may return to the commission for consideration of an alternative plan at any time. (Ord. 1354-93; Ord. 628-02 § 15.)

Section 4. 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.

Legislation Number: 1726-2004

Drafting Date: 09/22/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to modify and increase a contract with the Righter Company Inc. for Sludge Storage Tank Cover Replacement at the Jackson Pike Wastewater Treatment Plant.

Formal bids were opened by the Director of Public Utilities on November 12, 2003 for Sludge Storage Tank Replacement at the Jackson Pike Wastewater Treatment Plant. The Righter Company Inc. was awarded a contract for the project, EL-004175 in accordance with Ordinance Number 0120-2004, Passed March 1, 2004.

The digester cleaning portion of this contract was being conducted by Burch Hydro Incorporated through the Division of Sewerage and Drainage's Land Application contract. The sludge in tank SS4 is laced with steel pieces and chips which resulted from the work to remove the tank covers. The deteriorated condition of the covers and support structures resulted in collapse of some of the steel and concrete. Some of these pieces fell into the sludge in the tank and could not be retrieved. After several pumps were damaged by the steel, Burch Hydro removed their pumping equipment causing a stoppage in the project. The Righter Company has received a quote from another contractor to complete the pumping of sludge. Burch Hydro has agreed to allow for this one time occurrence.

SUPPLIER: The Righter Company Inc. (31-0889208)

FISCAL IMPACT: \$48,560.00 is needed for this modification and is budgeted.

Emergency legislation is being requested so that the tank can be cleaned out and the project can continue.

Title

To authorize the Director of Public Utilities to modify and increase a purchase order with the Righter Company Inc. for the Sludge Storage Tank Cover Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$48,560.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$48,560.00)

Body

WHEREAS, the Director of Public Utilities opened formal bids on November 12, 2003 for the Sludge Storage Tank Cover Replacement at the Jackson Pike Wastewater Treatment Plant; and

WHEREAS, the Righter Company Inc. was awarded a contract, EL-004175, in accordance with Ordinance Number 0120-2004, passed March 1, 2004; and

WHEREAS, The digester cleaning portion of this contract was being conducted by Burch Hydro Incorporated through the Division of Sewerage and Drainage's Land Application contract, and

WHEREAS, the sludge in tank SS4 is laced with steel pieces and chips which resulted from the removal of the tank covers After several pumps were damaged by the steel, Burch Hydro removed their pumping equipment causing a stoppage in the

project, and

WHEREAS, the Righter Company has received a quote from another contractor to complete the pumping of sludge. Burch Hydro has agreed to allow for this one time occurrence, and

WHEREAS, the Division of Sewerage and Drainage desires to modify and increase the purchase order with the Righter Company Inc. for this additional work; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to modify and increase the purchase order so that the tank can be cleaned out and the project can continue. with the Righter Company Inc. for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be and is hereby authorized to modify and increase purchase order EL-004175 with the Righter Company Inc. for Sludge Storage Tank Cover Replacement for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$48,560.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 604819, Object Level 1: 06, Object Level 03: 6624.

Section 3. That for the reasons stated in the preamble hereto, where is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure, which 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.

Legislation Number: 1727-2004

Drafting Date: 09/22/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Public Utilities to modify and increase a contract with Technical Construction Specialties Inc. Inc. for Sludge Storage Tank Cover Replacement at the Jackson Pike Wastewater Treatment Plant.

Formal bids were opened by the Director of Public Utilities on November 12, 2003 for Sludge Storage Tank Replacement at the Jackson Pike Wastewater Treatment Plant. Technical Construction Specialties Inc. Inc. was awarded a contract for the project, EL-004177 in accordance with Ordinance Number 0120-2004, Passed March 1, 2004.

During the project, it was noticed that the concrete was deteriorating down deeper into the tanks then originally anticipated. This is partially due to rusted rebar located near the top rim of the tanks. Furthermore, tensioning bars and support plates buried under the surface of the tanks interior walls are near the deteriorated concrete and need to be replaced to extend the useful life. Each case is caused by the construction process used many years ago when the tanks were built and need to be upgraded.

SUPPLIER: Technical Construction Specialties Inc. Inc. (34-1479038)

FISCAL IMPACT: \$38,800.00 is needed for this modification and is budgeted.

Emergency legislation is being requested so that there are not interruptions in the concrete repair and upgrade of the tanks.

Title

To authorize the Director of Public Utilities to modify and increase a purchase order with Technical Construction Specialties Inc. Inc. for the Sludge Storage Tank Cover Replacement for the Division of Sewerage and Drainage, to authorize the expenditure of \$38,800.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$38,800.00)

Body

WHEREAS, the Director of Public Utilities opened formal bids on November 12, 2003 for the Sludge Storage Tank Cover Replacement at the Jackson Pike Wastewater Treatment Plant; and

WHEREAS, Technical Construction Specialties Inc. Inc. was awarded a contract, EL-004177, in accordance with Ordinance Number 0120-2004, passed March 1, 2004; and

WHEREAS, during the project, it was noticed that the concrete was deteriorating down deeper into the tanks than originally was anticipated, and

WHEREAS, this is partially due to rusted rebar located near the top rim of the tanks, and

WHEREAS, tensioning bars and support plates buried under the surface of the tanks interior walls are near the deteriorated concrete and need to be replaced to extend the useful life, and

WHEREAS, the Division of Sewerage and Drainage desires to modify and increase the purchase order with Technical Construction Specialties Inc. Inc. for this additional work; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to modify and increase the purchase order so that there are not interruptions in the concrete repair and upgrade of the tanks. with Technical Construction Specialties Inc. Inc. for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be and is hereby authorized to modify and increase purchase order EL-004177 with Technical Construction Specialties Inc. Inc. for Sludge Storage Tank Cover Replacement for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$38,800.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 604819, Object Level 1: 06, Object Level 03: 6624.

Section 3. That for the reasons stated in the preamble hereto, where is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure, which 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.

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and Federal Identification number for contract number FL001804 for the purchase of LED Traffic Signals for the Purchasing Office. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus with U.S. Traffic Corporation. FID 954678948 to Peek Traffic Corporation Signal Division FID 203048594.

1. Amount of additional funds: No additional funds are necessary to modify the option contract. The estimated annual usage on this contract is less than \$13,000.

2. Reason additional needs were not foreseen: The current supplier changed production and manufacturing from one facility to another of its facilities at a different location. Both facilities are part of Quixote Traffic Corporation.

3. Reason other procurement processes not used: The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.

4. How cost was determined: Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional is required to modify the option contract. Each agency must set aside their own funding for their estimated expenditures.

This company is not listed o the Auditor of State Findings for Recovery Database. This company is not listed on the Federal Excluded Parties Listing.

In order to maintain an uninterrupted of services to City agencies using this Universal Term Contract, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify past, present and future purchase orders with U.S. Traffic Corporation and to declare an emergency.

Body

WHEREAS, the Finance/Purchasing Office established the contract with U.S. Traffic Corporation for the option to purchase LED Traffic Signals; and

WHEREAS, U.S. Traffic Corporation in Santa Fe Springs, California moved its manufacturing and production facility for pedestrian and vehicle signal items to Peek Traffic Corporation Signal Division, in Bedford, Pennsylvania and notified the City of its change, in order to assure the quick and efficient processing of purchase orders established in conjunction with contract FL001804, and

WHEREAS, an emergency exists in the usual daily operation of the Finance/Purchasing Office in that it is immediately necessary to modify contract number FL001804, 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. That the Finance Director be and is hereby authorized and directed to modify contract FL001804 and all past, present and future purchase orders pursuant to that contract to reflect the change of the company name and FID number from U.S. Traffic Corporation FID 954678948 to Peek Traffic Corporation Signal Division FID 203048594.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. 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.

Legislation Number: 1732-2004

Drafting Date: 09/23/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus, Public Service Department, Transportation Division, has received a request from Ralph W. Fallon Builder, Inc., asking that the City release a portion of the platted vehicular access restriction to Harlem Road of record on the plat titled "The New Albany Country Club Section 2" in Plat Book 74, Page 67, Franklin County, Ohio, Recorder's Office. The existing restriction forbids direct vehicular access to Harlem Road from Lots 52 through 57 as shown on this plat. The current request is to allow two driveway access points onto Harlem Road from Lot 52. After investigation, the Transportation Division staff has determined the granting of the requested access points will not adversely affect the public use and safety of Harlem Road and therefore should be granted. A value of \$1,000.00 has been determined for the granting of the two access points more specifically described in the body of this ordinance. The following legislation authorizes the Director of the Public Service Department to execute those documents necessary to grant two vehicular access points to Harlem Road for the benefit of Lot 52 of "The New Albany Country Club Section 2".

d

Title

To authorize the Director of the Public Service Department to execute those documents required to release a portion of the vehicular access restriction to Harlem Road as shown on the plat titled "The New Albany Country Club Section 2" of record in Plat Book 74, Page 67 of the Franklin County, Ohio, Recorder's Office for the purpose of granting two vehicular access points onto Harlem Road from that property identified as Lot 52 of said subdivision.

Body

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, has received a request from Ralph W. Fallon Builder, Inc., asking that the City release a portion of the vehicular access restriction to Harlem Road of record on the plat titled "The New Albany Country Club Section 2" in Plat Book 74, Page 67, Franklin County, Ohio, Recorder's Office; and

WHEREAS, the existing restriction forbids direct vehicular access to Harlem Road from Lots 52 through 57 as shown on this plat; and

WHEREAS, the current request is to allow two driveway access points onto Harlem Road from Lot 52; and

WHEREAS, the Transportation Division staff has determined the granting of the access points from Lot 52 will not adversely affect the public use and safety of Harlem Road and therefore should be granted; and

WHEREAS, a value of \$1,000.00 has been determined for the granting of the access points more specifically described in the body of this ordinance; and

WHEREAS, the following legislation authorizes the Director of the Public Service Department to execute those documents necessary to release a portion of the vehicular access restriction to Harlem Road as shown on the plat titled "The New Albany Country Club Section 2" of record in Plat Book 74, Page 67 of the Franklin County, Ohio, Recorder's Office for the purpose of granting two vehicular access points onto Harlem Road from that property identified as Lot 52; now, therefore

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

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute those documents prepared and approved by the Department of Law, Real Estate Division, necessary to release a portion of the vehicular access restriction to Harlem Road as shown on the plat titled "The New Albany Country Club Section 2" of record in Plat Book 74, Page 67 of the Franklin County, Ohio, Recorder's Office for the purpose of granting the two vehicular access

points onto Harlem Road more fully described as follows; to-wit:

Beginning at the intersection of Greensward Road and the west line of Harlem Road (40 feet wide) extended, the east line of THE NEW ALBANY COUNTRY CLUB SECTION 2 (PB 74, Pg 67), as recorded in the offices of the Franklin County Recorder, and the west line of the City of Columbus corporate limits (Ord 1588-84);

Thence, N 00°41'47" W, along the west line of Harlem Road (40 feet wide) extended, the east line of THE NEW ALBANY COUNTRY CLUB SECTION 2 and the west line of the City of Columbus corporate limits, 51.55 feet to a point where "No Direct Vehicular Access" to Lot 52 to 57, both inclusive of THE NEW ALBANY COUNTRY CLUB SECTION 2 is allowed to Harlem Road;

Thence, continuing N 00°41'47" W, along the west line of Harlem Road (40 feet wide), the east line of Lot 52 and the City of Columbus corporate limits 103.5 feet to a point, to allow access for a private driveway;

Thence, continuing N 00°41'47" W, allowing access, along the west line of Harlem Road (40 feet wide), the east line of Lot 52 and the City of Columbus corporate limits, for 16 feet,

Thence, continuing N 00°41'47" W, along the west line of Harlem Road (40 feet wide), the east line of Lot 52 and the City of Columbus corporate limits, 80.7 feet to an angle point,

Thence N 04°42'31" W, along the west line of Harlem Road (40 feet wide), the east line of Lot 52 and the City of Columbus corporate limits, 9.6 feet to a point, to allow access for a private driveway;

Thence, continuing N 04°42'31" W, allowing access, along the west line of Harlem Road (40 feet wide), the east line of Lot 52 and the City of Columbus corporate limits, for 16 feet.

Bearings are referenced from THE NEW ALBANY COUNTY CLUB SECTION 2 as recorded in the offices of the Franklin County Recorder.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1734-2004

Drafting Date: 09/23/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: The City of Columbus accepted a Sub-Recipient Grant Award from the Franklin County Emergency Management Agency under the State Homeland Security Grant Program, for the purchase of equipment for Public Safety, via Ordinance 1341-2004, passed 7/21/04. This legislation is to authorize and direct the Finance Director to issue a purchase order to Marion Body Works for the purchase of a Hazardous Materials Response Vehicle, as detailed in the aforementioned grant.

Bid Information: Competitive bids were solicited via Purchasing Office Solicitation SA001257, with five (5) vendors submitting bids. Marion Body Works submitted, the best, lowest, responsible, responsive bid.

Contract Compliance: 391365073

Emergency Designation: Emergency action is requested as funds are needed before bids and grant funding expires for this purchase.

FISCAL IMPACT:

Budgeted Amount: There is no fiscal impact to the General Fund and there are no matching fund requirements for this

grant. Funds exist in the General Government Grant Fund for this purchase; the purchase of this vehicle has been approved via the aforementioned grant.

TitleTo authorize and direct the Finance Director to issue a purchase order to Marion Body Works for the purchase of a hazardous materials response vehicle; to authorize the expenditure of \$499,300.00 from the General Government Grant Fund; and to declare an emergency. (\$499,300.00)

Body**WHEREAS**, a need exists to purchase a hazardous materials Response Vehicle for the Division of Fire; and

WHEREAS, the City of Columbus accepted a Sub-Recipient Grant Award from the Franklin County Emergency Management Agency under the State Homeland Security Grant Program, for the purchase of equipment for Public Safety, via Ordinance 1341-2004, passed 7/21/04, to fund this purchase; and

WHEREAS, competitive bids were solicited via Purchasing Office Solicitation SA001257, with Marion Body Works submitting, the best, lowest, responsible, responsive bid; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said vehicle prior to the bid and grant expiration periods, for the immediate 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 Finance Director be and is hereby authorized and directed to issue a purchase order to Marion Body Works for the purchase of a hazardous materials response vehicle for the Fire Division.

Section 2. That the expenditure of \$499,300.00 or so much thereof as may be necessary is hereby authorized to be expended from the General Government Grant Fund 220, Communications Division 30-02, OCA Code 323002, Grant Number 323002, Object Level Three Code 6645.

Section 3. 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.

Legislation Number: 1738-2004

Drafting Date: 09/23/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and Federal Identification number for contract number FL001283 for the purchase of Specialty, Industrial and Medical Gases for the Purchasing Office. Contract FL001283 was previously extended by ordinance 1082-2004 which passed June 21, 2004. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus with BOC Gases, FID 13-1600079 to Airgas Great Lakes, FID 38-2518089. This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

1. Amount of additional funds: The annual estimated expenditure from this UTC by various agencies is \$70,000. No additional funds are necessary to modify the option contract.

2. Reason additional needs were not foreseen: The current supplier was acquired by another company.

3. Reason other procurement processes not used: The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.

4. How cost was determined: Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional funding is required to modify the option contract. Each agency must set aside their own funding for their estimated expenditures.

In order to maintain an uninterrupted of services to City agencies using this Universal Term Contract, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify the citywide contract for the option to purchase Specialty, Industrial and Medical Gases with Airgas Great Lakes and to modify past, present and future purchase orders with Airgas Great Lakes and to declare an emergency.

Body

WHEREAS, the Finance/Purchasing Office established the contract with BOC Gases for the option to purchase Specialty, Industrial and Medical Gases; and

WHEREAS, BOC Gases was acquired by Airgas Great Lakes, in addition to notifying the City of acquisition, Airgas Great Lakes has agreed to honor the past, present and future purchase orders established from contract number FL001283, and

WHEREAS, an emergency exists in the usual daily operation of the Finance/Purchasing Office in that it is immediately necessary to modify contract number FL001283, 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. That the Finance Director be and is hereby authorized and directed to modify contract FL001283 and all past, present and future purchase orders pursuant to that contract to reflect the change of the company name and FID number from BOC Gases, Inc. #13-1600079 to Airgas Great Lakes, #38-2518089.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. 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.

Legislation Number: 1749-2004

Drafting Date: 09/24/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The *Paving The Way...* Program has been serving the citizens of the Greater Columbus area since 1990. This Program provides up-to-date roadway construction information to the public and the media on traffic detours, alternate travel routes and road closures, technical advice and coordination for road construction related activities, public messages advocating work zone safety, demand reduction (carpooling, use of mass transit) and traffic management. Additionally, *Paving The Way...* maintains a web site www.pavingtheway.org and automated mailing lists that send out construction updates to over 3,000 recipients daily.

This ordinance authorizes the Public Service Director to enter into a three-year contract with the Ohio Department of Transportation and the Mid-Ohio Regional Planning Commission (MORPC).

Fiscal Impact: The cost of the three-year program will be \$750,000.00 of which eighty percent (80%) is funded with MORPC STP-M funds (\$600,000.00) and twenty percent local funds (\$150,000.00) (total \$750,000.00).

The city's share over the three-year period will be \$150,000.00 and will come from Street Construction, Maintenance and Repair Fund. This ordinance transfers the city match (\$150,000.00) to the General Government Grant Fund and

appropriates that match and the entire MORPC share (\$600,000.00) (total of \$750,000.00) in that Fund, where it is then authorized for expenditure.

Emergency action is requested to maximize the extent to which expended city funds will count toward the required city share.

TitleTo authorize the Public Service Director to enter into an agreement with the Director of the Ohio Department of Transportation and the Executive Director of the Mid-Ohio Regional Planning Commission for the 2005-2007 *Paving The Way* program for the Transportation Division; to authorize the transfer of \$150,000.00 from the Street Construction, Maintenance and Repair Fund to the General Government Grant Fund; to appropriate \$750,000.00 within the General Government Grant Fund; to authorize the expenditure of \$750,000.00 or so much thereof as may be needed from the General Government Grant Fund, and to declare an emergency. (\$750,000.00)

Body**WHEREAS**, the Public Service Director has identified the need for the *Paving The Way* program for traffic management and roadway construction communication which is described as a program that disseminates roadway construction information to the public and media and provides construction traffic management, public relations and technical advise and coordination for construction-related activities, demand reduction and work zone safety with portions of the project both inside and outside the municipal corporation limits and hereinafter referred to as "the program", and

WHEREAS, the Director of the Ohio Department of Transportation and the Executive Director of the Mid-Ohio Regional Planning Commission (MORPC) further desire cooperation from the city of Columbus in the planning and execution of this program; and

WHEREAS, the total cost of this program will be \$750,000.00 with \$600,000.00 (80 percent) coming from MORPC STP-M funding and \$150,000.00 (20 percent) coming from the city Street Construction, Maintenance and Repair Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is necessary to authorize and grant consent for a three-year program and to establish appropriation authority for the program, 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. That the inter-fund transfer of \$150,000.00 be and hereby is authorized as follows:

TRANSFER FROM:

Fund / O.L. 01/O.L. 03 Codes / OCA Code / Amount

265 / 06/6651 / 599122 / \$75,000.00

265 / 06/6651 / 599139 / \$75,000.00

Total Transfer From: \$150,000.00

TRANSFER TO:

Fund / Grant # / Grant / O.L. 03 Code / OCA Code / Amount

265 / 10/5501 / 599122 / \$75,000.00

265 / 10/5501 / 599139 / \$75,000.00

Total Transfer To: \$150,000.00

SECTION 2. That the intra-fund transfer of \$150,000.00 be and hereby is authorized as follows:

TRANSFER FROM:

Fund / O.L. 01/O.L. 03 Codes / OCA Code / Amount

265 / 10/5501 / 599122 / \$75,000.00

265 / 10/5501 / 599139 / \$75,000.00

Total Transfer From: \$150,000.00

TRANSFER TO:

Fund / Grant # / Grant / O.L. 03 Code / OCA Code

220 / 595077 / Paving The Way... / 0886 / 595077

Total Transfer To: \$150,000.00

SECTION 3. That the sum of \$750,000.00 be and hereby is appropriated from the unappropriated balance of Fund 220, the General Government Grant Fund, and from all monies estimated to come in to said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2004 to Department No. 59-09, Transportation Division, Object Level One Code 01, Object Level Three Code 1100, OCA Code 595077 and Grant 595077.

SECTION 4. That the monies in the foregoing Section 3 shall be paid upon order of the Public Service Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That the Public Service Director be and hereby is authorized to enter into contract with the Ohio Department of Transportation (ODOT) and the Mid-Ohio Regional Planning Commission (MORPC) for the "Paving The Way...Program on behalf of the Transportation Division for the period October 1, 2004 through September 30, 2007.

SECTION 6. That for purposes of paying the cost of thereof, the sum of \$750,000.00, or so much thereof as may be needed, is hereby authorized to expended from Fund 220, the General Government Grant Fund, Department No. 59-09, Transportation Division, Object Level One Code 01, Object Level Three Code 1100, OCA Code 595077 and Grant 595077.

SECTION 7. 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 or vetoes the same.

Legislation Number: 1751-2004

Drafting Date: 09/24/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Need: The City of Columbus Division of Police was recently awarded additional Federal Fiscal Year 2003 funding through the Project Safe Neighborhoods Initiative. The goal of the project is to decrease gun violence and aggressively prosecute those who commit crimes with firearms. The funding is for sworn and civilian overtime costs and the purchase of specialized equipment and training. In a cooperative effort with the Bureau of Alcohol, Tobacco, Firearms and Explosives and the U.S. Attorney's Office, the Columbus Division of Police will seek federal prosecution of applicable crimes with firearms. The award start date is September 1, 2004.

Emergency Designation: Emergency legislation is necessary to make the funds available for project activities at the earliest possible time in the grant activity period, which started September 1, 2004.

FISCAL IMPACT:

There is no impact for the City General Fund Account. All expenditures will be reimbursed by the grant funds.

Title

To authorize the Mayor of the City of Columbus to accept a FY03 Project Safe Neighborhoods Grant Award, to authorize an appropriation of \$100,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of Project Safe Neighborhoods (2004A) and to declare an emergency. (\$100,000.00).

Body

WHEREAS, the City of Columbus Division of Police will be working with local federal agencies to seek federal prosecution of crimes involving firearms; and

WHEREAS, additional funding for overtime costs and the purchases of specialized equipment and training will be needed for the increased workload and activities; and

WHEREAS, the grant activity period start date is September 1, 2004; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Mayor to accept an additional FY03 Project Safe Neighborhoods Grant Award and to authorize an appropriation 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 Mayor of the City of Columbus be and is hereby authorized and directed to accept an additional FY03 Project Safe Neighborhoods Grant Award.

Section 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project award period the sum of \$100,000.00 is appropriated as follows:

Section 3. That the monies appropriated in the foregoing Section 2 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 4. That for 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.

Legislation Number: 1754-2004

Drafting Date: 09/27/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and Federal Identification number for contract number FL002179 for the purchase of Emergency Repair Contractors for Low-Income Residents for the Purchasing Office. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus with Ready Wire Electrical Contractors FID 510466059 to Ready Wire Electrical Contractors, LLC FID 522441243.

1. Amount of additional funds: No additional funds are necessary to modify the option contract. Estimated usage is \$5,000 on an annual basis

2. Reason additional needs were not foreseen: The current supplier became a limited liability company.

3. Reason other procurement processes not used: The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.

4. How cost was determined: Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional is required to modify the option contract. Each agency must set aside their own funding for their estimated expenditures.

In order to maintain an uninterrupted of services to City agencies using this Universal Term Contract, this ordinance is being submitted as an emergency.

The company is not listed with the Auditor of State for unresolved findings.

d

Title

To authorize and direct the Finance Director to modify past, present and future purchase orders with Ready Wire Electrical Contractors, LLC and to declare an emergency.

Body

WHEREAS, the Finance/Purchasing Office established the contract with Ready Wire Electrical Contractors for the option to purchase of Emergency Repair Contractors for Low-Income Residents; and

WHEREAS, Ready Wire Electrical Contractors, in addition to notifying the City of the limited liability company, Ready Wire Electrical Contractors, LLC has agreed to honor the past, present and future purchase orders established from contract number FL002179, and

WHEREAS, an emergency exists in the usual daily operation of the Finance/Purchasing Office in that it is immediately necessary to modify contract number FL002179, 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. That the Finance Director be and is hereby authorized and directed to modify contract FL002179 and all past, present and future purchase orders pursuant to that contract to reflect the change of the company name and FID number from Ready Wire Electrical Contractors, # 510466059 to Ready Wire Electrical Contractors, LLC, # 522441243.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. 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.

Legislation Number: 1756-2004

Drafting Date: 09/27/2004

Current Status: Passed

Explanation

BACKGROUND: To modify and extend the existing city-wide contracts for the option to purchase OEM Truck Parts for Fleet Management, the largest user to and including September 30, 2005. Formal bids were opened by the Purchasing Office on August 22, 2002. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA00312 GRW). One hundred nine (MAJ:104, MBE:3, FBE:2) bids solicited; seventeen bids received. Contracts were established with the following vendors and were established in accordance with the bids received:

Center City International Trucks Inc. FL001558 (MAJ) CC# 31-1048371, \$240,000.00; **Schodorf Truck Body & Equipment** FL001559 (MAJ) CC# 31-4416487, \$600,000.00; **Best Equipment Company** FL001560 (MAJ) CC# 35-1097778, \$45,000.00; **Southeastern Equipment Co., Inc.** FL001561 (MAJ) CC# 34-1503254, \$20,000.00; **Columbus Equipment Co.** FL001562 (MAJ) CC# 31-4390542, \$50,000.00; **Cummins Bridgeway, LLC** FL001563(MAJ) CC# 11-3658572, \$50,000.00; **Brom Truck, Inc.** FL001564 (MAJ) CC# 34-1144839, \$20,000.00; **Noble's, Inc.** FL001565 (MAJ) CC# 31-0787367, \$20,000.00; **Horton Emergency Vehicles** FL001566 (MAJ) CC# 35-2018529, \$20,000.00; **ESEC Corporation dba Columbus Peterbilt** FL001567 (MAJ) CC# 34-1285858, \$60,000.00; **Byers Chevrolet LLC** FL001568 (MAJ) CC# 31-4139860, \$70,000.00; **Finley Fire Equipment Co., Inc.** FL001569 (MAJ) 31-0816583, \$40,000.00; **Holtz Industries, Inc.** FL001570 (MAJ) CC# 31-1243343, \$120,000.00; **McNeilus Truck & Manufacturing, Inc.** FL001571 (MAJ) CC# 41-1314526, \$40,000.00; **Performance Parts Express** FL001572 (MAJ) CC# 34-1857810, \$10,000.00

Total Estimated Annual Expenditure: \$1,405,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

1. Amount of additional funds: The estimated annual expenditure for all contracts is \$1,405,000.00. The Fleet Management Division must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing/terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contracts. The Fleet Management Division must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is be submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase OEM Truck Parts, with center City International Trucks Inc., Schodorf Truck Body & Equipment Company, Inc., Best Equipment Company, Inc., Southeastern Equipment company, Inc., Columbus Equipment Company, Cummins Bridgeway LLC, Brom Truck Inc., Noble's, Inc., Horton Emergency Vehicles, ESEC Corporation dba Columbus Peterbilt, Byers Chevrolet, LLC, Finley Fire Equipment Company, Inc., Holtz Industries, Inc., McNeilus Truck & Manufacturing, Inc., Performance Parts Express and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid(s); and

WHEREAS, vendor has agreed to extend the above referenced contracts at current prices and conditions to and including

September 30, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide contractual OEM Truck Parts, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to extend the above referenced contracts for the to purchase OEM Truck Parts 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. That the Finance Director be and is hereby authorized and directed to modify and extend the following contracts with the listed vendors to and including September 30, 2005:

Center City International Trucks Inc. FL001558
Schodorf Truck Body & Equipment FL001559
Best Equipment Company FL001560
Southeastern Equipment Co., Inc.FL001561
Columbus Equipment Co. FL001562
Cummins Bridgeway, LLC FL001563
Brom Truck, Inc. FL001564
Noble's, Inc.FL001565
Horton Emergency Vehicles FL001566
ESEC Corporation dba Columbus Peterbilt FL001567
Byers Chevrolet LLC FL001568
Finley Fire Equipment Co., Inc. FL001569
Holtz Industries, Inc. FL001570
McNeilus Truck & Manufacturing, Inc. FL001571
Performance Parts Express FL001572

SECTION 2. That these modifications are in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. 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.

Legislation Number: 1757-2004

Drafting Date: 09/27/2004

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation amends Chapter 3327 of the Columbus City Codes, 1959, as part of the implementation of the settlement agreement negotiated between the City of Columbus and The New Victorians Inc. pursuant to Ordinance No. 1431-2004. Ordinance No. 1431-2004 authorized the payment of \$127, 000 to The New Victorians and gave the City Attorney the authority to negotiate the non monetary terms in order to settle five pending lawsuits filed by The New Victorians against the members of the Italian Village Commission and certain City employees.

In particular, this legislation clarifies the definition of quorum to mean that a majority of Italian Village Commission members appointed to and serving on the commission are physically present at the meeting. Additionally, this legislation

creates a "sunset provision" whereby an application for a certificate of appropriateness will be deemed granted if the commission fails to muster a quorum within 45 days after a completed application is filed with the Historic Preservation Office or for two successive scheduled meetings of any kind. Similarly, an application will be deemed granted if an application is considered at a meeting where a quorum is present and the commission fails to approve or deny the application except where the applicant requests a continuance.

Because this proposed language is inconsistent with existing provisions contained in Chapter 3116 of the City Code as well as the codes pertaining to other architectural review commissions, this ordinance specifies that the changes adopted herein shall supercede any inconsistent language contained in other chapters of the City Code. **At the end of one year, the city shall evaluate whether it is appropriate to apply the provisions to all other area commissions exercising architectural review authority** ~~At some future point, the City may consider adopting additional code changes to address this inconsistency.~~

FISCAL IMPACT: None

EMERGENCY DESIGNATION: This legislation is being submitted as an emergency measure in order to implement the settlement terms in a timely fashion.

Title

To amend Chapter 3327 of the Columbus City Codes, 1959, to clarify the definition of quorum in the context of meetings of the Italian Village Commission and to establish the circumstances under which a certificate of appropriateness must be issued by the Italian Village Commission as the result of inaction on a completed application; and to declare an emergency

Body

WHEREAS, Ordinance No. 1431-2004 authorized the City Attorney to negotiate settlement terms with The New Victorians, Inc. and the payment of \$127,500 to resolve five pending lawsuits filed against the members of the Italian Village Commission and certain City employees; and

WHEREAS, as part of the settlement agreement, the City Attorney has agreed to recommend certain code changes to address procedural concerns pertaining to the operation of the Italian Village Commission with respect to consideration of applications for certificates of appropriateness; and

WHEREAS, these changes clarify the definition of quorum and establish the circumstances under which a certificate of appropriateness must be issued by the Italian Village Commission as the result of inaction on a completed application; and

WHEREAS, the procedural changes proposed herein are consistent with due process requirements; and

WHEREAS, the code changes shall only apply to the Italian Village Commission and its operations and shall supercede any inconsistent existing code language found in Chapter 3116 of the Columbus City Codes, 1959, or any other chapter of the City Code; and

WHEREAS, At the end of one year, the city shall evaluate whether it is appropriate to apply the provisions to all other area commissions exercising architectural review authority; and

WHEREAS, this measure is being submitted as an emergency measure in order to implement the terms of the settlement agreement in a timely fashion; and

WHEREAS, an emergency exists in the usual daily operations of the City in that it is immediately necessary to enact the aforementioned code changes in order to timely implement the terms of the settlement agreement and for the further preservation of the public health, safety and welfare; now, therefore:

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

Section 1. That Section 3327.02 of the Columbus City Codes, 1959, be and is hereby amended and shall read as follows:
3327.02 Organization.

As soon as convenient, after the members are appointed by the mayor, the commission shall meet and organize by the election of a chairman and secretary. The commission shall adopt ~~rules of procedure~~ bylaws governing its procedure and provide for regular and special meetings. ~~A majority of the members appointed to and serving on the commission shall be required for official action and constitute a quorum.~~ The commission shall take official action only by a vote of a majority of the members voting on the question on the table, during a public meeting at which there is a quorum. A quorum exists when a majority of the members appointed to and serving on the commission are physically present at the meeting. All commission meetings shall be open to the public. A record of proceedings shall be maintained and available for inspection. Notices of all commission meetings shall be published in the City Bulletin. (Ord. 15 19-89.)

Section 2. That proposed Section 3327.075 of the Columbus City Codes, 1959, be and is hereby enacted and shall read as follows:

3327.075 Issuance of certificate.

(A) At the public hearing the commission shall issue a concept approval pending the submission of final construction drawings to be approved by the commission.

(B) At the public hearing the commission shall issue a certificate of appropriateness to the applicant if one of the following conditions applies:

(1) The alteration, construction, site improvement, or demolition is appropriate as defined by the architectural standards in C.C. 3116.11, 3116.12, 3116.13 or 3116.14, respectively, the pertinent typical architectural characteristics and such guidelines as the commission shall have adopted; or

(2) Although inappropriate such proposal due to unusual and compelling circumstances as defined in C.C. 3116.01 and by C.C. 3116.16 criteria affects only the subject structure and not the listed property or district generally and such certificate may be issued without substantial detriment to the public welfare and without substantial derogation from the intent and purpose of this chapter or of the chapter pertinent to the subject property; or

(3) Failure to issue such certificate will result in a substantial economic hardship for the applicant as defined in C.C. 3116.01 and by C.C. 3116.15 criteria and such certificate may be issued without substantial detriment to the public welfare and without substantial derogation from the intent and purpose of this chapter or of the chapter pertinent to the subject property; or

(4) The commission conducts a meeting at which a quorum is present, and the commission fails to approve or deny the application for certificate of appropriateness, unless the applicant requests a continuance; or

(5) Following the filing of a complete application, pursuant to C.C. 3116.06 and C.C. 3116.07, the commission fails to muster a quorum for two successive scheduled meetings of any kind, or for 45 calendar days following the filing of the completed application, whichever period is shorter.

(C) Approval of a certificate of appropriateness requires an affirmative vote by a majority of the members physically present and voting at a commission meeting. An affirmative vote by any fewer than a majority of the members physically present and voting at a commission meeting shall constitute a denial.

(D) If the proposed alteration will not affect any architectural feature of the structure or listed property, the commission may, without public hearing, review the application and issue a certificate of appropriateness subject to reasonable terms and conditions.

Section 3. At the end of one year, the city shall evaluate whether it is appropriate to apply the provisions outlined in Sections 1 and 2 above to all other area commissions exercising architectural review authority.

Section 4. ~~Section 3.~~ That the aforementioned code changes shall supercede any inconsistent language contained in Chapter 3116 of the Columbus City Codes, 1959 or any other chapter of the City Code not expressly named

herein.

Section 5. ~~Section 4.~~ That because these code changes are being adopted pursuant to a settlement agreement and time is of the essence, any readings before the Development Commission or any other body that may be required are hereby waived.

Section 6. ~~Section 5.~~ That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby submitted as 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.

Legislation Number: 1759-2004

Drafting Date: 09/27/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance to establish a purchase order for the Purchase of Submersible Mechanical Mixers for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant. These mixers will replace existing equipment at the plant and are utilized in the wastewater treatment process.

The Purchasing Office opened formal bids on September 16, 2004 and three (3) bids were received. Below is a tabulation of those bids:

The Henry P. Thompson Co: \$41,965.00
U.S. Filter-EMU Products: \$48,470.00
McLaughlin and Associates \$53, 688.00

The Division of Sewerage and Drainage recommended an award to the lowest, responsive and responsible bidder, The Henry P. Thompson Company.

SUPPLIER: The Henry P. Thompson Company (31-0515994)

FISCAL IMPACT: \$41,965.00 is needed and budgeted for this purchase.

Emergency legislation is being requested so that the equipment can be ordered and installed at the earliest time available.

Title

To authorize the Director of Finance to establish a purchase order with The Henry P. Thompson Company for the purchase of Submersible Mechanical Mixers for the Division of Sewerage and Drainage, to authorize the expenditure of \$41,965.00 from the Sewerage System Operating Fund and to declare an emergency. (\$41,965.00)

Body

WHEREAS, the Purchasing Office opened formal bids on September 16, 2004 for the Purchase of Submersible Mechanical Mixers, SA-001273, and

WHEREAS, three (3) bids were received and the Division of Sewerage and Drainage recommended an award be made to the lowest, responsive and responsible bidder, The Henry P. Thompson Company, and

WHEREAS, A purchase order will be issued in accordance with the terms and specifications of Solicitation Number: SA-001273 on file in the Purchasing Office; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to establish a purchase order for the purchase of Submersible Mechanical Mixers so that the equipment can be ordered and installed at the earliest time available with The Henry P. Thompson Company for the immediate preservation of the public health, peace, property and safety; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Finance be and is hereby authorized to establish a purchase order with The Henry P. Thompson Company for the purchase of Submersible Mechanical Mixers for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$41,965.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 604793, Object Level 1: 06, Object Level 03: 6624.

Section 3. That for the reasons stated in the preamble hereto, where is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure, which 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.

Legislation Number: 1761-2004

Drafting Date: 09/27/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance to establish a purchase order for the Purchase of Equipment Controllers and Flow Transmitters for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant. This equipment is used throughout the wastewater treatment plant to monitor and control various process applications.

The Purchasing Office opened formal bids on September 16, 2004 and one (1) bid was received. The Division of Sewerage and Drainage recommended an award to the lowest, responsive and responsible bidder, Midwest Municipal Instrumentation Inc.

SUPPLIER: Midwest Municipal Instrumentation Inc (11-3689357)

FISCAL IMPACT: \$52,314.00 is needed and budgeted for this purchase.

Emergency legislation is being requested so that the equipment can be ordered and installed at the earliest time available.

Title

To authorize the Director of Finance to establish a purchase order with Midwest Municipal Instrumentation Inc for the purchase of Equipment Controllers and Flow Transmitters for the Division of Sewerage and Drainage, to authorize the expenditure of \$53,314.00 from the Sewerage System Operating Fund and to declare an emergency. (\$52,314.00)

Body

WHEREAS, the Purchasing Office opened formal bids on September 16, 2004 for the Purchase of Equipment Controllers and Flow Transmitters, SA-001274, and

WHEREAS, one (1) bid was received and the Division of Sewerage and Drainage recommended an award be made to the lowest, responsive and responsible bidder, Midwest Municipal Instrumentation Inc, and

WHEREAS, A purchase order will be issued in accordance with the terms and specifications of Solicitation Number: SA-001274 on file in the Purchasing Office; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to establish a purchase order for the purchase of Equipment Controllers and Flow Transmitters so that the equipment can be ordered and installed at the earliest time available with Midwest Municipal Instrumentation Inc for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Finance be and is hereby authorized to establish a purchase order with Midwest Municipal Instrumentation Inc for the purchase of Equipment Controllers and Flow Transmitters for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$52,314.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 604793, Object Level 1: 06, Object Level 03: 6624.

Section 3. That for the reasons stated in the preamble hereto, where is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure, which 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.

Legislation Number: 1765-2004

Drafting Date: 09/27/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Supplemental Uniforms for the Division of Fire, the largest user, through September 30, 2005. Formal bids were opened by the Purchasing Office on August 12, 2002. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. The bid process failed to yield an acceptable bid and informal bids were sought (Proposal No. SO005986) with revised specifications. Contract Number FL001303, with Roy Tailors Uniform Company of Columbus, Inc. was established in accordance with informal bids received by waiving the formal competitive bid provisions of the City Code. Roy Tailor's contract compliance number is 31-1261664. This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

1. **Amount of additional funds:** The estimated annual expenditure for the contract is \$60,000.00. The Division of Fire must obtain approval to expend from their own budgeted funds for their estimated expenditures.

2. **Reason additional needs were not foreseen:** Needs were foreseen, an extension is provided for in the original agreement

3. **Reason other procurement processes not used:** The same exact product is required as originally bid. No lower

pricing/more attractive terms and conditions are anticipated at this time.

4. How cost was determined: The cost, terms and conditions are in accordance with original agreement.

FISCAL IMPACT: No funding is required to extend the option contract. The Division of Fire must set aside their own funding for their estimated expenditures.

In order to provide uninterrupted service and supply this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Supplemental Uniforms, with Roy Tailors Uniform Company of Columbus, Inc., and to declare an emergency.

Body

WHEREAS, the Purchasing Office solicited informal bids, selected the lowest bid and established a contract with Roy Tailors Uniform Company of Columbus Inc; and

WHEREAS, vendor has agreed to extend FL001303 at current prices and conditions to and including September 30, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL001303 for an option to purchase Supplemental Uniforms 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. That the Finance Director be and is hereby authorized and directed to modify and extend FL001303 with Roy Tailors Uniform Company of Columbus, Inc. to and including September 30, 2005.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. 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.

Legislation Number: 1775-2004

Drafting Date: 09/29/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the **Leland Ditch Storm Sewer Project**.

Fiscal Impact: The Department of Public Utilities, Sewerage and Drainage, Division has determined funding for this project will be from the Sewer Bonds Fund:

Emergency Justification: Emergency action is requested to allow acquisition activities to begin as soon as

possible thereby allowing for commencement of construction of this project within this year's construction season.

Title

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$100,000.00 from the Storm Sewer Bonds Fund for costs in connection with the **Leland Ditch Storm Sewer Project**, and to declare an emergency. (\$100,000.00).

Body

WHEREAS, the City of Columbus is engaged in the **Leland Ditch Storm Sewer Project**; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project to allow for commencement of construction of this project within this year's construction season and for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the **Leland Ditch Storm Sewer Project, Project #610863**.

Section 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary from the Storm Sewer Bonds Fund #685; Dept./Div.60-15; Project No. 610863; OCA Code 685863; Object Level Three 6601 for the aforesaid purpose is hereby authorized.

Section 3. 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.

Legislation Number: 1776-2004

Drafting Date: 09/29/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation 1. NEED: This ordinance declare City Council's determination for the City to proceed with the construction of the Strimple, Kilbourne, and Minerva Avenues Assessment Project. The cost of which is to be assessed against the abounding and abutting lots and lands benefiting from the project. Upon passage of this ordinance the Director of Public Utilities will solicit sealed bids for the construction of the improvements. Once the lowest, best, responsive and responsible bidder has been identified, the Division of Sewerage and Drainage will request the appropriate project funding. Immediately upon receiving said funding, legislation will be submitted to City Council requesting authority to award the construction contract and to provide for the payment of construction inspection services.

2. HISTORICAL DATA: Resolution 172X-2003, adopted June 16, 2003, declared a necessity of providing sanitary sewer improvements in connection with the subject project; and declared it necessary for the Director of Public Utilities to cause the preparation of plans and specifications required for the construction sanitary sewers under an assessment procedure. The City Clerk has transmitted estimated assessments to the affected property owners and has prepared an Assessment Report as required by the City Charter. The plans and specifications are complete, and all of the necessary

construction and permanent easements have been acquired.

3. EMERGENCY LEGISLATION: The Division of Sewerage and Drainage is requesting Council to consider this measure an emergency measure for purposes of immediately causing the procurement of the construction services necessary to install the urgently required sanitary sewer system that is needed to address groundwater pollution concerns in residential and commercial areas surrounding this project.

TitleTo declare the determination of City Council to proceed with the construction of the sanitary sewer improvements associated with the Strimple, Kilbourne, and Minerva Avenues Assessment Project, in accordance with the assessment procedures set forth by Columbus City Charter, for the Division of Sewerage and Drainage; and to declare an emergency. (\$0.00)

BodyWHEREAS, the City of Columbus's Health Department has identified a residential and commercial area along Strimple, Kilbourne and Minerval Avenues located in the northeast area of the City of Columbus that have documented groundwater pollution concerns primarily due to the lack of centralized sanitary sewer service; and

WHEREAS, Resolution 172X-2003, adopted June 16, 2003, established City Council's declaration for the necessity to construct sanitary sewer improvements known as the Strimple, Kilbourne, and Minerva Avenues Assessment Sewer Project, and to approve the plans, specifications, estimates and profiles in accordance with the assessment procedures of the Columbus City Charter; and

WHEREAS, the construction plans and specifications have been prepared and completed; all of the necessary construction and permanent easements have been acquired; and

WHEREAS, in accordance with Section 168 of the Columbus City Charter, the Division of Sewerage and Drainage has submitted an Assessment Report to the City Clerk, and whereby all benefiting property owners of this assessment project have been notified by either certified U.S. Postal Service or publication of the notice twice within the Columbus City Bulletin; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that is immediately necessary for this Council to declare it necessary to proceed with the installation of this urgently needed sanitary sewer infrastructure in accordance with Section 173 of the City Charter for the preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That it is the determination of the City Council that the City proceed with the construction of the Strimple, Kilbourne, and Minerva Avenues Assessment Project as declared necessary within Resolution 172X-2003, adopted June 16, 2003, for purposes of constructing sanitary sewer improvements in accordance with the plans and profile marked CC-13141, together with the specifications and estimate of cost therefor which have been approved and are now on file in the offices of the Division of Sewerage and Drainage, Department of Public Utilities, 910 Dublin Road, Room 3031, Columbus, Ohio 43215-9053.

Section 2. That a portion of the cost of the said sewerage improvements together with the interest on notes issued in anticipation of bonds and on bonds issued in anticipation of the collection of the assessments, shall be assessed in proportion to the special benefits which may result from such improvement upon all lots and lands bounding and abutting upon said improvement. Each property owner in the proposed project area has been duly provided with estimated assessments for their parcel, by the City Clerk of the City of Columbus, and are on file in the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 3. That the assessments so to be levied shall be paid in twenty semi-annual installments with interest on the deferred payments at a rate not exceeding the prevailing interest rate received by the City for such purposes, provided however, that the owner of any property assessed may, at his option, pay such assessment or any number of installments thereof, at any time after such assessment has been levied.

Section 4. That the City's share in the cost of the improvements shall include the cost of the project design services; inspection; and the construction costs associated with the right-of-way pavement restoration; and intersection crossings.

Section 5. That notes of the City of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in the anticipation of the collection of the assessments by installments, and in an amount equal thereto.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, 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.

Legislation Number: 1782-2004

Drafting Date: 09/29/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance will authorize various expenditures for labor, materials and equipment in conjunction with UIRF improvements.

Improvements will include surveys, land improvements, abatement of hazardous materials, building demolition, etc. All work will be based on three estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Emergency legislation is required to allow these projects to proceed in a timely manner as there are numerous requests for improvements due to safety and community concerns.

Fiscal Impact:

\$30,000.00 is required and budgeted in the Voted 1995 and 1999 Parks and Recreation Bond Fund to meet the financial obligations of these various expenditures.

Funding for these improvements is available from unallocated balances in the Voted 1995 and 1999 Parks and Recreation Bond Fund.

Title

To authorize the expenditure of \$30,000.00 for UIRF improvements from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$30,000.00)

Body

WHEREAS, various UIRF improvements are necessary within the Recreation and Parks Department; and

WHEREAS, funding is available for these improvements from unallocated balances within the Voted 1995 and 1999 Parks and Recreation Bond Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to expend said funds as there are numerous requests for improvements due to safety and community concerns; now, therefore

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

Section 1. That the purchase of labor, materials and equipment is necessary for various UIRF improvements within the Recreation and Parks Department.

Section 2. That the expenditure of \$30,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702, Dept. 51-01, as follows, to pay the cost thereof. All work will be based on three estimates and will not exceed \$20,000.00 per contract or job.

<u>Fund Type</u>	<u>Project No.</u>	<u>Project Title</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	440006	UIRF Improvements	6621	644526	\$30,000.00

Section 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. 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.

Legislation Number: 1785-2004

Drafting Date: 09/30/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contracts for the option to purchase OEM Truck Parts for Fleet Management, the largest user to and including September 30, 2005. Formal bids were opened by the Purchasing Office on May 8, 2003 The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA00440 GRW). One hundred twenty three (MAJ:118, MBE:3, FBE:2) bids solicited; seventeen bids received. Contracts were established with the following vendors and were established in accordance with the bids received:

Franklin Tractor Sales Inc. FL001738, (MAJ), CC# 31-0678261, \$73,000.00; **Sutphen Corporation**, FL001739, (MAJ), CC# 31-0671786, \$96,000.00; **W.W. Williams Midwest Inc.** FL001740, (MAJ) CC# 31-1024851, \$30,000.00; **Schodorf Truck Body & Equipment Company**, FL001741, (MAJ) CC# 31-4416487, \$20,000.00; **Nortrax**, FL001756, (MAJ) CC# 31-1160782, \$25,000.00; **Performance Parts Express**, FL001755, (MAJ) CC# 34-1857810, \$50,000.00; **The McLean Company**, FL001742, (MAJ) CC# 34-0762688, \$50,000.00.

Total Estimated Annual Expenditure: \$304,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

1. Amount of additional funds: The estimated annual expenditure for all contracts is \$304,000.00. The Fleet Management Division must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing/terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contracts. The Fleet Management Division must set aside their own funding for their estimated expenditures.

To maintain an uninterrupted supply of service to the City Agency using the Universal Term Contract, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase OEM Truck Parts, with center Franklin Tractor Sales Inc., Sutphen Corporation, W.W. Williams Midwest, Inc., Schodorf Truck Body & Equipment Company, Nortrax, Performance Parts Express, The McLean Company and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid(s); and

WHEREAS, vendors have agreed to extend the above referenced contracts at current prices and conditions to and including September 30, 2005, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide original equipment manufacturer truck parts this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to extend the above referenced contracts for the to purchase OEM Truck Parts 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. That the Finance Director be and is hereby authorized and directed to modify and extend the following contracts with the listed vendors to and including September 30, 2005:

Franklin Tractor Sales Inc. FL001738

Sutphen Corporation, FL001739

W.W. Williams Midwest Inc. FL001740

Schodorf Truck Body & Equipment Company, FL001741

Nortrax, FL001756

Performance Parts Express, FL001755

The McLean Company, FL001742

SECTION 2. That these modifications are in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. 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.

Legislation Number: 1792-2004

Drafting Date: 10/01/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance will transfer \$519,469.48 within the Voted 1995 and 1999 Parks and Recreation Bond Fund and authorize the Director of Recreation and Parks to enter into contract with Hopewell Constructors.

Bids were received by the Recreation and Parks Department on September 21, 2004 for the Columbus Performing Arts Project, as follows:

	<u>Status</u>	<u>Amount</u>
Hopewell Constructors	FBE	\$1,058,677.00
Gutknecht Construction	Maj.	\$1,070,000.00
The Altman Co.	Maj.	\$1,191,568.00

Project includes General trades, plumbing, HVAC, fire protection, and electrical.

The Contract Compliance Number for Hopewell Constructors is #31-1472318

A contingency amount of \$150,000.00 is being included in this project.

This ordinance is submitted as an emergency to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up-to-date financial posting promotes accurate accounting and financial management. Additionally, emergency action is required to allow project to be kept on schedule with the heating system being effected during upcoming winter months.

\$1,208,677 is required and budgeted in the Voted 1995 and 1999 Parks and Recreation Bond Fund to meet the financial obligation of this contract.

Title

To authorize and direct the transfer of \$519,469.48 within the Voted 1995 and 1999 Parks and Recreation Bond Fund for the Columbus Performing Arts Project, to direct the Director of Recreation and Parks to enter into contract with Hopewell Constructors for the same project, to authorize the expenditure of \$1,208,677.00 from various funds within the Recreation and Parks Department, and to declare an emergency. (\$1,208,677.00)

Body

WHEREAS, bids were received by the Recreation and Parks Department on September 28, 2004 and the contract for the Columbus Performing Arts Project will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize entering into contract with Hopewell Constructors and to transfer and expend said funds to enable this project to be kept on schedule with winter heating needs; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Hopewell Constructors, for the Columbus Performing Arts Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the transfer of \$519,469.48 within the Voted 1995 and 1999 Parks and Recreation Bond Fund be and is hereby authorized to provide funds for the Columbus Performing Arts Project, as follows:

FROM:

<u>Fund No.</u>	<u>Dept. No.</u>	<u>Project No.</u>	<u>Project Name</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	510500	COAAA	644526	6620	\$ 519,469.48

TO:

<u>Fund No.</u>	<u>Dept. No.</u>	<u>Project No.</u>	<u>Project Name</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	510035	Facilities Improvements	644526	6620	\$519,469.48

SECTION 3. That the expenditure of \$1,208,677.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Dept. No.</u>	<u>Fund No.</u>	<u>Project No.</u>	<u>Project Title</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Capital Proj.	51-01	702	510035	Facilities Improvements	644526	6620	\$ 1,208,677

SECTION 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$150,000.00 has been included in Section 3, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 6. 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.

Legislation Number: 1793-2004

Drafting Date: 10/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance will authorize the Director of Recreation and Parks to enter into contract with Tiffin Scenic Studios for Stage Rigging and Drapery work at Columbus Performing Arts Center.

Bids were received by the Recreation and Parks Department on September 28, 2004 for the Stage Rigging and Drapery Project, as follows:

	<u>Status</u>	<u>Amount</u>
Tiffin Scenic Studios	Majority	\$53,211.00

Project includes stage rigging and drapery work

The Contract Compliance Number for Tiffin Scenic Studios is #344373691

A contingency amount of \$5,000.00 is being included in this project.

This ordinance is submitted as an emergency to allow the contractor to order material immediately in order to meet completion date.

Fiscal Impact:

\$58,211.00 is required and budgeted in the Voted 1995 and 1999 Parks and Recreation Bond Fund to meet the financial obligation of this contract.

Title

To authorize the Director of Recreation and Parks to enter into contract with Tiffin Scenic Studios for Columbus Performing arts stage and drapery project, to authorize the expenditure of \$58,211.00 from CIP Bond fund within the Recreation and Parks Department, and to declare an emergency. (\$58,211.00)

Body

WHEREAS, bids were received by the Recreation and Parks Department on September 28, 2004 and the contract for the Staging and drapery Project will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that material will need to be ordered immediately to keep project on schedule to meet completion date required.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Tiffin Scenic Studios for the Stage rigging and drapery project, in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$58,211.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Dept. No.</u>	<u>Fund</u>	<u>Project No.</u>	<u>Project Title</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Capital Proj.	51-01	702	510035	Facilities Improvements	644526	6620	\$ 58,211.00

SECTION 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$5,000.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval of the City Attorney.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 6. 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.

Legislation Number: 1794-2004

Drafting Date: 10/01/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Two parcels currently held in the Land Bank have been approved for disposition. In order to complete the transfer, authorization is needed for the Director of the Department of Development to execute any and all agreements and deeds for conveyance of such real property. These two parcels contain four lots that will be used in conjunction for a child development center facility jointly developed by The Ohio State University's Department of Ecology, the Columbus Board of Education (Weinland Park Elementary) and the Columbus Recreation and Parks Department.

FISCAL IMPACT: The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

EMERGENCY

JUSTIFICATION: Emergency action is requested to meet the developer's project timeline.

TitleTo authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title to two (2) parcels of real property (1298, 1316-1336 Summit Street) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

Body

WHEREAS, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

WHEREAS, a proposal for the disposition of two parcels which had been acquired for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

WHEREAS, such these two parcels of real estate are being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to convey said parcels of real estate from the City's Land Bank in order to meet the developer's project timeline, thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcels of real estate:

PARCEL : 010-047199
ADDRESS: 1298 Summit Street
PRICE: \$500.00
USE: Child Development Center
Ohio State University/Board of Education

PARCEL: 010-038861
ADDRESS: 1316-1336 Summit Street
PRICE: \$1500.00
USE: Child Development Center
Ohio State University/Board of Education

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.

Legislation Number: 1800-2004

Drafting Date: 10/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

Improvements will include installation of playground equipment, lighting, fencing, walkways, surveys, etc. All work will be based on three estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Emergency legislation is required to allow these projects to proceed in a timely manner as there are numerous requests for improvements due to safety and community concerns.

Fiscal Impact:

\$100,000.00 is required and budgeted in the Voted 1995 and 1999 Parks and Recreation Bond Fund to meet the financial obligations of these various expenditures.

Funding for these improvements is available from unallocated balances in the Voted 1995 and 1999 Parks and Recreation Bond Fund.

Title

To authorize the expenditure of \$100,000.00 for various park and playground improvements from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$100,000.00)

Body WHEREAS, various park and playground improvements are necessary within the Recreation and Parks Department; and

WHEREAS, funding is available for these improvements from unallocated balances within the Voted 1995 and 1999 Parks and Recreation Bond Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to expend said funds as there are numerous requests for improvements due to safety and community concerns; now, therefore

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

Section 1. That the purchase of labor, materials and equipment is necessary for various park and playground improvements within the Recreation and Parks Department.

Section 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702, Dept. 51-01, as follows, to pay the cost thereof. All work will be based on three estimates and will not exceed \$20,000.00 per contract or job.

<u>Fund Type</u>	<u>Project No.</u>	<u>Project Title</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	510017	Park & Playground Development	6621	644526	\$100,000.00

Section 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. 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.

Legislation Number: 1802-2004

Drafting Date: 10/04/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground

This ordinance will authorize various expenditures for labor, materials and equipment in conjunction with various facilities improvements.

Work will include roof and HVAC renovation, ADA improvements, electrical and plumbing improvements, etc. All work will be based on three estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Emergency action is requested to allow these projects to proceed in a timely manner as there are numerous requests for improvements due to safety and community concerns.

Fiscal Impact:

\$100,000.00 is required and budgeted in the Voted 1995 and 1999 Parks and Recreation Bond Fund to meet the financial obligations of these various expenditures.

Funding for these improvements is available from unallocated balances in the Voted 1995 and 1999 Parks and Recreation Bond Fund.

Title

To authorize the expenditure of \$100,000.00 for various facilities improvements from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$100,000.00)

Body

WHEREAS, various facilities improvements are necessary within the Recreation and Parks Department; and

WHEREAS, funding is available for these improvements from unallocated balances within the Voted 1995 and 1999 Parks and Recreation Bond Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to expend said funds as there are numerous requests for improvements due to safety and community concerns; now, therefore

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

Section 1. That the purchase of labor, materials and equipment is necessary for various facilities improvements within the Recreation and Parks Department.

Section 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702, Dept. 51-01, as follows, to pay the cost thereof. All work will be based on three estimates and will not exceed \$20,000.00 per contract or job.

<u>Fund Type</u>	<u>Project No.</u>	<u>Project Title</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	510035	Facility Renovations	6620	644526	\$100,000

Section 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. 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.

Legislation Number: 1823-2004

Drafting Date: 10/05/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Self-Contained Breathing Apparatus (SCBA) equipment, supplies, maintenance and repair parts for the Division of Fire, the largest user. The term of the proposed option contract to purchase SCBA equipment and supplies will be three years with an option to renew for two additional years if mutually agreed. The contract expiration date is October 31, 2007. The term of the proposed option contract for maintenance and repair parts will be ten years with an option to renew for five additional years if mutually agreed. The contract expiration date is October 31, 2014.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001255). One hundred-two (MAJ:99;MBE:2;FBE 1) bids were solicited; five (MAJ:5) bids received.

The Purchasing Office is recommending award of contracts to the lowest, responsive, responsible and best bidders:

<u>Company</u>	<u>Status</u>	<u>CC Number</u>	<u>First Year Estimated Expenditure</u>
Scott Health & Safety	MAJ	52-1297376	\$1,554,914.72
Finley Fire Equipment Co., Inc.	MAJ	31-0816583	\$37,497.00

Total First Year Estimated Expenditure: \$1,592,411.72

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the contract must be in place before the last week in October or as soon as possible to meet grant funding deadlines.

FISCAL IMPACT: Funding to establish these option contracts is budgeted in the Purchasing Contract Account. The Division of Fire will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance Director to enter into two contracts for an option to purchase Self-Contained Breathing Apparatus (SCBA) equipment, supplies, maintenance and repair parts with Scott Health & Safety and Finley Fire Equipment Co., Inc., to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 2, 2004 and approved the recommendation of awards to the lowest responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to provide Self-Contained Breathing Apparatus (SCBA) equipment, supplies, maintenance and repair parts in a timely manner so that the Division of Fire can make maximum usage of grant funds, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fire Division in that it is immediately necessary to enter into two contracts for an option to purchase Self-Contained Breathing Apparatus (SCBA) and supplies, maintenance and repair parts, 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. That the Finance Director be and is hereby authorized and directed to enter into two contracts for an option to purchase Self-Contained Breathing Apparatus (SCBA) equipment, supplies, maintenance and repair parts in accordance with Solicitation No. SA001255 as follows:

Scott Health & Safety Items: 2, 4, 5, 6, 8, 10, 14, 15, 18,19, 20 and 21, Amount: \$1.00

Finley Fire Equipment Co., Inc., Items: 12 and 30% discount from Scott Health and Safety Parts List, Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

SECTION 3. That for the reason stated in the preamble here to, 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.

Legislation Number: 1834-2004

Drafting Date: 10/06/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Ordinance No. 1038-01, passed June 18, 2001, authorized the Director of Development to enter into an agreement with the Ohio Department of Administrative Services to accept a \$475,000 capital grant to support the Rickenbacker-Woods Project on East Livingston Avenue. Ordinance No. 1181-01, passed July 30, 2001, authorized the appropriation of these monies from the General Government Grant Fund to the Department of Development. To date, the amount of \$110,768.72 has been expended on the purchase of four parcels of real estate, the demolition of two structures, and other miscellaneous related costs. Ordinance No. 1361-2004, passed July 19, 2004, authorized and directed the Director of the Department of Development to enter into a contract in the amount of \$340,000.00 with the Neighborhood Design Center to oversee the rehabilitation specification, bidding, construction, and landscaping activities for the Captain "Eddie" Rickenbacker homestead and adjacent buildings at 1324 and 1334 East Livingston Avenue. This legislation amends Ordinance No. 1361-2004 to authorize and direct the Director of Development to enter the contract referenced above, but for the lesser amount of \$280,000.00.

FISCAL IMPACT: This legislation amends Ordinance No. 1361-2004, passed July 19, 2004, that authorizes and directs the Director of the Department of Development to enter a contract in the amount of \$280,000.00, rather than the \$340,000.00 as authorized in the original ordinance, in support of the Rickenbacker-Woods Project at and near 1324 and 1334 East Livingston Avenue. The expenditure of funds was authorized by Ordinance No. 1181-01.

Title

To amend Ordinance No. 1361-2004 to reduce the amount of the contract between the Department of Development and the Neighborhood Design Center for oversight of the Rickenbacker-Woods project; and to declare an emergency.

Body

WHEREAS, Ordinance No. 1361-2004, passed July 19, 2004, authorized and directed the Director of the Department of Development to enter into a contract in the amount of \$340,000.00 with the Neighborhood Design Center to oversee the rehabilitation specification, bidding, construction, and landscaping activities for the Captain "Eddie" Rickenbacker homestead and adjacent buildings at 1324 and 1334 East Livingston Avenue; and

WHEREAS, it has been determined that work on the project will only require \$280,000; and

WHEREAS, it is now necessary to amend Ordinance No. 1361-2004 to authorize a contract in the correct amount; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to amend Ordinance No. 1361-2004 to avoid delaying the Rickenbacker-Woods project further, thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE**,

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

Section 1. That Section 1 of Ordinance No. 1361-2004, passed July 19, 2004, is hereby amended to read as follows:

That the Director of the Department of Development be, and is hereby authorized and directed to enter into a contract with the Neighborhood Design Center in the amount of \$280,000 for the purposes of overseeing the rehabilitation specification, bidding and construction activities for the Captain "Eddie" Rickenbacker Homestead and adjacent buildings in the 1300 block of East Livingston Avenue.

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.

Legislation Number: 1837-2004

Drafting Date: 10/06/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To appropriate \$66,668.00 in the Urban Development Action Grants Fund, to the Department of Finance, and to authorize the expenditure of \$66,668 from the Urban Development Action Grants Fund for the immediate and long term maintenance of the Ohio Theatre.

The development agreements for the use of two UDAGs received by the City for renovation of the Ohio Theatre require that loan repayments from the Columbus Association for the Performing Arts (CAPA, tax id. #31-0749884) to the city be used for maintenance of the theatre.

The development agreements established a 30-year term for CAPA to repay the UDAG. The use of the loan repayments for maintenance activities constitutes an expenditure by the City and is not a loan.

FISCAL IMPACT: Funds are available for these transactions in the Urban Development Action Grant subfunds.

This legislation is presented as an emergency to effectively execute the requirements of the UDAG agreement. The terms of the UDAG contract stipulate that CAPA make payment to the City, which in turn must reimburse that amount to CAPA on a timely basis to fund the aforementioned maintenance expenses.

To authorize an appropriation of \$66,668.00 from the unappropriated balance of the Urban Development Action Grants Fund, to the Department of Finance, and to authorize the expenditure of \$66,668.00 from the Urban Development Action Grants Fund, to provide for the immediate and long term maintenance of the Ohio Theatre, and to declare an emergency. (\$66,668.00)

Title

To authorize an appropriation of \$66,668.00 from the unappropriated balance of the Urban Development Action Grants Fund, to the Department of Finance, and to authorize the expenditure of \$66,668.00 from the Urban Development Action Grants Fund, to provide for the immediate and long term maintenance of the Ohio Theatre, and to declare an emergency. (\$66,668.00)

Body

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to appropriate and expend the aforementioned funds, 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. That from the unappropriated monies in the fund known as the Urban Development Action Grants Fund, Fund No. 243, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2004, there be and hereby is appropriated the following sum for use during the 12 months ending December 31, 2004, to provide for long term maintenance of the Ohio Theatre:

Division No. 45-01 - Department of Finance

<u>Subfund</u>	<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
243009	450171	03	3337	\$50,000.00
243010	450189	03	3337	\$16,668.00
TOTAL APPROPRIATION				\$66,668.00

SECTION 2. That the expenditure of \$66,668.00, or so much thereof as may be necessary, be and is hereby authorized from the Department of Finance, Department No. 45-01, Urban Development Action Grants Fund, Fund No. 243, as follows:

<u>Subfund</u>	<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
243009	450171	03	3337	\$50,000.00
243010	450189	03	3337	\$16,668.00
TOTAL EXPENDITURE				\$66,668.00

SECTION 3. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Department of Finance; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That for 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.

Legislation Number: 1841-2004

Drafting Date: 10/07/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN04-030

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Jefferson Township. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

FISCAL IMPACT: The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-030) of 0.51± Acres in Jefferson Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Jefferson Township was duly filed by Timothy D. Nielsen on October 7, 2004; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the East Broad Street Study planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 0.51± acres in Jefferson Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of

safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: This site can be served by an existing 8 inch main located about 300 feet from the site in Taylor Road. Extension of this line would be the responsibility of the owner.

Sewer:

Sanitary Sewer:

This property is tributary to an existing 8" sanitary sewer located approximately 350' south of the south property line. Mainline sanitary sewer extension is required to service this property and is to be built privately at the developer's expense.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 0.51 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Jefferson Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Jefferson Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. 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.

Legislation Number: 195X-2004

Drafting Date: 09/08/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

BACKGROUND: This resolution authorizes plans and specifications to be prepared for a high pressure sodium street lighting system under the assessment procedure. Property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Westerford Village Subdivision, including: Frenchpark Drive, Frenchpark Court, Laurent Court, Headford Court, Raflin Drive, Raflin Court, and Coachford Drive from Frenchpark Drive to and including parcel numbers 600-210480 and 600-210481. This petition has been submitted to Columbus City Council through the City Clerk's Office.

Title

To authorize the Director of Public Utilities, on behalf of the Division of Electricity, to cause plans and specifications to be prepared for installing ornamental street lighting with underground wiring in the Westerford Village Subdivision under the assessment procedure.

Body

WHEREAS, property owners owning over 60% of the assessable property in the Westerford Village Subdivision including: Frenchpark Drive, Frenchpark Court, Laurent Court, Headford Court, Raflin Drive, Raflin Court, and Coachford Drive from Frenchpark Drive to and including parcel numbers 600-210480 and 600-210481 have submitted a petition for ornamental street lighting with underground wiring; now, therefore,

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to cause plans, specifications and estimate of cost to be prepared for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Westerford Village Subdivision including: Frenchpark Drive, Frenchpark Court, Laurent Court, Headford Court, Raflin Drive, Raflin Court, and Coachford Drive from Frenchpark Drive to and including parcel numbers 600-210480 and 600-210481.

SECTION 2. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 220X-2004

Drafting Date: 09/29/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Background:

The following is a resolution to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Livingston Avenue Sewer Improvements Project**

Fiscal Impact:

N/A

Emergency Justification:

Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay, thus facilitating the commencement of construction necessary to the project.

Title

To declare the necessity and intent to appropriate permanent and construction easements in, over, under and through real estate in connection with the **Livingston Avenue Sewer Improvements Project**, and to declare an emergency.

Body

WHEREAS, the City of Columbus is engaged in the **Livingston Avenue Sewer Improvements Project**; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to declare the necessity and intent to appropriate permanent and construction easements in, over, under and through the hereinbefore described real estate necessary for the aforementioned project so that there will be no delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following listed parcels of real estate more fully described in **Exhibits A through I** attached hereto and made a part hereof as though fully written herein, necessary for the **Livingston Avenue Sewer Improvements Project**, Project #650635, pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

EXHIBIT PARCEL NUMBER

A	1T
B	2T
C	3T
D	4T
E	5T
F	6T
G	7T
H	8T
I	9T

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this

resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Legislation Number: 226X-2004

Drafting Date: 10/04/2004

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation Recognize the Division of Waters Tapping Team for winning the State AWWA Water Main Tapping Contest

Title

To commend and recognize the City of Columbus, Department of Public Utilities, Division of Water, Women's Tapping Team consisting of: Claudine Pekula, Jaime Shaner, Kathy Taylor & Don Lathem on their recent victory at the State American Water Works Association (AWWA) Water Main Tapping Contest held September 15, 2004, in Toledo, Ohio.

Body

WHEREAS, Claudine, Jamie, Kathy & Don have been exemplary, dedicated and loyal employees representing the City of Columbus at the Ohio Section AWWA Annual Conference, displaying the kind of attitude, enthusiasm, dedication, personal sacrifice, commitment & teamwork that gets the job done; and

WHEREAS, they have captured the title for the State of Ohio by successfully completing a water main tap during competition with a final time of 3 minutes, fifty-four seconds; and

WHEREAS, they have earned the first prize and the right to represent the State of Ohio at the National AWWA Conference Tapping Contest in June 2005; and

WHEREAS, they deserve recognition for their display of the true spirit of teamwork by their willingness to assist others, including their competitors,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That this Council do hereby recognize the Department of Public Utilities, Division Of Water Women's Tapping Team for their outstanding achievement representing the City of Columbus, Department of Public Utilities, Division of Water in the AWWA State Water Main Tapping Contest.

BE IT FURTHER RESOLVED: That the Columbus City Council offer their gratitude and best wishes to The Women's Tapping Team for their continued success at the National competition next year where they will proudly represent the State of Ohio.

Legislation Number: 227X-2004

Drafting Date: 10/04/2004

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation

To recognize the Division of Water, Men's Top Operators Team for winning the State AWWA Top Ops Contest

Title

To commend and recognize the City of Columbus, Department of Public Utilities, Division of Water, Top Operators Team consisting of: Kevin Gleich, Chuck Norris & Doug Surratt on their recent victory at the State American Water Works Association (AWWA) Top Ops Contest held September 15, 2004, in Toledo, Ohio.

Body

WHEREAS, Kevin, Chuck & Doug have been exemplary, dedicated and loyal employees representing the City of Columbus at the Ohio Section AWWA Annual Conference, displaying the kind of attitude, enthusiasm, dedication, personal sacrifice, commitment and teamwork that gets the job done; and

WHEREAS, they have captured the title for the State of Ohio by successfully answering more difficult, technical questions than their competitors; and

WHEREAS, they have earned the first prize and the right to represent the State of Ohio at the National AWWA Conference Top Ops Contest in June 2005; and

WHEREAS, they deserve recognition for their display of the true spirit of teamwork,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That the this Council do hereby recognized the Department of Public Utilities, Division of Water Top Ops Team for their outstanding achievement representing the City of Columbus, Department of Public Utilities, Division of Water in the AWWA State Top Operators Contest.

BE IT FURTHER RESOLVED: That Columbus City Council offer their gratitude and best wishes to The Top Ops Team for their continued success at the National competition next year where they will proudly represent the State of Ohio.

Legislation Number: 228X-2004

Drafting Date: 10/04/2004

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

ExplanationTo recognize the Division of Water Men's Tapping Team for winning the State AWWA Water Main Tapping Contest

Title

To commend and recognize the City of Columbus, Department of Public Utilities, Division of Water, Men's Tapping Team consisting of: Patrick Crumley, Bruce Farley, Mike Spriggs & Chris Scott on their recent victory at the State American Water Works Association (AWWA) Water Main Tapping Contest held September 15, 2004, in Toledo, Ohio.

Body

WHEREAS, Pat, Bruce, Mike & Chris have been exemplary, dedicated and loyal employees representing the City of Columbus at the Ohio Section AWWA Annual Conference, displaying the kind of attitude, enthusiasm, dedication, personal sacrifice, commitment and teamwork that gets the job done; and

WHEREAS, they have established a new state record for the State of Ohio by successfully completing a water main tap during competition with a final time of 1 minute, twenty-two seconds; and

WHEREAS, they have earned the first prize and the right to represent the State of Ohio at the National AWWA Conference Tapping Contest in June 2005; and

WHEREAS, they deserve recognition for their display of the true spirit of teamwork by their willingness to assist others, including their competitors,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That this Council do hereby recognized the Department of Public Utilities, Division of Water Men's Tapping Team for their outstanding achievement representing the City of Columbus, Department of Public Utilities, Division of Water in the AWWA State Water Main Tapping Contest.

BE IT FURTHER RESOLVED: That the Columbus City Council offer their gratitude and best wishes to The Men's Tapping Team for their continued success at the National competition next year where they will proudly represent the State of Ohio.

Legislation Number: 229X-2004

Drafting Date: 10/04/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize and congratulate Columbus' Dr. Kathryn Sullivan, the first American woman to walk in space, on the 20th anniversary of her historic Space Shuttle mission, October 11th, 2004.

Body

WHEREAS, in 1978, Dr. Kathryn Sullivan was selected by NASA, the National Aeronautics and Space Administration, to become one of the first women to join the nation's astronaut corp; and

WHEREAS, on October 11, 1984, as a mission specialist on board the Space Shuttle Challenger, Dr. Sullivan made history by spending three-and-a-half hours working outside the shuttle and becoming the first American woman to walk in space; and

WHEREAS, during her 14 years at NASA, Dr. Sullivan's success in the astronaut program, logging more than 530 hours in space, serves as a role model for women of all ages across the world who are pursuing the study of science and space hoping to reach such heights; and

WHEREAS, Dr. Sullivan, now president and CEO of COSI, Columbus' Center of Science and Industry, continues to pave the way for explorers and also to serve as a role model for women of all ages; and

WHEREAS, Dr. Sullivan's commitment to education and to the Columbus community serves to empower women of all ages by providing them the foundation of knowledge and resources for everyone enjoying COSI to achieve his or her own greatness; now, therefore,

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

That this Council does hereby recognize and congratulate Dr. Kathryn Sullivan, the first American woman to walk in space, on the 20th anniversary of her historic Space Shuttle mission, and join in the celebration of COSI's Space Weekend October 8 - 11, 2004.

Legislation Number: 230X-2004

Drafting Date: 10/05/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Background:

The following is a resolution to declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Henderson Road (S. R. 315 to High Street) Improvement Project**.

Fiscal Impact:

N/A

Emergency Justification:

Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay, thus facilitating the immediate commencement of construction necessary to the project.

Title

To declare the necessity and intent to appropriate fee simple title and lesser interests in and to real estate in connection with the **Henderson Road (S. R. 315 to High Street) Improvement Project**, and to declare an emergency.

Body

WHEREAS, the City of Columbus is engaged in the **Henderson Road (S. R. 315 to High Street) Improvement Project**; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that it is immediately necessary to declare the necessity and intent to appropriate fee simple title and lesser interests in and to the hereinbefore described real estate necessary for the aforementioned project so that there will be no

delay in the project thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That this Council hereby declares the necessity and intent to appropriate fee simple title and lesser interests in and to the following listed parcels of real estate more fully described in **Exhibits A through R R** attached hereto and made a part hereof as though fully written herein, necessary for the **Henderson Road (S. R. 315 to High Street) Improvement Project, Project # 530103** pursuant to and in accordance with the Charter of the City of Columbus, Columbus City Code (1959) Revised, Chapter 909, the Constitution of the State of Ohio and Ohio Revised Code, Chapter 719; to-wit:

EXHIBIT PARCEL NUMBER

A	10T, T-1
B	11WD
C	14T
D	18T
E	20T
F	21T
G	22T
H	25T
I	30T
J	33T
K	40T
L	41T
M	42T
N	44T
O	45T
P	46T
Q	47T
R	49T
S	50WD, T
T	51T
U	54T
V	55T
W	56T
X	57T
Y	58T
Z	60T
A A	61T
B B	62T
C C	63T
D D	64T
E E	65T
F F	66T
G G	67WD, T
H H	69T
I I	70T
J J	71T
K K	72WD, T, T-1
L L	73T
M M	75T
N N	79WD, T
O O	80WD

P P 81WD
Q Q 82WD
R R 83WD

Section 2. That the City Attorney be and hereby is authorized to cause a written notice of the adoption of this resolution to be served upon the owners, persons in possession of or persons having a real or possible interest of record in the above described premises in the manner provided by law.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Legislation Number: 232X-2004

Drafting Date: 10/06/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize Dr. Siobhán Geraghty, presenter of the Irish American Cultural Institute's Fall 2004 Perceptions Series 'Irish Graveyards: Full of Life.'

Body

WHEREAS, The Irish American Cultural Institute was founded in 1962 and is committed to the preservation, promotion and exploration of Irish and Irish American culture; and

WHEREAS, Dr. Siobhán Geraghty, sponsored by the Irish American Cultural Institute, is traveling across America to present the Institute's 2004 Irish Perceptions Series; and

WHEREAS, The Greater Columbus Irish Cultural Foundation and the Columbus Shamrock Club will host Dr. Geraghty on October 10, 2004 to present the topic *Irish Graveyards: Full of Life*; and

WHEREAS, Dr. Geraghty received her PhD in archaeology from the National University of Ireland and has devoted her career to the study of Irish archaeology, culture and community heritage planning; and

WHEREAS, Dr. Geraghty's tour of America includes ten cities and we hope her journey brings her memorable experiences and new friends in Columbus and across the country; now, therefore

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

That this Council hereby welcomes Dr. Siobhán Geraghty to Columbus. Be it further resolved that a copy of this resolution

be presented to Dr. Geraghty as a token of our esteem.

Legislation Number: 233X-2004

Drafting Date: 10/08/2004

Version: 1

Current Status: Passed

Matter Type: Resolution

Explanation

Title

To proclaim Saturday, October 9, 2004 as a celebration of "Islamic Day in Ohio," within the City of Columbus.

Body

WHEREAS, Islamic Day in Ohio is an event celebrating Islam and recognizing Muslim achievements in the City of Columbus.

WHEREAS, this year marks the 18th Annual celebration of the Islamic Day in Ohio;

WHEREAS, each year, the Islamic Council of Ohio, an organization comprised of the major Muslim communities throughout Ohio recognizes this day by hosting a function that promotes understanding of Islam and Muslims;

WHEREAS, this year's function, Muslim Vote 2004, scheduled for October 9, 2004, will be held at the Statehouse Atrium, and will include attendees from all over the State of Ohio;

WHEREAS, Ohio is considered a home of more than 150,000 Muslims, including more than 30,000 right here in central Ohio.

WHEREAS, the Ohio Chapter of the Council on American-Islamic Relations (CAIR-Ohio), America's largest Islamic civil liberties group and a major sponsor of this year's event, is dedicated to enhancing understanding of Islam, encourage dialogue, protect civil liberties, empower American Muslims, and build coalitions that promote justice and mutual understanding; now, therefore,

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

That this Council does hereby recognize the 18th Annual Islamic Day in Ohio, held in the Atrium of the Ohio Statehouse in Columbus, Ohio on October 9th 2004 with its theme Muslim Vote 2004 on this 18th day of September, 2004.

BE IT FURTHER RESOLVED, that this Council appreciates the work of the Islamic Council of Ohio and the Council on American-Islamic Relations for their continued efforts in leading the way for justice and mutual understanding.

Legislation Number: 236X-2004

Drafting Date: 10/14/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To declare October 15, 2004, as National Latino AIDS Awareness Day.

Body

WHEREAS, The Latino community of Columbus, Ohio, is one of the fastest growing ethnic groups in the region. Many Latinos lack health insurance and are not connected to traditional social service and health care networks. Additionally, Latinos require culturally and linguistically appropriate services that effectively communicate critical health information; and

WHEREAS, Latinos make up 14% of the population in the United States and U.S. territories but account for 20% of the living AIDS cases nationally. Latinos see AIDS as one of the most important health issues facing the nation. Many Latinos have misconceptions about HIV transmission that must be addressed through targeted prevention efforts; and

WHEREAS, It is critical to raise awareness about the prevalence of HIV in the Latino community and to offer culturally and linguistically appropriate HIV testing and prevention programs; and

WHEREAS, Latino AIDS Awareness Day brings an opportunity to increase community awareness and dialogue, to commemorate those who have lost their lives to AIDS, and to bring leaders together to advocate for greater services and community involvement in fighting this epidemic; and

WHEREAS, The Tobias Project, Inc., Columbus Health Department, Westside Community Center, and L.E.O.N. join together to bring about awareness to the Latino community with a commitment to continue to work together to provide services in and throughout the Latino community; now, therefore,

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

That we do hereby proclaim October 15, 2004, as "LATINO AIDS AWARENESS DAY" in Columbus and encourage all community-based organizations, religious communities, civic groups, elected officials and government agencies to utilize this day to raise awareness of AIDS in the Latino community.

Legislation Number: 238X-2004

Drafting Date: 10/15/2004

Version: 1

Current Status: Passed

Matter Type: Ceremonial Resolution

Explanation

Title

To recognize and honor Battelle on the occasion of their 75th Anniversary.

Body

WHEREAS, Battelle, began its operations in Columbus in October of 1929 and is this fall is celebrating their 75th Anniversary as a world renowned science and technology organization, and

WHEREAS, Battelle, has made numerous innovations and contributions to the benefit of this community, the nation and the world, and

WHEREAS, Battelle's innovations have ranged from the development of the Xerox machine, to pioneering work on compact disc technology, to medical breakthroughs, to advanced telecommunications technology, and

WHEREAS, Battelle has had an enormous positive impact on the City of Columbus for 75 years through million of dollars in charitable distributions, the donation of \$36 million for the construction of the Ohio Center, and strongly supporting numerous education and social service programs, and

WHEREAS, Battelle has helped to build the local economy through their spin off companies that have located in Columbus and Central Ohio, and

WHEREAS, Battelle has shown over the past 75 years that their purposes are to serve humankind through science, technology, education, and community service; now therefore

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

That we do hereby offer our congratulations to Battelle for 75 outstanding years of innovation, creativity, and service to the Columbus community.

City RFPs, RFQs, and Bids

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**CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://finance.ci.columbus.oh.us/purchasing/openbids/sabids.html>**

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - October 26, 2004 1:00 pm

SA001304 - CHD/partial floor&ceiling reno construct

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

PARTIAL FLOOR AND CEILING RENOVATION
240 PARSONS AVENUE, COLUMBUS, OH 43215

Sealed proposals will be received by the Columbus Health Department, an agency of the City of Columbus, Ohio at their office, located at 240 Parsons Avenue, 1st Floor, Room 132, Columbus, Ohio 43215 until 1:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, October 26, 2004 for PARTIAL FLOOR AND CEILING RENOVATION. The work for which proposals are invited consist of floor and ceiling construction to complete the contract in accordance with the Request for Proposal (RFP).

Copies of the RFP are available in the office of Columbus Health Department, 240 Parsons Avenue, 1st Floor, Room 132, Columbus, Ohio 43215 beginning Monday, September 27, 2004. The first set of the RFP is available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: PARTIAL FLOOR AND CEILING RENOVATION, COLUMBUS HEALTH DEPARTMENT, 240 PARSONS AVENUE.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

SCOPE OF SERVICES

The Columbus Health Department (CHD) is seeking proposals from general contractors for floor and ceiling renovation services for portions of their facility at 240 Parsons Avenue, Columbus, Ohio 43215.

The areas to be renovated currently operate as a warehouse, copy, and mail center that provide service to all of the departments employees. The areas currently have vinyl tile floors. The department desires to have the current floors replaced with carpeting that will closely match existing carpeting in other areas of the facility. Additionally, an acoustical panel type drop ceiling is to be installed in the three renovation areas and also is to closely match existing areas in the facility.

The approximate measurements (L x W) of the three areas where carpet and ceiling are to be installed is: 10'x13' WIC Lac. Storeroom, 32' x 36' Mail & Copy Center, and 29' x 12' Fac. Storeroom.

Challenges entailed in this project will include:

- (a) Minimizing the interruption of operations to the Copy & Mail area. Awarded contractor will be required to move and protect all equipment and workstations;
- (b) The moving and / or turning of existing fire sprinklers;
- (c) Working around and possibly modifying the existing HVAC ventilation system;
- (d) Working around and / or possible relocating electrical connections;
- (e) Integration of existing lights into new ceiling;

This scope of services is intended to convey an overall picture of what is desired and needed. Information within this document states the minimum acceptable characteristics for materials, and define, in general

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terms, any obstacles known to exist. The selected Contractor shall have total "turn-key" responsibility for ensuring all materials are installed consistent with the manufacturer's specifications and that all applicable, electrical and building codes and standards are met.

Unless otherwise indicated, it is the Columbus Health Department's intent to enter into contract with one general contractor.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

PRE-BID MEETING

A pre-bid meeting will be held Tuesday, October 12, 2004 at 10:00a.m., at the Health Department, 240 Parsons Avenue, Room 119D, Columbus, Ohio 43215.

CONTRACT COMPLETION

The contract completion time is 60 (SIXTY) days after the notice to proceed.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specification are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Health Commissioner of Columbus Health Department of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Health Commissioner to hold bids for a period of 120 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: September 28, 2004

SA001311 - Health Dept./int. door replacement const

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR PROPOSALS

DOOR REPLACEMENT
240 PARSONS AVENUE

Sealed proposals will be received by the Columbus Health Department of the City of Columbus, Ohio at their office, located at 240 Parsons Avenue, 1st Floor, Room 132, Columbus, Ohio 43215 until 1:00 p.m. local time, on Tuesday, October 26, 2004 for DOOR REPLACEMENT. The works for which proposals are invited consist of REPLACING INTERIOR DOORS to complete the contract in accordance with the specifications.

Copies of the Request for Proposal (RFP) are available in the office of the Columbus Health Department, 240 Parsons Avenue, 1st Floor, Room 132, Columbus, Ohio 43215 beginning Monday, October 4, 2004. To obtain the RFP, bidders may pick-up at the address provided or request RFP be sent to them via standard USPS. Requests are to be directed to Scott Hutchinson preferably via email to: sp Hutchinson@columbus.gov or leave a message at 614-645-6292. Copies of the RFP are not available electronically. The first set of the RFP is available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: DOOR REPLACEMENT, 240 PARSONS AVENUE

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

SITE VISITS

Site visits may be arranged by contacting Scott Hutchinson, preferably via email to:

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

sphutchinson@columbus.gov or by leaving a message at: 614-645-6292.

CONTRACT COMPLETION

The contract completion time is 90 days after receipt of the notice to proceed.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Health Commissioner of the City of Columbus Health Department to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Health Commissioner to hold bids for a period of 120 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: October 01, 2004

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SA001301 - FMD - RENOV. VAR. FIRE STATION KITCHENS

ADVERTISEMENT FOR BIDS

RENOVATION OF FIRE STATION KITCHENS

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, October 26, 2004 for RENOVATION OF FIRE STATION KITCHENS. The work for which bids are invited consist of renovation of various fire station kitchens.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, October 4, 2004. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF FIRE STATION KITCHENS.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

PRE-BID MEETING

A pre-bid meeting will be held Thursday, October 7, 2004 at 9:00 a.m., at Fire Station 26, 5333 Fisher Road, Columbus, Ohio 43228.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: September 22, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001314 - Health Dept. / TB Pharmacy Services

ADVERTISEMENT FOR PROPOSALS

PHARMACY SERVICES FOR THE
COLUMBUS HEALTH DEPARTMENT

Sealed proposals will be received by the Columbus Health Department Tuberculosis Program, of the City of Columbus, Ohio at their office, located at 240 Parsons Avenue, Second Floor, Room 235, Columbus, Ohio 43215 until 3:00 p.m. local time, on Tuesday, November 2, 2004 for PHARMACY SERVICES.

Copies of the Request for Proposal (RFP) are available in the office of Mr. Peter Denkowski, 240 Parsons Avenue, 2nd Floor, Room 235, Columbus, Ohio 43215 beginning Friday, October 8, 2004. The first set of the RFP is available to prospective bidders at no cost.

Questions as to the interpretation of the Contract Documents shall be submitted in writing to: Mr. Peter Denkowski, TB Program Manager, 240 Parsons Avenue, 2nd Floor, Room 235, Columbus, Ohio 43215. In order to receive consideration, questions must be received at least eight (8) days prior to the date fixed for the opening of bids. Any interpretations of questions so raised, which in the opinion of the City or its representatives require interpretations, will be issued by Addenda mailed, faxed or delivered to holders of record no later than six (6) days prior to the date fixed for the opening of bids. The City or its representative will not be bound by any oral interpretations which are not reduced in writing and included in the addenda.

Proposals must be submitted on the proper forms contained in the RFP and the RFP containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: PHARMACY SERVICES FOR THE COLUMBUS HEALTH DEPARTMENT

FAILURE TO RETURN THE RFP PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO).

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Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

PROPOSAL CANCELLATION AND REJECTIONS

The right is reserved by the Health Commissioner of the Columbus Health Department to cancel the Advertisement for Proposals, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Health Commissioner to hold bids for a period of 120 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: October 08, 2004

SA001318 - FMD - RENOV. FLOORING VARIOUS FACILITIES

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION AND INSTALLATION OF FLOOR COVERINGS FOR VARIOUS CITY FACILITIES
UNDER THE PURVIEW OF FACILITIES MANAGEMENT

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, October 26, 2004 for RENOVATION AND INSTALLATION OF FLOOR COVERINGS FOR VARIOUS CITY FACILITIES UNDER THE PURVIEW OF FACILITIES MANAGEMENT. The work for which bids are invited consist of renovation and preparation of floor surfaces and installation of vinyl floor tile or carpet at various city locations.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Wednesday, October 13, 2004. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION AND INSTALLATION OF FLOOR COVERINGS FOR VARIOUS CITY FACILITIES UNDER THE PURVIEW OF FACILITIES MANAGEMENT.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

PRE-BID MEETING

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

A pre-bid meeting will be held Friday, October 15, 2004 at 10:00 a.m., at City Hall, 90 West Broad Street, Basement, Room B-09 Columbus, Ohio 43215.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specification are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: October 08, 2004

BID OPENING DATE - October 27, 2004 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001271 - Headworks Screen & Grit Facility-DOSD

ADVERTISEMENT FOR BIDS

BIDS FOR:

Southerly Wastewater Treatment Plant
New Headworks
Screen and Grit Facilities
Capital Improvements Project No. 650352
Contract S67
WPCLF No. CS392276-03

OWNER:

City of Columbus, Ohio
Division of Sewerage and Drainage
General Engineering Section
Cheryl Roberto
Director of Public Utilities

DESIGN PROFESSIONAL:

Malcolm Pirnie, Inc.
1900 Polaris Parkway, Suite 200
Columbus, Ohio 43240-2020
(614) 888-4953

BID OPENING:

Sealed Bids will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4105, until 3:00 p.m. Local Time on Wednesday, October 27, 2004 at which time they will be publicly opened and read.

DESCRIPTION OF WORK:

The project consists of the following:

1. Screen and Grit Facility, including the following items:
 - a. Four perforated panel screens.
 - b. Four screenings presses.
 - c. Four 24-foot diameter grit tanks with propeller/impeller and drive units.
 - d. Eight recessed impeller centrifugal grit pumps.
 - e. Four grit classifiers with eight cyclones.
 - f. Slide gates.
 - g. Sluice gates.
 - h. Four belt conveyors.
 - i. Two screw conveyors with motorized hopper gates.
 - j. Bridge crane.
 - k. Miscellaneous piping, valves, and accessories.

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1. Instrumentation and control systems.
- m. Plumbing, HVAC, and electrical systems.
2. Odor control facility including the following items:
 - a. Seven odor control fans.
 - b. Ten bioreactors.
 - c. Two recirculation tanks and pumps.
3. Improvements to the existing Influent Flow Splitter.
4. New 96-inch grit tank effluent conduits.
5. New 108-inch wet weather bypass conduit.
6. New Bypass Junction Chamber.
7. Replacement and extension of the plant main drains.
8. New 54-inch diameter raw sewage pump discharge piping.
9. Replacement of three existing flushing water pumps and improvements to the existing flushing water system.
10. Modifications to the existing plant Headworks.
11. New tunnel connecting to the existing tunnel system.
12. Miscellaneous site work.
13. All maintenance and operating instructions, training, start-up, testing, and commissioning.

BASIS OF BIDS:

Bids shall be on a Lump Sum and Unit Price basis.

EXAMINATION AND PROCUREMENT OF DOCUMENTS:

Bidding Documents may be examined at the following locations:

- 1). Division of Sewerage and Drainage, General Engineering Section, CMT Trailer Complex, Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne, Ohio 43137.
- 2). Malcolm Pirnie, Inc. 1900 Polaris Parkway, Suite 200, Columbus, Ohio 43240-2020, (614) 888-4953.
- 3). Plan Room, Builder's Exchange, 1175 Dublin Road, Columbus, Ohio.
- 4). Plan Room, Builder's Exchange, 2077 Embry Park Road, Dayton, Ohio.
- 5). Plan Room, Builder's Exchange, 981 Keynote Circle, Cleveland, Ohio.
- 6). F.W. Dodge Corporation, 1175 Dublin Road, Columbus, Ohio.
- 7). F.W. Dodge Corporation, 655 Eden Park Drive, Suite 515, Baldwin Buildings, Cincinnati, Ohio.
- 8). Dodge/SCAN, 1255 Euclid Avenue, Cleveland, Ohio.
- 9). Dodge Reports, 3077 South Kettering Boulevard, Dayton, Ohio.
- 10). Minority Business Development Center, 1000 East Main Street, Columbus, Ohio.

Copies of the Bidding Documents may be purchased from Key Companies, 195 East Livingston Avenue, Columbus, Ohio 43215 at (614) 228-3285 or via Plankey at www.plankey.com upon payment of \$300.00

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per set. No refunds will be made. Checks shall be made payable to Malcolm Pirnie, Inc. The Bidding Document packet will include one full size set of Drawings with printed Project Manual and one CD-ROM set containing PDF files of the Drawings and Project Manual (except Volume 1).

Compact Discs containing PDF files of the Drawings and Project Manual (except Volume 1) may be purchased separately for viewing purposes through Key Companies upon payment of \$30.00 per CD-ROM. The purchaser of said CD-ROM will receive Addenda but will NOT be considered a plan holder, and will not be able to submit a proposal using this CD-ROM.

There will be a pre-Bid conference held at Southerly Wastewater Treatment Plant, 6977 South High Street (State Route 23), Lockbourne, Ohio in the Administration Building Conference Room on Wednesday, September 22, 2004 at 9:30 a.m. Following the pre-Bid conference, a tour will be given to allow the Bidders to inspect the Project area and facilities. Bidders are strongly encouraged to attend and participate in the conference and walk-through tour.

BIDDER'S QUALIFICATIONS:

Bidders shall provide proof of qualifications to perform the Work as described in Article 3 of the Instructions to Bidders.

BID SECURITY:

A Bid security in the amount of not less than 10 percent of the Bidder's maximum Bid price must accompany each Bid in accordance with Article 9 of the Instructions to Bidders.

CONTRACT TIME:

Contract time of commencement and completion shall be in accordance with the Contract.

CONTRACT PERFORMANCE AND PAYMENT BOND:

A Contract Performance and Payment Bond of 100 percent of the amount of the Contract, with a satisfactory surety or sureties, licensed to conduct business in the State of Ohio, as described in the Instructions to Bidders, will be required to assure the faithful performance of the Work.

PREVAILING WAGE RATES:

Wage rates for the Work shall not be less than the prevailing wages included as a part of the Contract Documents.

LICENSING OF CORPORATIONS:

Particular attention of Bidders is directed to the statutory requirements of the State of Ohio relative to licensing of entities incorporated under the laws of any other State.

LOAN FUND:

Funding for this Project will be obtained through the Water Pollution Control Loan Fund (WPCLF) and the Project will be subject to applicable State and Federal Regulations. This procurement is subject to the EPA policy of encouraging the participation of small businesses in rural areas (SBRAs).

CONTRACT COMPLIANCE REQUIREMENTS:

Each responsive Bidder shall submit, with its Bid, a City of Columbus Contract Compliance Certification Number (CCCN) or a completed application for certification.

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LOCAL BUSINESS CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a local Bidder shall receive a credit equal to 1 percent or \$20,000, whichever is less, of the lowest Bid submitted by a non-local Bidder. The local business credit does not reduce the amount of the Contract. A local Bidder is an individual or business entity: (1) whose principal place of business is located within the corporation limits of the City of Columbus or the County of Franklin as registered in official documents filed with Secretary of State, State of Ohio, or Franklin County Recorder's Office; or (2) who holds a valid vendor's license which indicates its principal place of business is located within the corporation limits of the City of Columbus or County of Franklin.

LOCAL WORKFORCE CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a bidder with a local workforce shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The local workforce credit does not reduce the amount of the Contract. A local workforce is when the bidder draws its (proposed for this Project) employees mainly (51 percent) from Columbus, Franklin County or counties contiguous to Franklin County.

QUALITY TRAINING CONTRACTOR CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bidder who provides for quality training shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The quality training contractor credit does not reduce the amount of the Contract. A quality training Bidder is a Bidder whose employees graduated from or participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor is such apprenticeship programs are available.

HEALTH INSURANCE PROVIDED CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bid proposed a Bidder and all subcontractor(s) who provide health insurance shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The health insurance provided credit does not reduce the amount of the Contract. Providing health insurance means that the employer pays directly, or through an agent, a portion of premium on behalf of their employees (proposed to work on this Project) into a health insurance program with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain their own health insurance on the open market, specifically does not meet the acceptable definition.

RETIREMENT OR PENSION PLAN PROVIDED CREDIT:

In determining the lowest Bid for purposes of awarding a contract in excess of \$20,000, a Bidder who provides a retirement or pension plan shall receive credit equal to 1 percent of the lowest bid submitted not to exceed a maximum credit of \$20,000. The retirement or pension plan provided credit does not reduce the amount of the Contract. Providing a retirement or pension plan means that the employer pays directly, or through an agent, a portion of the premium for their employees (proposed to work on this Project) into a retirement or pension plan with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain their own retirement or pension plan on the open market, specifically does not meet the acceptable definition.

RIGHT TO REJECT BIDS:

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel this Advertisement for Bids, to reject any and/or all Bids, to waive informalities, to hold Bids for a period of 180

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days after the Bid opening, to make an award of the Contract at any time during that 180 day period, and/or to advertise for new Bids, when such action is deemed by the Director to be in the best interests of the City.

Cheryl Roberto
Director of Public Utilities

PUBLICATION DATES:

City Bulletin: September 4, 2004 & September 11, 2004

Columbus Dispatch: September 6, 2004 & September 13, 2004

The Columbus Post: September 9, 2004 & September 16, 2004

The Call and Post: September 9, 2004 & September 16, 2004

Business First: September 10, 2004 & September 17, 2004

ORIGINAL PUBLISHING DATE: October 14, 2004

SA001288 - O'SHAUGHNESSY HYDRO GOVERNOR REPLACEMENT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on Wednesday, October 27, 2004 and publicly opened and read at that hour and place for the O'Shaughnessy Hydro Governor Replacement. The work for which proposals are invited consists of the design, removal of existing equipment, modification of conduit systems and governor control replacement equipment necessary to complete the contract in accordance with the plans and specifications. Copies of the contract documents and the plans will be on file in the office of the Division of Electricity, 3568 Indianola Avenue, Columbus, Ohio 43214 on September 13, 2004. There is no charge for the bid package. Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for O'Shaughnessy Hydro Governor Replacement.

PROPOSAL GUARANTY

The Bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten percent (10%) of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

Attention of the Bidder is called to the special requirements, which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; and at the offices of The Construction Inspection Division, 1800 East 17th Avenue, Columbus, Ohio 43219 (614) 645-3182 and can be found on line at: www.pubserv.ci.columbus.oh.us/transportation/2002specbook/index.htm

CONTRACT COMPLIANCE REQUIREMENTS

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Each responsive Bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

QUALIFICATIONS AND RESOURCE FACTORS FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit with its bid a completed Qualification and Resource Factors Form and a completed and notarized Affidavit of Bidder.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 270 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

SITE ADMITTANCE

Site visits will be arranged for any bidder requesting to visit site by calling John Satala at 614/645-7832.

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

(1) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment up-grading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The Contractor will, in all solicitations of advertisements for employees placed by or on behalf of the Contractor, state that the Contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

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(4) The Contractor shall permit access to any relevant and pertinent reports and documents by the Administrator of the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the Contractor shall be considered confidential.

(5) The Contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The Contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The Contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The Contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

WITHHOLDING OF INCOME TAX:

All Bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the Contractor's employees, as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX:

All Bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful Bidder, prior to the time the contract is entered into, will submit to the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT:

For all contracts except professional service contracts:

In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin, official documents filed with Secretary of State, State of Ohio, or Franklin County Recorders Office; or (b) holds a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

BID SUBMITTAL DOCUMENTS:

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The Bidder is to return the entire bid documents, with the bid. One (1) original signed document and two (2) copies to be submitted at time of bid.

ORIGINAL PUBLISHING DATE: October 15, 2004

SA001320 - Aerial Sewer Support Rehabilitation

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 p.m., Local Time, on October 27, 2004 and publicly opened and read at that hour and place for the following project:

Clinton No. 2 Aerial Sewer Support Rehabilitation
Vicinity of Royal Forest Boulevard
C.I.P. No. 650404.12

The City of Columbus contact person for this project is Richard D. Morris, P.E., of the Division of Sewerage and Drainages Sewer System Engineering Section, (614) 645-6529, E-mail; rdm@smoc.cmhmetro.net. The work for which proposals are invited consists of rehabilitation of the support piers of the Clinton No. 2 Aerial Sewer in the vicinity of Royal Forest Boulevard, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and plans are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3044, 910 Dublin Road, Columbus, Ohio 43215-9053 and will be available October 12, 2004 (The City of Columbus observes Columbus Day, October 11). The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

Clinton No. 2 Aerial Sewer Support Rehabilitation
Vicinity of Royal Forest Boulevard
C.I.P. No. 650404.12

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

No subsurface investigation was performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 120 calendar days after the effective date of the Notice to Proceed. The contractor shall schedule double-shifts and weekend work as necessary to meet the project deadline.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

PRE-BID MEETING

A pre-bid meeting will be held in the 1st floor auditorium, 910 Dublin Road, Columbus, Ohio 43215 on October 18, 2004 at 10:00 am. Immediately following the pre-bid meeting, a site visit will be conducted to inform the prospective bidders of the site access requirements. See Supplemental Specification SS-1, General Requirements for additional information. All prospective bidders are encouraged to attend.

Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: October 07, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001321 - Franklin Main Interceptor Rehabilitation

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4190, until 3:00 p.m. Local Time on October 27, 2004 and publicly opened and read at that hour and place for the following project:

FRANKLIN MAIN INTERCEPTOR REHABILITATION, SECTION 4
DODRIDGE ST. TO MAYNARD AVE; SEGMENT 5, VICINITY OF TUTTLE PARK PROJECT
CAPITAL IMPROVEMENT PROJECT NO. 650600.4/5

The City of Columbus' contact person for this project is Herbert M. Johanson, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-6290. The work for which proposals are invited consists of the following: The repair and rehabilitation of approximately 2,630 LF of 30-inch brick sewer by sliplining with 24-inch diameter pipe. Sewer preparation includes any necessary clearing and grubbing, temporary bypass pumping, cleaning, pre-televising, removal of obstructions, repair of voids, trimming service laterals and removal of roots, brick or other debris. The project also consists of 89 VLF of manhole rehabilitation with cementitious lining on 10 manholes. This and any other work necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans (CC-13628) will be available beginning October 12, 2004 (The City of Columbus observes Columbus Day, Oct 11, 2004) at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3051, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

FRANKLIN MAIN INTERCEPTOR REHABILITATION, SECTION 4
DODRIDGE ST. TO MAYNARD AVE; SEGMENT 5, VICINITY OF TUTTLE PARK PROJECT
CAPITAL IMPROVEMENT PROJECT NO. 650600.4/5

PROJECT BIDDING - SLIPLINING

This project has been designed utilizing sliplining rehabilitation methods. Both HOBAS Pipe USA and CONTECH Construction Products rehabilitation methods/materials are acceptable for use on this project. Contractors' proposals for other rehabilitation techniques will be considered non-responsive.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as required by the Ohio Revised Code as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Ohio Dept of Commerce, Div. Of Labor and Worker Safety, Wage and Hour Bureau, and it is believed that they are the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Wage & Hour Bureau are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Transportation Division, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

No subsurface investigation was performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 365 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

OHIO AND U.S. EPA MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS

This project is a candidate for receiving assistance from the Water Pollution Control Loan Fund. All responsive bidders shall complete the required Subcontractor Utilization and Certification forms provided within the Contract Proposal.

Determination of MBE/FBE Fair Share Utilization: All documentation submitted by bidders not assured of achieving the fair share goals will be reviewed by the Procedural Compliance Unit, Division of Environmental and Financial Assistance. Based on the feasibility of subcontracting, the availability of MBEs and WBEs in the area (generally a 100-mile radius), and the Contractor's history of compliance, the Procedural Compliance Unit will determine whether the Contractor has made a good faith effort to achieve the fair share goals. If the effort is not satisfactory, the Contractor will be required to provide additional or sufficient minority and women's business participation, within 15 days, to demonstrate a good faith effort to achieve the fair share goals.

Questions or inquiries with regard to this provision should be forwarded to the Ohio EPA, Procedural Compliance Unit, Division of Environmental and Financial Assistance, P. O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2832.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs). It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: October 07, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001322 - Foster Acton Sanitary Improvements

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4190, until 3:00 p.m. Local Time on October 27, 2004 and publicly opened and read at that hour and place for the following projects:

FOSTER/ACTON AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENTS PROJECT NO. 650664

The City of Columbus's contact person for these projects is Gary W. Gilbert, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-7436. The work for which proposals are invited consists of the following:

For Foster/Acton Area Sanitary Sewer Improvements Project (CIP650664): All labor and materials for the repair and rehabilitation of approximately 16,000 LF of 8-inch, 12-inch and 15-inch diameter vitrified clay pipe sewer utilizing the CIPP process and rehabilitation of 52 brick manholes and enlargement of 197 LF of existing 12-inch ID VCP sewer to an 20-inch OD HDPE pipe using pipe bursting. Sewer pipe preparation for the lining work, including cleaning, repair of voids, grouting, trimming of service laterals and other prep work as specified within the supplemental specifications of the Contract is also included. The project also includes CIPP lining of approximately 2,400 LF of 12-inch and 15-inch vitrified clay storm sewer pipe along Northridge Rd. as well as rehabilitation of seven(7) storm manholes and five(5) curb inlet manholes.

The project includes the requirement to perform such other work as may be necessary to complete the contract in accordance with the applicable plans and specifications.

Copies of the Contract Documents and the plans (CIP 650664 - CC-13859) will be available beginning October 12, 2004 (The City of Columbus recognizes Columbus Day Monday, Oct 11) at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3051, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

FOSTER/ACTON AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENT PROJECT NO. 650664

PROJECT BIDDING - CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

- (1) INSITUFORM
- (2) IN LINER USA
- (3) CIPP CORP
- (4) NATIONAL LINER
- (5) SPINIELLO LINER

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as required by the Ohio Revised Code as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Ohio Dept of Commerce, Div. Of Labor and Worker Safety, Wage and Hour Bureau, and it is believed that they are the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Wage & Hour Bureau are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Transportation Division, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

Subsurface geotechnical investigations were performed for this project for the pipe bursting in CIP 650664. Soils report is included herein.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 270 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

OHIO AND U.S. EPA MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS

This project is a candidate for receiving assistance from the Water Pollution Control Loan Fund. All responsive bidders shall complete the required Subcontractor Utilization and Certification forms provided within the Contract Proposal.

Determination of MBE/FBE Fair Share Utilization: All documentation submitted by bidders not assured of achieving the fair share goals will be reviewed by the Procedural Compliance Unit, Division of Environmental and Financial Assistance. Based on the feasibility of subcontracting, the availability of MBEs and WBEs in the area (generally a 100-mile radius), and the Contractor's history of compliance, the Procedural Compliance Unit will determine whether the Contractor has made a good faith effort to achieve the fair share goals. If the effort is not satisfactory, the Contractor will be required to provide additional or sufficient minority and women's business participation, within 15 days, to demonstrate a good faith effort to achieve the fair share goals.

Questions or inquiries with regard to this provision should be forwarded to the Ohio EPA, Procedural Compliance Unit, Division of Environmental and Financial Assistance, P. O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2832.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural

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areas (SBRAs) It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: October 07, 2004

SA001329 - Various Sanitary Sewer Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4190, until 3:00 p.m. Local Time on October 27, 2004 and publicly opened and read at that hour and place for the following projects:

WEBSTER PARK/MILTON AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENTS PROJECT NO. 650663

ARDEN/FOSTER AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENTS PROJECT NO. 650678

(THESE TWO PROJECTS WILL BE BID AS A GROUP)

The City of Columbus's contact person for these projects is Gary W. Gilbert, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-7436. The work for which proposals are invited consists of the following:

For Webster Park/Milton Area Sanitary Improvements Project (CIP650663): All labor and materials for the repair and rehabilitation of approximately 9,950 LF of 8-inch diameter vitrified clay pipe (VCP) sewer utilizing the Cured-in-Place-Pipe (CIPP) process and rehabilitation of 44 brick manholes. Sewer pipe preparation for the lining work, including cleaning, repair of voids, grouting, trimming of service laterals and other prep work as specified within the supplemental specifications of the Contract is also included.

For Arden/Foster Area Sanitary Improvements Project (CIP650678): All labor and materials for the repair and rehabilitation of approximately 6,800 LF of 8-inch diameter vitrified clay pipe (VCP) sewer utilizing the CIPP process and rehabilitation of 19 brick manholes. Sewer pipe preparation for the lining work, including cleaning, repair of voids, grouting, trimming of service laterals and other prep work as specified within the supplemental specifications of the Contract is also included.

All projects include the requirement to perform such other work as may be necessary to complete the contract in accordance with the applicable plans and specifications.

These projects will be priced individually and awarded as a group. Copies of the Contract Documents and the plans (CIP 650663 - CC-13858) (CIP650678 - CC-13860) will be available beginning October 12, 2004 (The City of Columbus recognizes Columbus Day, Monday October 11) at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3051, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released. Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

WEBSTER PARK/MILTON AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENT PROJECT NO. 650663

ARDEN/FOSTER AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENT PROJECT NO. 650678

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

PROJECT BIDDING - CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials. The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

1. INSITUFORM
2. IN LINER USA
3. CIPP CORP
4. NATIONAL LINER
5. SPINIELLO LINER

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as required by the Ohio Revised Code as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Ohio Dept of Commerce, Div. Of Labor and Worker Safety, Wage and Hour Bureau, and it is believed that they are the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Wage & Hour Bureau are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Transportation Division, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

No. subsurface geotechnical investigations were performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 365 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

OHIO AND U.S. EPA MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS

This project is a candidate for receiving assistance from the Water Pollution Control Loan Fund. All responsive bidders shall complete the required Subcontractor Utilization and Certification forms provided within the Contract Proposal.

Determination of MBE/FBE Fair Share Utilization: All documentation submitted by bidders not assured of achieving the fair share goals will be reviewed by the Procedural Compliance Unit, Division of Environmental and Financial Assistance. Based on the feasibility of subcontracting, the availability of MBEs and WBEs in the area (generally a 100-mile radius), and the Contractor's history of compliance, the Procedural Compliance Unit will determine whether the Contractor has made a good faith effort to achieve the fair share goals. If the effort is not satisfactory, the Contractor will be required to provide additional or sufficient minority and women's business participation, within 15 days, to demonstrate a good faith effort to achieve the fair share goals.

Questions or inquiries with regard to this provision should be forwarded to the Ohio EPA, Procedural Compliance Unit, Division of Environmental and Financial Assistance, P. O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2832.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs) It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

Cheryl Roberto
Director of Public Utilities
ORIGINAL PUBLISHING DATE: October 09, 2004

BID OPENING DATE - October 28, 2004 11:00 am

SA001267 - GIS MAINTENANCE SUPPORT SERVICES

1.0 Scope and Classification

1.1. Scope - The City of Columbus Department of Technology (DoT1) seeks to engage an experienced Geographical Information Systems (GIS) vendor to provide professional GIS services in support of the City's GIS program. This effort is the next logical step to maintaining and improving the City's data repository as well as building applications that rely upon it. The work will require a firm with a local presence to coordinate the tasks and activities associated with each Task Order (TO). Remuneration for services will be processed for performance achievements upon City acceptance of negotiated milestones. The City intends to obtain and evaluate proposal responses during the fourth quarter of 2004.

1.2. Classifications -

There will be several services provided by the successful offeror. Under this scenario, each TO will consist of a variety of activities and will result in a predetermined set of deliverables. Possible phases include:

- 1.2.1. Background research and requirements analysis
- 1.2.2. Solution analysis
- 1.2.3. General system design
- 1.2.4. System Acquisition
- 1.2.5. Implement and Integrate Solution
- 1.2.6. Application and integration maintenance and upgrades
- 1.2.7. Training
- 1.2.8. Project Management

ORIGINAL PUBLISHING DATE: October 06, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001315 - DOW/PERSONNEL CARRIERS

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of gasoline engine powered personnel/burden carriers use by HCWP and DRWP to transport personnel, equipment and supplies to various locations within the water plants and water basins in the City of Columbus, during all hours of the day as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component to this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 06, 2004

SA001316 - DOW/FRONT END LOADER

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of a diesel powered rubber tired front end loader for use by Distribution Maintenance to lift pallets of fire hydrants, lift and move water pipe and load gravel and salt into dump trucks throughout the City of Columbus and surrounding area during all hours of the day as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component to this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 06, 2004

SA001317 - DOW/CREW CAB & UTILITIY BODY

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of one 31,000 GVW Crew Cab with Maintenance body for use on the streets in and around the City of Columbus to transport various equipment, supplies and personnel to job sites during all hours of day and night as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 06, 2004

SA001319 - DOW/STAKE BODY TRUCK

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of two Heavy Duty Cab and Chassis with 12 foot stake bodies for use on the streets in and around the City of Columbus to transport various equipment to job sites during all hours of day and night as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 06, 2004

SA001325 - DOW/PLATFORM TRUCK

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of one 17,500 GVW Cab and Chassis with platform body for use on the streets in and around the City of Columbus to transport various equipment, supplies and personnel to job sites during all hours of day and night as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 08, 2004

SA001330 - Large Lamps Universal Contract

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish an option contract with a "Catalog" firm offer for sale of various large lamps for all City facilities thru March 31, 2008. The bidder shall submit its standard published catalog. The City may purchase items or groups of like items in the catalog from the successful bidder after a purchase order for the listed items is issued.

1.2 Classification: The contract resulting from this bid proposal will provide for the option to purchase and/or delivery of large lamps and related catalog items at a percentage off catalog pricing that is offered by the bidder.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215.

ORIGINAL PUBLISHING DATE: October 09, 2004

BID OPENING DATE - November 1, 2004 4:30 pm

SA001310 - REFERENCE LAB SERVICES - GENERAL

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

NOTICE OF REQUEST FOR PROPOSALS

REFERENCE LAB SERVICES - GENERAL

The Health Department of the City of Columbus, Ohio has a need to contract for reference laboratory services for the testing of medical specimens for the three-year period February 1, 2005 through January 31, 2008. Specimens are generated by various programs of the Health Department.

To receive a Request for Proposals for "Reference Laboratory Services - General" please contact:

Ken Dorian, Laboratory Manager
Columbus Health Department
240 Parsons Ave.
Columbus, OH 43215
Phone: 614-645-6067
Fax: 614-645-8873
kend@columbus.gov

Proposals will be accepted at the Columbus Health Department, 240 Parsons Ave., Columbus, OH 43215, attention Ken Dorian, until 4:30 p.m., November 1, 2004.

EQUAL OPPORTUNITY: Providers interested in submitting a proposal are reminded that professional service contracts shall conform to the requirements of the Columbus City Codes, Title 39, the City's Affirmative Action Code.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries, and commissions paid to the contractors' employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

ORIGINAL PUBLISHING DATE: October 01, 2004

BID OPENING DATE - November 3, 2004 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001308 - Centrifuge Operator Console Replacement

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 P.M., local Time, on WEDNESDAY NOVEMBER 3, 2004 and publicly opened and read at that hour and place for the following project:

City of Columbus
Division of Sewerage and Drainage
Jackson Pike Wastewater Treatment Plant
Thickening Centrifuge Operator Console Replacement
Project PIP 211

PROJECT CONTACT: For more information regarding the projects details, please contact Mr. Robert Smith, PE at (614) 645-0309.

The work for which proposals are invited consists of the modification of the control systems for two (2) 95000 Thickening Centrifuges at the Jackson Pike Wastewater Treatment Plant. The plant is located at 2104 Jackson Pike, Columbus OH 43223.

The work required for each of the two Centrifuges will include, but not be limited to:

- 1 Fabrication of an Operator Control Console.
- 2 Control console circuit and component testing.
- 3 System simulation.
- 4 Installation and wiring of the control console and equipment.
5. Start-up assistance.

Refer to the Scope of Work, included in the Bid Submittal Documents, for details.

The overall cost and a cost for each section is required.

PRE-BID CONFERENCE

A pre-bid conference for this project will be held on WEDNESDAY OCTOBER 20, 2004 at 10:00 A.M. in Trailer #4 located at the Jackson Pike Wasterwater Treatment Plant, 2104 Jackson Pike Columbus OH 43223.

BID DOCUMENTS:

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Copies of the Contract Documents are on file and can be pickup at no cost at the offices of the Division of Sewerage and Drainage, Fiscal 910 Dublin Road, 4th floor, Room 4164, Columbus, Ohio, 43215 or by calling (614) 645-6031.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents must be submitted, in their entirety, in a sealed envelope marked:

City of Columbus
Division of Sewerage and Drainage
Jackson Pike Wastewater Treatment Plant
Thickening Centrifuge Operator Console Replacement
Project PIP 211

Any unauthorized conditions, limitations, or provisions attached to the Bid Submittal Documents may render a bid non-responsive and result in its rejection. Bidders are invited to be present at the Bid Opening.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Number or a completed application for certification. Compliance with the provisions of Article I, Title 39, as defined in the Columbus City Code 3901.01, is a condition of this contract. Failure or refusal of a contractor or subcontractor to comply with this Article may result in the cancellation of the Contract. Applications for the Columbus Contract Compliance Certification Number can be obtained by calling (614) 645-4764 or downloaded from the city web site ci.columbus.oh.us.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

CREDITABLE FACTORS

In determining the lowest bid for purposes of awarding a contract, the creditable factors, noted in the TIER II section of the proposal forms shall apply.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

SUBSURFACE DATA

Subsurface data was not obtained for project design purposes. If obtained, copies of the report are available upon execution of the subsurface information release form.

CONTRACT COMPLETION

The contract completion time is 90 calendar days after the date of notice to proceed.

NOTICE OF EQUAL BUSINESS OPPORTUNITY REQUIREMENTS:

A. Minority and Female Business Enterprise (MBE and FBE) Participation: Title 39 of the Columbus City Code (C.C.C.) provides for certification of minority business enterprises and female business enterprises. Under the current legislation, a minority business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by a person or persons having an African American ancestry. C.C.C. ?3901.01 (G). A female business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by one or more females of non-African American descent. C.C.C. ?3901.01 (F).

B. Specific Contract M/FBE goals: Specific Contract M/FBE goals shall not apply to this selection.

C. In collaboration with the Equal Business Opportunity Commission Office, the Department of Public Utilities encourages the utilization of city-certified minority, female and small business enterprises and minority business registrants.

D. In addition to the current requirements of Title 39, Columbus City Codes, 1959, it is expected that all or part of this contract may be undertaken with State and/or Federal funding assistance. The City may, therefore, be required to conform to certain utilization goals in order to conform fully to those programs.

Documentation suggested: Include the name, description of the work, and the dollar value of all certified M/FBE's and MBR's included in the proposal.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

For information related to minority, female and small business enterprises, please contact the Equal Business Opportunity Commission Office at (614) 645-4764.

EQUAL OPPORTUNITY CLAUSE:

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to, the following: employment up-grading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Executive Director for the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Executive Director by the contractor shall be considered confidential.

(5) The contractor will not obstruct or hinder the Executive Director or his deputies, staff and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract. (Ord. 1178-95.)

Cheryl Roberto
Director of Public Utilities
ORIGINAL PUBLISHING DATE: October 09, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001323 - WATER UTILITY CUT REPAIRS CT NO, 1070

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities of the City of Columbus, Ohio, at the office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on November 3, 2004, and publicly opened and read at the hour and place for Utility Cut Repairs. The work for which proposals are invited consists of the repair of existing or future streets and the items associated with utility cut repairs and such other work as may be necessary to complete the contract in accordance with the specifications. Copies of the Contract Documents are on file and are available to prospective bidders after October 18, 2004 in the office of the Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215. Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for:

UTILITY CUT REPAIRS
DIVISION OF WATER, CONTRACT NO. 1070,

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, latest edition, and will become part of the terms

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and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio, 43215, (614) 645-8290; at the Construction Inspection office of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio, 43219, (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio, 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with the bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 60 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

PRE-BID CONFERENCE

A pre-bid conference for this project will be held on October 20, 2004 at 10:00 a.m. at the Public Utilities Complex 910 Dublin Road, Columbus, Ohio.

CITY BULLETIN DATES

- 1). October 16, 2004
- 2). October 23, 2004

ORIGINAL PUBLISHING DATE: October 07, 2004

SA001326 - PRESSURE REGULATING VALVE INSTALLATIONS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

PRESSURE REGULATING VALVE INSTALLATIONS - OLENTANGY RIVER ROAD

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities of the City of Columbus, Ohio, at her office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on November 3, 2004, and publicly opened and read at the hour and place for Pressure Regulating Valve Installations - Olentangy River Road. The work for which proposals are invited consists of providing the labor, material and equipment to install two pressure regulating valves on existing water mains in subterranean vaults with the associated SCADA equipment at two locations along Olentangy River Road and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents are available to prospective bidders in the office of the Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for:

PRESSURE REGULATING VALVE INSTALLATIONS
OLENTANGY RIVER ROAD
CONTRACT NO. 1069, CIP NO. 690-290

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, latest edition, and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor,

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Columbus, Ohio, 43215, (614) 645-8290; at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio, 43219, (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio, 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with the bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 60 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

CONTACT PERSON: Gregory J. Moore, Operations Engineer, Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

CITY BULLETIN DATES:

- 1) October 16, 2004
- 2) October 23, 2004

ORIGINAL PUBLISHING DATE: October 08, 2004

BID OPENING DATE - November 4, 2004 11:00 am

SA001306 - CIRCUIT CONSOLDTN/SONET RING-TECHNOLOGY

1.1 **Scope:** It is the intent of the City of Columbus, MetroNet Services, William F. Rogers to obtain formal bids to establish a contract to enable data services to twenty-seven (27) City of Columbus remote locations terminating on a channelized DS3 circuit at our data center. A SONET ring will be installed for fault tolerance of this consolidated DS3 circuit.

1.2 **Classification:** These services shall enable users at remote locations to access various City of Columbus data services. The services shall be provided for one, three, or five years as determined by the City of Columbus to be in its best interest.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 09, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001324 - DOW/SMALL DUMP TRUCK

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of one 17,500 GVW Cab and Chassis with dump body for use on the streets in and around the City of Columbus to transport various aggregates and personnel to job sites during all hours of day and night as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 08, 2004

SA001328 - SAN EQUIPMENT AND SOFTWARE

1.1 Scope: It is the intent of the City of Columbus, Department of Technology, Walter Timmons to obtain formal bids to establish a contract for the purchase of a mass storage device and associated network hardware plus software components, referred to as Storage Area Network (SAN) for use to support citywide electronic storage and application needs.

1.2 Classification:

1.2.1 The bid specifications describe equipment from Hewlett Packard and a SAN fabric switch.

1.2.2 The SAN fabric switch will be an integral part of the XP1024 as UNIX and Intel servers will be connected to the HP XP1024 via the switch and must be optimized to effectively coexist efficiently together.

1.2.3 The equipment mentioned by name is done so for descriptive purposes, only. Should equipment other than the HP equipment described in these specifications be offered, please provide a written documentation proving the proposed equipment meets or exceeds these specifications.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 09, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001335 - RESURFACING 2004 PROJECT 4 (OPWC)

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on November 4, 2004, for Resurfacing 2004 Project 4 (OPWC), 1547 DR. A. The work for which proposals are invited consists of planning, asphalt overlay, concrete wheelchair ramps, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$20.00 per set. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Resurfacing 2004 Project 4 (OPWC).

All materials submitted in response to this advertisement for bids will become the property of the City and will not be returned. All materials submitted in response to this advertisement for bids will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements, which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

SUBSURFACE DATA (Not Applicable for this Project)

Subsurface data was/was not obtained for project design purposes. If obtained, copies of the report are available upon execution of the subsurface information release form.

CONTRACT COMPLETION

The contract completion date is 180 calendar days from Notice to Proceed.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front St, 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interests of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

OPWC REQUIREMENTS

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio Products, materials, services, and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 shall be required.

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

PLANS ARE AVAILABLE ON:

1) October 19, 2004

ORIGINAL PUBLISHING DATE: October 16, 2004

BID OPENING DATE - November 10, 2004 3:00 pm

SA001333 - OVERHEAD LINE CONSTRUCTION LABOR/EQUIP.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on Wednesday, November 10, 2004 and publicly opened and read at that hour and place for the following project: Overhead Line Construction Labor/Equipment Contract. The work for which proposals are invited consists of the installation and/or removal of City furnished materials for overhead 15KV lines to complete the contract in accordance with the plans and specifications. Copies of the contract documents and the plans are on file in the office of the Division of Electricity, 3568 Indianola Avenue, Columbus, Ohio 43214, upon payment of \$20.00 per set (non-refundable). Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Overhead Line Construction Labor/Equipment Contract.

PROPOSAL GUARANTY

The Bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten percent (10%) of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act. THE AMOUNT INDICATED IN THE PROPOSAL BOND SHALL BE EXPRESSED AS DOLLARS AND CENTS AND NOT AS A PERCENT OF THE BID OR ALTERNATE BIDS AND SHALL EQUAL OR EXCEED TEN (10) PERCENT OF THE BID OR HIGHEST BID SUBMITTED.

PREVAILING WAGE RATE

Attention of the Bidder is called to the special requirements, which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; and at the offices of The Construction Inspection Division, 1800 East 17th Avenue, Columbus, Ohio 43219 (614) 645-3182 and can be found on line at: www.pubserv.ci.columbus.oh.us/transportation/2002specbook/index.htm

CONTRACT COMPLIANCE REQUIREMENTS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Each responsive Bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

QUALIFICATIONS AND RESOURCE FACTORS FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit with its bid a completed Qualification and Resource Factors Form and a completed and notarized Affidavit of Bidder.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

CONTRACT COMPLETION

The work under this contract shall run until December 31, 2005.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

(1) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment up-grading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The Contractor will, in all solicitations of advertisements for employees placed by or on behalf of the Contractor, state that the Contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The Contractor shall permit access to any relevant and pertinent reports and documents by the Administrator of the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the Contractor shall be considered confidential.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- (5) The Contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.
- (6) The Contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The Contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.
- (7) The Contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.
- (8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

WITHHOLDING OF INCOME TAX:

All Bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the Contractor's employees, as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX:

All Bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful Bidder, prior to the time the contract is entered into, will submit to the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT:

For all contracts except professional service contracts:

In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin, official documents filed with Secretary of State, State of Ohio, or Franklin County Recorders Office; or (b) holds a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

CITY BULLETIN DATES

- 1) October 23, 2004
- 2) October 30, 2004

ORIGINAL PUBLISHING DATE: October 15, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - November 11, 2004 11:00 am

SA001327 - PUBLIC ACCESS DEFIBRILLATION PARTNERSHIP

1.1. Scope - The City, and any City designated affiliates will partner with a company who offers resources, equipment and oversight to manage an effective PAD initiative. The partnership will work together to secure more Automated External Defibrillators (AEDs) and improve the City's cardiac arrest survival response. Further, the partners will educate the community and encourage private companies, non-profit organizations and the general public to acquire, train and be proficient in (AED) use as well as Cardiopulmonary Resuscitation (CPR).

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051. A complete copy of the specifications will be mailed to those who request the mailing. Specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 09, 2004

SA001331 - FINANCE/PURCHASING/LIGHT DUTY TRUCKS

1.1 Scope: It is the intent of the City of Columbus, Purchasing Office to obtain formal bids to establish a universal term contract for the purchase of light duty trucks for use by various city agencies through August 31, 2005 or manufacturer's build out date.

1.2 Classification: Suppliers shall bid vehicles on an item basis and vehicles shall have no more than 100 miles on the odometer when delivered to the the City of Columbus.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 14, 2004

SA001332 - PURCHASING/AUTOMOBILES

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Purchasing Office to obtain formal bids to establish a universal term contract for the purchase of AUTOMOBILES for use by various City of Columbus agencies through August 31, 2005 or manufacturer's build out dates.

1.2 Classification: Vehicles shall have no more than 100 miles on the odometer when delivered to the city.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 15, 2004

SA001337 - Electricity Purchase of Control Building

1.1 Scope: It is the intent of the City of Columbus, Division of Electricity to obtain formal bids to establish a contract for the purchase of one outdoor insulated Control Building for use as a control room for the new control panels that are being purchased for the Division's Spill Prevention Control and Countermeasures program.

1.2 Classification: Bids will be received in the following manner. Lump Sum price for complete control building including design, equipment, furnishing and delivery as specified in the proposal.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 20, 2004

SA001338 - TRANSPORTATION OVERHEAD SPRAY SYSTEM

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

It is the intent of the City of Columbus, Transportation Division, to obtain formal bids to establish a contract for the purchase and installation of an Overhead Spray System that will be used to apply liquid calcium chloride and salt brine to salt loads in single and tandem axles dump trucks.

The city intends to purchase one complete system with five 5,800 gallon tanks with turnoff valves. The system will be used by the Street Maintenance Operations Section. The successful bidder will be responsible for assembly and installation of the system. The Division desires delivery within 30 days of issuance of the purchase order.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 20, 2004

BID OPENING DATE - November 18, 2004 11:00 am

SA001334 - Mainline Parts and Fire Hydrants UTC

It is the intent of the City of Columbus/Division of Water to purchase mainline parts and fire hydrants for a period of one year to use for maintenance of water lines for various areas of the city of Columbus.

Term: The proposed contract shall be in effect from the date of execution by the City, up to and including March 31, 2006.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 16, 2004

BID OPENING DATE - December 3, 2004 5:00 pm

SA001336 - Security Guard Services

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

City of Columbus
REQUEST FOR PROPOSALS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, Columbus, Ohio 43215 until 5:00 p.m., Local Time on FRIDAY DECEMBER 3, 2004, for:

SECURITY GUARD SERVICES

The work for which proposals are invited consists of: routine, twenty-four (24) hours, seven (7) days a week security guard services at the City of Columbus, Division of Sewerage and Drainage, Sewer Maintenance Operations Center located at 1250 Fairwood Avenue Columbus OH 43207. The contract is for a period of one (1) year with the option of renewal for two (2) additional years.

CONTACT INFORMATION

PROJECT MANAGER: Questions regarding the specific details of the RFP are to be directed to Bill Welch at (614) 645- 6397 or Tim Noble at (614) 645-8099.

TO RECEIVE A COPY OF THE BID DOCUMENTS: Copies of the contract documents can be picked up at the Division of Sewerage and Drainage, Fiscal Office, 910 Dublin Road, Room 4164, Columbus, Ohio, 43215 between the hours of 7:00 AM to 4:30 PM or by contacting their offices at (614) 645-6031. There is not cost for the documents.

Proposals must be submitted on the proper forms contained in the Bid Submittal Document and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: Security Guard Services

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL

THE CITY OF COLUMBUS WILL NOT BE RESPONSIBLE FOR LATE MAIL OR OTHER FORMS OF DELIVERY.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Compliance with the provisions of Article I, Title 39, Columbus City Code, 1959 is a condition of this Contract. Failure to comply with this Article may result in cancellation of the Contract. Applications may be obtained by calling (614) 645-3666

BID CANCELLATIONS AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus to cancel the Advertisement for Bids, to reject any and/or all bids to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

corporations organized under the laws of any other state.

SITE VISIT: A site visit can be scheduled by contacting Tim Noble at (614) 645-8099 or Bill Welch at (614) 645-6397 at the Sewer Maintenance Operations Center between the hours of 7:00 am and 4:00 pm.

Cheryl Roberto, Director

Department of Public Utilities

ORIGINAL PUBLISHING DATE: October 19, 2004

Public Notices

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0012-2004

Drafting Date: 04/07/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Title: Regular Monthly Business Meeting - Victorian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meetings for the Victorian Village Commission will take place on the following dates in 2004 from 12 noon - 1:00 P.M. at 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

April 1

May 6

June 3

July 1

August 5

September 2

October 7

November 4

December 2

Legislation Number: PN0013-2004

Drafting Date: 04/07/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Recreation & Parks Commission Meetings

Contact Name: Molly Wilkinson

Contact Telephone Number: 614-645-8430

Contact Email Address: mewilkinson@columbus.gov

Body

NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates

and locations (unless otherwise posted):

- o Wednesday, January 14, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, February 11, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, March 10, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, April 14, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, May 12, 2004 - Turnberry Golf Course, 1145 Clubhouse Road, Pickerington, 43247
- o Wednesday, June 9, 2004 - Beatty Recreation Center, 247 N. Ohio Avenue, 43203
- o Wednesday, July 14, 2004 - Gillie Recreation Center, 2100 Morse Road, 43229
- o August Recess - No meeting
- o Wednesday, September 8, 2004 - Indian Village Camp, 3200 Indian Village Drive 43221
- o Wednesday, October 13, 2004 - Antrim Shelterhouse, 5800 Olentangy River Road, 43085
- o Wednesday, November 10, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, December 8, 2004 - Operations Complex, 420 W. Whittier Street, 43215

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

Legislation Number: PN0014-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Regular Monthly Business Meeting - Historic Resources Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meeting of the Historic Resources Commission will be held on the following dates in 2004 from 12 noon - 1:00 P.M. AT 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

April 8

May 13

June 10

July 8

August 12

September 9

October 14

November 11

December 9

Legislation Number: PN0015-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Regular Monthly Business Meeting - Italian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meeting of the Italian Village Commission will take place on the following dates in 2004 from 8:00 am - 9:00 am, AT 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

April 13

May 11

June 8

July 13

August 10

September 14

October 12

November 9

December 14

Legislation Number: PN0016-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2004 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD

Contact Name: Kimberlee A. Malone

Contact Telephone Number: (614) 645-8366

Contact Email Address: kamalone@columbus.gov

Body

The regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section 750 Piedmont Rd (**South Entrance**), Columbus, OH 43224.

The Dates are as follows*:

January 29, 2004

February 26, 2004

March 25, 2004

April 29, 2004

May 27, 2004

June 24, 2004

July 29, 2004
August 26, 2004
September 30, 2004
October 28, 2004
November 25, 2004 (Tentative)
December 30, 2004 (Tentative)

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings.

*To confirm meeting dates, please contact The License Section Office:

Telephone: (614) 645-8366
Fax: (614) 645-8912

Vehicle For Hire Board
c/o License Section
750 Piedmont Road
Columbus, Ohio 43224

Legislation Number: PN0017-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2004 CALENDAR FOR THE COLUMBUS CHARITABLE SOLICITATIONS BOARD

Contact Name: LINDA YOUNG, RECORDING SECRETARY

Contact Telephone Number: (614) 645-7471 FAX: (614) 645-8912

Contact Email Address: LKYOUNG@COLUMBUS.GOV

Body

2004 CALENDAR FOR THE COLUMBUS CHARITABLE SOLICITATIONS BOARD

November 13, 2003
December 11, 2003
January 15, 2004
February 19, 2004
March 18, 2004
April 15, 2004
May 20, 2004
June 17, 2004
July 15, 2004
August - NO MEETING
September 16, 2004
October 21, 2004
November 11, 2004 (tentative)
December 9, 2004 (tentative)

NOTICE: Meetings are scheduled for 10:00 a.m. in the License Section , 750 Piedmont Road (**South Entrance**), Columbus, OH 43224. Applications arriving less than 10 days prior to the scheduled meeting date will appear on the

following month's agenda. If you have any questions, please feel free to contact us. Additional information may be obtained by visiting our website at:

www.publicsafety.ci.columbus.oh.us/license.htm

Legislation Number: PN0018-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Regular Monthly Meeting - German Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The regular monthly business meetings for the German Village Commission will take place on the following dates in 2004 from 12 noon - 1:00 P.M., at 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6407.

March 30

April 27

May 25

June 29

July 27

Sept. 7

October 26

November 30

December 28

Legislation Number: PN0019-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Victorian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Victorian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for

anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

December 26, 2003
January 29, 2004
February 26, 2004
March 25, 2004
April 29, 2004
May 27, 2004
June 24, 2004
July 29, 2004
August 26, 2004
September 30, 2004
October 28, 2004
November 26, 2004
December 30, 2004

Hearing Dates

January 8, 2004
February 12, 2004
March 11, 2004
April 8, 2004
May 13, 2004
June 10, 2004
July 8, 2004
August 12, 2004
September 9, 2004
October 14, 2004
November 11, 2004
December 9, 2004
January 13, 2005

Legislation Number: PN0020-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - German Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the German Village Commission will be held on the dates listed below at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

December 23, 2003

January 20, 2004
*February 24, 2004
March 23, 2004
April 20, 2004
May 18, 2004
June 22, 2004
July 20, 2004
August 31, 2004
September 21, 2004
October 26, 2004
November 23, 2004
December 21, 2004

Hearing Dates

January 6, 2004
February 3, 2004
March 9, 2004
April 6, 2004
May 4, 2004
June 1, 2004
July 6, 2004
August 3, 2004
*September 14, 2004
October 5, 2004
*November 9, 2004
December 7, 2004
January 4, 2005

*Moved to the second Tuesday of the month due to a holiday or election day.

Legislation Number: PN0021-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Historic Resources Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Historic Resources Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

January 2, 2004

February 5, 2004
March 4, 2004
April 1, 2004
May 6, 2004
June 3, 2004
July 1, 2004
August 5, 2004
September 2, 2004
October 7, 2004
November 4, 2004
December 2, 2004
January 6, 2005

Hearing Dates

January 15, 2004
February 19, 2004
March 18, 2004
April 15, 2004
May 20, 2004
June 17, 2004
July 15, 2004
August 19, 2004
September 16, 2004
October 21, 2004
November 18, 2004
December 16, 2004
January 20, 2005

Legislation Number: PN0022-2004

Drafting Date: 04/07/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Brewery District Commission

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Brewery District Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

December 26, 2003
January 22, 2004
February 19, 2004
March 18, 2004
April 22, 2004
May 20, 2004

June 17, 2004
July 22, 2004
August 19, 2004
September 23, 2004
October 21, 2004
November 18, 2004
December 23, 2004

Hearing Dates

January 8, 2004*
February 5, 2004
March 4, 2004
April 1, 2004
May 6, 2004
June 3, 2004
July 1, 2004
August 5, 2004
September 2, 2004
October 7, 2004
November 4, 2004
December 2, 2004
January 6, 2005

* Moved to the Second Thursday of the month due to a holiday

Legislation Number: PN0023-2004

Drafting Date: 04/07/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Notice - Italian Village Commission

Contact Name: Brenda G. Moore

Contact Telephone Number: 645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2004 regular meetings of the Italian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802. All completed Certificate of Appropriateness applications and required supporting materials must be received in the City of Columbus Historic Preservation Office, 109 N. Front Street, by the specified Application Deadlines in order to be placed on the corresponding Hearing Dates.

Application Deadlines

January 6, 2004
February 3, 2004
March 2, 2004
April 6, 2004
May 4, 2004

June 1, 2004
July 6, 2004
August 3, 2004
September 7, 2004
October 5, 2004
November 2, 2004
December 7, 2004
January 4, 2005

Hearing Dates

January 20, 2004
February 17, 2004
March 16, 2004
April 20, 2004
May 18, 2004
June 15, 2004
July 20, 2004
August 17, 2004
September 21, 2004
October 19, 2004
November 16, 2004
December 21, 2004
January 18, 2005

Legislation Number: PN0083-2004

Drafting Date: 06/14/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title: OFFICIAL NOTICE - CIVIL SERVICE COMMISSION

Notice/Advertisement Title: CIVIL SERVICE COMMISSION COMPETITIVE EXAMINATION ANNOUNCEMENTS

Contact Name: Lois Washnock

Contact Telephone Number: 614.645.7531

Contact Email Address: civil.service@columbus.gov

Body

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. TO 4:00 P.M. MONDAY, WEDNESDAY OR THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our website at www.csc.columbus.gov and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission office.

Legislation Number: PN0109-2004

Drafting Date: 07/14/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission meeting schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The Italian Village Commission will convene a special working group meeting on the fourth Tuesday of each month from 8:00 - 10:00 AM in the Community Training Center at 109 N. Front Street, Columbus, Ohio. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. To schedule an interpreter, please call 645-8620 or TDD 645-6802 at least 48 hours prior to the meeting.

Dates for 2004:

July 27

August 24

September 28

October 26

November 23

December 28

Legislation Number: PN0124-2004

Drafting Date: 08/11/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Rules and Regulations of Residential Parking

Contact Name: Amber Beckman

Contact Telephone Number: 645-7348

Contact Email Address: AMBeckman@columbus.gov

Body

**GENERAL RULES AND REGULATIONS
PUBLIC SERVICE DEPARTMENT
CITY OF COLUMBUS, OHIO**

SUBJECT: RULES AND REGULATIONS FOR RESIDENTIAL DISTRICT PERMIT PARKING

EFFECTIVE DATE: OCTOBER 1, 2004

Pursuant to the authority granted under Ordinance 1711-79, passed September 10, 1979, the Director of the Public Service Department hereby adopts, establishes, and publishes these rules and regulations to be effective at the earliest time allowed by law. These rules and regulations are in addition to any requirements presently established or as may be established from time to time by ordinances, or resolutions of City Council or rules and regulations of other officers, boards, commissions, agencies, divisions, or department of the City.

I. PROCEDURE FOR ESTABLISHING RESIDENTIAL DISTRICT PERMIT PARKING:

A. INITIATION OF HEARING:

Requests to establish or reconsider permit parking in residential areas will be considered after petitions requesting such restrictions are signed by sixty percent (60%) of the residents of an area (one per household) and have been received by the City Engineer, or at request of the Transportation and Pedestrian Commission.

B. PARKING STUDY:

When the requisite number of residents have signed the petition, or at the direction of the Transportation and Pedestrian Commission, the Transportation Division shall conduct a parking study to determine if the following conditions exist:

1. During the study hours seventy-five percent (75%) of the legal spaces are occupied, and;
2. Twenty-five percent (25%) of the spaces are occupied by cars from outside the district.

In the event that parking limitations already exist to provide relief such as intended by residential permit parking, the above criteria will be assumed to be satisfied for those streets or sections of streets so designated.

C. AREA:

The Transportation Division shall consider the following factors in determining the area to be studied.

1. The area should be defined by public streets or alleys, rivers or streams, railroads or other specific boundaries.
2. The area defined should be as large as possible in order to simplify the administration process, to reduce the number of public hearings and to make enforcement more effective.
3. Requests to establish new areas will not be considered unless such area is a minimum of one City block. For purposes of this section a City block is defined as:
 - a. an area surrounded entirely by public streets, bodies of water, railroads, or corporate limits; or
 - b. all property on both sides of any public street, between two other public streets, provided that over 50% of the frontage of such block has addresses on the street petitioned for.

D. HEARING PROCEDURES:

Following the receipt of petitions by the City Engineer or at the direction of the Transportation and Pedestrian Commission, a public hearing shall be scheduled within forty-five (45) days. Notice of a public hearing before the Transportation and Pedestrian Commission shall be given ten (10) days before the public hearing by written notice to the appropriate area commission or civic association, and by distribution of fliers on all doorsteps in the appropriate area.

E. RECOMMENDATION TO THE PUBLIC SERVICE DIRECTOR:

At the public hearing, the Transportation and Pedestrian Commission shall make its recommendations to the Public Service Director, and shall consider the following factors:

1. The likelihood of alleviating traffic congestion, illegal parking, and related health and safety hazards.
2. The proximity of public transportation to the residential permit area.
3. The desire and the need of the residents for residential permit parking and their willingness to bear the administrative

costs in connection therewith.

4. The need for parking in excess of the restriction petitioned in proximity to establishments located therein and used by the general public for religious, health, or educational purposes.

5. The possible reduction in vehicle miles traveled in the City of Columbus and the resulting savings in fuel and reduction in air pollution.

6. Such other factors that the Commission deems relevant.

F. DECISION OF THE PUBLIC SERVICE DIRECTOR:

Within forty-five (45) days of the close of the public hearing the Public Service Director shall issue a statement regarding their decision. The area to be designated for residential permit parking shall be published in the City Bulletin and the area commission or civic association shall be notified.

II. IMPLEMENTATION AND OPERATION:

A. DESIGNATION BY SIGNS:

After a decision has been made to designate an area for residential permit parking, the Public Service Director Shall then cause official parking restriction signs to be erected indicating the following:

1. Two (2) hour parking (variable)
2. 8:00 A.M. to 5:00 P.M. (variable)
3. Monday - Friday (variable)
4. Except by City Permit

B. PERMIT FEE AND DISTRIBUTION:

1. The fee for permits shall be \$25.00 annually pro-rated as follows:

\$20.00 beginning December 1 until September 30.
\$15.00 beginning March 1 until September 30.
\$10.00 beginning June 1 until September 30.

Blanket permits shall be \$50.00 annually (pro-rated to \$25.00 after 6 months). See section F.

2. A representative of the Public Service Director and/or a civic organization in the area will sell permits at a public school or other public place in or near the designated area following notification of implementation of the permit parking program. After the initial sales period, permits will be available through the office of the Transportation Division, currently located at 109 North Front Street.

3. Persons eligible to purchase permits shall be the residents of the area, non-resident property owners, employees who work in the area and residents adjacent to the area who meet the requirements of Section "H" below.

C. RESIDENT PERMITS:

1. Permit applications shall require the name of the owner or verified operator of the motor vehicle, residential address, motor vehicle year and make and motor vehicle license number.

2. Proof of residency in the area, such as motor vehicle registration, lease, current utility bill, gas, electric, water, and

telephone (cell phones not acceptable) shall be provided by the applicant for the permit.

D. EMPLOYEE PERMITS:

For employee permits the owner or operator of the business shall furnish a list of names on company letterhead stationary of his/her employees. Employee permits shall require the same information as residential permits except the business address will be given instead of the residential address.

E. NON-RESIDENT PROPERTY OWNER PERMITS:

Non-resident property owner permits shall require the same information as residential permits except that proof of ownership must be provided in lieu of proof of residence.

F. BLANKET PERMITS:

1. Property owners and property management companies who can show proof of ownership of properties in two or more permit areas will be issued blanket permits good for those areas in which such property lies. Blanket permits are to be used for property inspection, showing to potential renters, and rent collection, but may not be used by vehicles which otherwise should have commercial license plates and thus not require a permit.

2. Blanket permits shall be valid only in the areas for which they were issued and shall be displayed in a manner that is visible through the front window of the vehicle.

3. Lost or stolen blanket permits will be replaced only by the payment of a new annual or pro-rated fee.

G. VISITOR PERMITS:

1. Residents of an area who do not own a motor vehicle may obtain visitor permits in the same manner as residents who own vehicles provided that the standard fee is paid and that there are no other permit holders in the household.

2. For any given area designated for permit parking, one transferable visitor permit may be issued with each residential permit at no additional cost. The decision to issue such permits will be made by the Public Service Director after a study has been conducted by the Transportation Division.

3. Additional visitor permits valid for one day may be obtained upon indication of the resident's name, address, and residential permit number through the Transportation Division Offices, currently located at 109 North Front Street. The first five (5) such permits for each permit holder each year shall be free of charge. Each temporary visitor permit after the fifth shall be issued at a cost of one dollar (\$1.00).

4. Visitor Permits shall be valid only in the area for which they were issued and shall be displayed in a manner that is visible through the front window of the vehicle.

5. Lost or stolen visitor permits will not be replaced.

H. OTHER PERMITS:

When the implementation of permit parking in accordance with these rules coupled with existing parking regulations outside the permit area makes it illegal for a resident adjacent to a permit area to park in front of or in close proximity to their home beyond the time specified in the permit area, the Public Service Director may issue those residents permits in accordance with procedures established in "B" and "C" above. These permits will be issued only after the Director has approved a report from the Transportation Division and parking stating what parking regulations exist and which residences adjacent to the area are affected by them.

III. GENERAL PERMIT RULES:

1. Each permit remains the property of the City of Columbus. Improper use may result in the recall and/or non-renewal of any permit.

2. Each permit issued to a resident, employee, or a non-resident property owner will display the motor vehicle's license number and shall be affixed to the left rear window. All permits will be coded by area and will be valid only in that designated area, except as provided in "F" above.

3. When a person ceases to reside in the area, own property in the area, or be employee in the area, all permits issued to that person shall become null and void and shall be returned to the issuing authority.

4. Any permit not renewed in the appropriate month will be purged from the record, and a new application must be made.

5. Lost or stolen residential permits, non-resident property owner permits, and employee permits will be replaced only (1) if issued with the same license number, or (2) upon payment of a new annual or pro-rated fee.

These Rules and Regulations supersede all previous rules and regulations relating to Residential District Permit Parking.

BY ORDER:

HENRY GUZMÁN, DIRECTOR
PUBLIC SERVICE DEPARTMENT
P:rqr/rules®parking/03/26/04

Legislation Number: PN0143-2004

Drafting Date: 09/03/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Southwest Area Commission Meeting Dates

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btleec@columbus.gov

Body Southwest Area Commission Meetings

Wednesday, September 15, 2004

Wednesday, October 20, 2004

Wednesday, November 17

Wednesday, December 15

Time - 7:00 PM - 9:00 PM

New Horizons Church

1665 Harrisburg Pike

For more information call: Bonita Lee - 645-7964

Legislation Number: PN0156-2004

Drafting Date: 09/24/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Smokefree Indoor Air-Referendum Notice

Contact Name: Andrea Blevins, City Clerk

Contact Telephone Number:645-7380

Contact Email Address: anblevins@columbus.gov

Body

NOTICE TO THE ELECTORS OF THE CITY OF COLUMBUS

Notice is hereby given that in accordance with the referendum petition submitted to the Columbus City Clerk on July 28, 2004 and in pursuance of Ordinance No. 1095-2004 of the City Council of the City of Columbus, Ohio, passed on the 28th day of June 2004, there will be submitted to a vote of the people of said City at the General Election to be held in the City of Columbus, Ohio, on Tuesday, the 5th day of November, 2, 2004 the following question:

Shall Ordinance No. 1095-2004, the Smokefree Indoor Air Act of 2004, passed by the Columbus City Council on June 28, 2004, amending Title 7 of the Columbus City Codes, 1959, by enacting new Chapter 715 which prohibits smoking in public places and places of employment, be approved?

Legislation Number: PN0169-2004

Drafting Date: 10/08/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

CITY BULLETIN NOTICE MEETING SCHEDULE CITY OF COLUMBUS RECORDS COMMISSION

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Body

The regular meetings of the City of Columbus Records Commission for the calendar year 2005 are scheduled as follows:

Monday, February 7, 2005

Monday, May 9, 2005

Monday, September 26, 2005

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the Mayor's Conference Room. They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To

confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7293.

Advertise: 10/2004 to 10/2005

Legislation Number: PN0170-2004

Drafting Date: 10/13/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 10/25/2004

Contact Name: Mugsy Reynolds, Deputy City Clerk

Contact Telephone Number: 614-645-8539

Contact Email Address: mmreynolds@columbus.gov

Body

REGULAR MEETING NO. 57

CITY COUNCIL (ZONING)

OCTOBER 25, 2004

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY

TAVARES THOMAS

1692-2004 To grant a Variance from the provisions of Section 3363.01, M-Manufacturing district of the Columbus City codes for the property located at 1345

LONDON-GROVEPORT ROAD (43137), to conform an existing single-family dwelling in the M, Manufacturing District (Council Variance # CV04-024).

1958-2003 To rezone 2699 SPANGLER ROAD (43207), being 12.02± acres located on

the west side of Spangler Road, 300± feet south of Watkins Road, From: R-1, Residential District To: L-AR-12, Limited Apartment Residential District.

(Rezoning #Z03-033) (TABLED 2/23/04)

Legislation Number: PN0171-2004

Drafting Date: 10/13/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice Title: DEPARTMENT OF PUBLIC SAFETY, DIVISION OF SUPPORT SERVICES, LICENSE SECTION, KIMBERLEE A. MALONE, LICENSE MANAGER, SECTION 2329.11 COMMUNITY NOISE- RULES & REGULATIONS

Contact Name: Kimberlee Malone

Contact Telephone Number: 645-8888

Contact Email Address: kamalone@columbus.gov

Body

Pursuant to Columbus City Codes Section 2329.11(D)(c) which reads:

“Outdoor gatherings, public dances, shows, and sporting and entertainment events, provided these events are conducted pursuant to a permit or license issued by the Section of Licensing. Public works projects as authorized by the State and/or other political subdivisions.”

and Columbus City Codes Section 2329.11(F)(2) which reads:

“Any person who violates any provision of Section 2329.11 other than those specified in 2329.11(F)(1) which is not covered by variance or permit may file an application with the Director of Public Safety for a variance. The applicant shall set forth all actions taken to comply with said provision, the reasons why compliance cannot be achieved, the proposed method for achieving compliance, and the proposed time schedule for its accomplishment.

The application shall be accompanied by a fee in the amount of one hundred dollars (\$100). A separate application shall be filed for each noise source; however, several mobile sources under common ownership, or several fixed sources on a single property may be combined into one application. Upon receipt of said application and fee, the Safety Director will render a decision within 30 calendar days.”

The following general rules and regulations are established to provide procedural requirements for the processing and issuance of a Noise Variance or Noise Permit:

These rules and regulations will be distributed to the applicant of said permit or variance and posted on the License Section website at: <http://www.publicsafety.ci.columbus.oh.us/rulesandregs.htm>

Issuance of Noise Permit or Variance:

The following requirements must be met prior to the issuance of a permit or variance:

- ✓ Compliance with application procedures
- ✓ Payment of the required fee

A. Application Procedures

1. Permit and variance applications shall contain all information required.
 - a. Name, home address, social security number, date of birth, height, weight, hair color and eye color, place of birth (If born outside of the United States, proof of citizenship or alien registration cards must be submitted at the time of application, no exceptions.) and the applicant's place of business.
 - b. Name, home address and business address of the owner of the sound equipment.
 - c. General description of gathering.
 - d. Statement as to whether noise will be stationary or on a moving truck.
 - e. If on a moving sound truck, a general description of the sections of the city in which it will be operated, a license plate number and a general description of the vehicle is necessary.
 - f. If operated from a stationary position, a general statement as to the location and size of the area is necessary.
 - g. The proposed time equipment will be in operation.
 - h. The approximate maximum distance sound would be thrown from the equipment during operation.
 - i. If equipment will be used within a thousand feet of a residential area, the application must be accompanied by written consent (on forms provided by the License Section) and signed by at least 70% of the tenants or owners occupying such dwellings.

NOTE: Businesses or residences located on Lane Avenue between Olentangy River Road on the west and N. High Street on the east, during Ohio State University football home games are exempt from Section A (1) (i), provided the event for which the permit is necessary concludes by 10:00 p.m.

2. Permit and variance applications shall be on forms designated by the License Section and shall be fully completed in ink or be typewritten.
3. Permit and variance applications shall be completed by the person responsible for organizing that, which is to be permitted, or issued a variance.
4. The required application information is for the purpose of ensuring the proper identification of applicant. The submission of incomplete or inaccurate application information is cause for the denial of the permit or variance.
5. Applications for the permit and the variance must be properly authenticated by License Section personnel. The applicant must furnish proof of identification as follows:
 - a. State of Ohio driver's permit
 - b. State of Ohio identification card
 - c. Other photo identification bearing the applicant's date of birth and social security number
 - d. A combination of photo identification, birth certificate, and social security card. Social Security cards alone are not acceptable as an only verification of identification.
 - ✓ *The spelling of the applicant's name, the date of birth, Social Security Number or Federal Identification Number and the Alien Registration Number will be verified and initialed by License Section personnel. The applicant will swear or affirm that the information is true as submitted.*
6. Applications filed with the License Section become the property of the City of Columbus and are a matter of public record as provided by law.

NOTE: Social Security Numbers WILL NOT be released under the Public Information Act.

7. Applicants must be eighteen (18) years of age to obtain a permit or a variance.

B. Submission of Photographs

Applicant must submit two (2) photographs of himself or herself. Applicants may be photographed in the License Section for a fee or submit their own photograph, providing the following requirements are met:

1. A photograph the size of 1½" x 2", in color, without hat or sunglasses, and taken within the previous six months of the date of application.
2. Passport photographs are acceptable.

C. Community Noise Violation History (Section 2329.11)

1. Noise Ordinance violation history checks are required of all applicants; these checks will be made by the Columbus Police Department and through criminal background checks. Applicants will be advised at the time of inquiry or application what is procedurally necessary to obtain a criminal background record check.
2. Any person determined to be in violation of Chapter 2329.11 will not be eligible to apply for a permit or variance for ~~two (2) years~~ one (1) year from the date of conviction.
3. According to the provisions of Columbus City Codes Chapter 501, applicants will be advised at the time of

inquiry or application what type of criminal convictions will prohibit issuance of the permit or variance.

NOTE: Confirmed order-ins and warrants for arrest are cause for the denial of both the permit and the variance.

4. Criminal background checks cannot be more than 30 days old at the time of application.

D. Hours of Operation

In order to protect the good order and quiet of the City, it shall be unlawful for any Community Noise Permit holder or Community Noise Variance holder to cause noise between the hours of 1:00 a.m. and 8:00 a.m.

E. Fees

1. The permit fee for a Community Noise Permit is one hundred fifty dollars (\$150.00) per day per location.
2. The variance fee for a Community Noise Variance is one hundred dollars (\$100.00) per day per location.
3. Applicant may pay by check, money order, or cash. Checks and money orders are to be made payable to "City Treasurer-License Section".
4. The following procedures and penalties will apply to returned checks:
 - a. A service fee of ~~\$15.00~~ \$25.00 must be paid for each returned check in addition to the check amount.
 - b. Re-payment must be in cash, money order or bank cashier's check payable to "City Treasurer-License Section".
 - c. Future permit fees paid by check from such applicant will not be accepted.
5. No refund will be given for a properly issued permit.

Legislation Number: PN0172-2004

Drafting Date: 10/13/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Board of Zoning Adjustment October Meeting Agenda

Contact Name: Denise Powers

Contact Telephone Number: 614-645-1788

Contact Email Address: dapowers@columbus.gov

Body

BOARD OF ZONING ADJUSTMENT AGENDA

CITY OF COLUMBUS, OHIO
OCTOBER 26, 2004

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on TUESDAY, OCTOBER 26, 2004 at 6:00 P.M. in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter to "Sign" this meeting will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M., AFTER ANY APPEAL(S):

REQUEST FOR EXTENSION:

1. ODS No.: 03310-00078

Location: 315 GRAHAM STREET (43203), located at the northwest corner of Graham and Granville Streets.

Area Comm./Civic: Near East Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

3342.28, Minimum number of parking spaces required. To reduce the number of off-street parking spaces required from 215 to 103.

Proposal: To extend the one-year limitation on a variance that was approved by the Board of Zoning Adjustment on January 27, 2004, for the construction of a church.

Applicant(s):

Union Grove Baptist Church
c/o Arthur Shank
52 Governors Pl.
Columbus, OH 43203-1911

Property Owner(s):

Applicant

Case Planner:

Denise Powers
645-1788

REQUEST FOR RECONSIDERATION:

2. ODS No.: 04310-00054

Location: 94 SOUTH WESTGATE (43204), located on the east side of S. Westgate, 460± south of Broad Street.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

3332.26, Minimum side yard permitted. To reduce the minimum side yard from 3 feet to zero feet.

3332.28, Side or rear yard obstruction. To park in required side yard.

3342.19, Parking space. To reduce the required width of a parking space from 9 feet to 8.9 feet.

3342.08, Driveway. To reduce the minimum width of a driveway in a residential district from 10 feet to 8.9 feet.

3342.11, Landscaping. To allow lot area between the right-of-way and the parking setback line to be paved and not be landscaped.

Proposal: To reduce the sideyard from 3 feet to 0 feet so that he may it may be paved for parking.

Applicant(s):

Steven C. Hermiller, PE

94 South Westgate

Columbus, Ohio 43204

Property Owner(s):

Applicants

Case Planner:

Jamie Freise

645-6350

NEW CASES:

3. ODS No.: 04310-00066

Location: 5111 & 5121 HAMILTON ROAD (a.k.a. 5113 HAMILTON ROAD) (43230), located at the northwest corner of vacated Broadview Rd. and Hamilton Rd.

Area Comm./Civic: Northland Community Council

Existing Zoning: L-C-4, Limited Commercial District

Request: Variances(s) to Section(s):

3342.28, Minimum number of parking spaces required. To reduce the required number of parking spaces from 71 to 45 (26 spaces).

3342.07, Drive-in stacking area. To not provide an exclusive by-pass lane for a pick-up window at 5111 Hamilton Rd.

Proposal: To construct two new restaurant buildings on the same parcel.

Applicant(s):

G.P.D. Associates

c/o Smith & Hale

Jeffrey L. Brown

37 W. Broad St., Suite 725

Columbus, Ohio 43215

Property Owner(s):
YUM! Brands, Inc.
1900 Colonel Sanders Ln.
Louisville, Kentucky 40213

Case Planner:
Dave Reiss
645-7973

4. ODS No.: 04310-00067

Location: 2380 LANE WOODS DRIVE et al. (LANE WOODS, SECTION 1, SUBDIVISION) (43221), located north of Trabue Road opposite the terminus of Lane Avenue, between Riverside Drive to the east and the Scioto River to the west.

Area Comm./Civic: None

Existing Zoning: PUD-4, Planned Unit Development District

Request: Variance(s) to Section(s):
3345.17, Private garages. To increase the maximum height of a detached garage from 15 feet to not more than 35 feet, as measured from finished grade to the highest point.

Proposal: To allow the construction of detached garages that exceed the 15-foot height limitation, for specified lots in the Lane Woods Section 1 Subdivision, to meet the architectural objectives of the planned community and for architectural compatibility with the primary dwelling on the lot.

Applicant(s):
Michael & Suzanne Bernstein, et al.
c/o David L. Hodge, Atty.
Smith & Hale, 37 W. Broad St. Suite 725
Columbus, OH 43215

Property Owner(s):
Applicants

Case Planner:
Denise Powers
645-1788

5. ODS No.: 04310-00068

Location: 2929 DUBLIN ROAD (43221), located at the southwest corner of Scioto & Darby Creek Rd. & Dublin Rd.

Area Comm./Civic: None

Existing Zoning: M, Manufacturing District

Request: Variances(s) to Section(s): 3342.06, Ais

Legislation Number: PN0173-2004

Drafting Date: 10/14/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice Title: DEPARTMENT OF PUBLIC SAFETY - DIVISION OF SUPPORT SERVICES - LICENSE SECTION -KIMBERLEE A. MALONE, LICENSE MANAGER RULES & REGULATIONS

Contact Name: Kimberlee A. Malone

Contact Telephone Number: 645-8888

Contact Email Address: kamalone@columbus.gov

Body

Pursuant to Chapter 501 of the Columbus City Codes, the following general rules and regulations are established to provide procedural requirements for the processing of licenses:

These are intended to be general rules and regulations. Specific rules and regulations pertaining to specific license categories will be provided as needed.

These rules and regulations will be distributed to the License Section staff and posted in the office of the License Section. License applicants may obtain a copy upon request.

Issuance and Renewal of License

Where applicable, the following requirements must be met prior to the issuance of a license:

- ✓ Compliance with application procedures
- ✓ Submission of photographs
- ✓ Written examination
- ✓ Submission of driving background record
- ✓ Submission of criminal background record
- ✓ Inspection approval from other city and outside agencies for certain establishment, pushcart, vehicle, and carnival licenses
- ✓ Payment of the required license fee

A. Application Procedures

1. EFFECTIVE AUGUST 1, 2003, ORD NO. 0868-2003 a non-refundable application fee of ten-dollars (\$10.00) is imposed on ALL applications. This application fee is applied in addition to any fee for licenses, permits or variances issued by the License Section.
2. License and permit applications shall contain all information required by the City Code governing that license.
3. License and permit applications shall be on forms designated by the License Section and shall be fully completed in ink or be typewritten.
4. License and permit applications shall be completed by:
 - a. The owner of that which is to be licensed or a representative. The representative must provide to the License Section a notarized letter of authorization from the owner to file application.
 - b. The individual or organization that is to be licensed.
5. The required application information is for the purpose of ensuring the proper identification of applicants. The submission of incomplete or inaccurate application information is cause for the denial of a license or permit.

6. Applications for licenses and permits must be properly authenticated by License Section personnel. The applicant must furnish proof of identification as follows:
 - a. State of Ohio driver's license
 - b. State of Ohio identification card
 - c. Other photo identification bearing the applicant's date of birth and social security number
 - d. A combination of photo identification, birth certificate, and social security card. Social Security cards alone are not acceptable as an only verification of identification.

7. Applications filed with the License Section become the property of the City of Columbus and are a matter of public record as provided by law.

NOTE: Social Security Numbers will not be released under the Public Information Act.

- ✓ The spelling of the applicants name, the date of birth, Social Security Number or Federal Identification Number and the Alien Registration Number will be verified and initialed by License Section personnel. The applicant will swear or affirm that the information is true as submitted.

- ✓ Submission of a fully completed and notarized application by a licensed notary is acceptable for mail-in applications.

- a. No applicant who is younger than fourteen (14) years of age is eligible to obtain a license issued by the License Section.

An applicant who is fourteen (14) to seventeen (17) years of age must obtain from a parent or legal guardian a notarized letter addressed to the License Section granting permission for the issuance of the requested license. The License Section has the discretion to verify the authenticity of such letter.

B. Submission of Photographs

Where applicable, two (2) photographs of the applicant must be submitted by the applicant for identification card purposes. Applicants may be photographed in the License Section for a fee or submit their own, providing the following requirements are met:

1. A photograph the size of 1½" x 2", in color, without hat or sunglasses, and taken within the previous six months of the date of application.

2. Passport photographs are acceptable.

C. Written Examination

1. Taxicab driver applicants must pass a written examination testing the applicant's knowledge of the following subjects:
 - a. Code requirements and rules and regulations pertaining to taxicab drivers.
 - b. Driver conduct
 - c. Directions from Port Columbus Airport to various suburbs surrounding Columbus.
 - d. Locations of various hotels, hospitals, business centers, etc., in Columbus

2. Upon application, applicants will be provided the appropriate information to prepare for the test.

3. Tests are scheduled for specific day(s) of the week in the classroom of the License Section office and are monitored by License Section personnel.
4. All tests are graded by License Section personnel and the applicant advised of the test results that same day. Test results remain the property of the City and are filed with the application.
6. Applicants must receive a grade of 76 in order to pass the test.
7. Following are testing instructions:
 - a. Applicants may not leave the classroom during the testing process.
 - b. Applicants will have three opportunities to pass the test. The applicant must wait two weeks between each test. After the third failure, the applicant must wait six months to retake the test. Leaving the classroom will be considered as one opportunity to pass the test.
 - c. A taxi driver applicant found cheating on a test will be immediately expelled from the classroom and will not be eligible to retake the test for a period of one month. Any subsequent cheating will cause permanent denial of the license.

D. Criminal Background Checks

1. Criminal background checks are required of all license applicants with the exception of charitable solicitation, sponsors of parades and users of alarm systems.
2. Juvenile criminal background information is considered to be confidential and cannot be considered with the exception of applicants applying for Weapons Transaction Permits.
3. A Bond Forfeiture is not considered as a conviction.
4. The procedure for obtaining a criminal background check from a law enforcement agency may vary. License applicants will be advised at the time of inquiry or application what is procedurally necessary to obtain a criminal background record.
5. License applicants will be advised at the time of inquiry or application what type of criminal convictions will prohibit issuance of the license.

NOTE: Confirmed order-ins and warrants for arrest are cause for the denial of a license.

6. Criminal background checks cannot be more than 30 days old at the time the license is issued.

E. Driver's Abstract

Where applicable, applicants are required to provide a driving record obtained from the State of Ohio Bureau of Motor Vehicles. This Driver's Abstract may be no more than fourteen (14) days old at the time the license is issued.

F. Inspections

1. The following businesses require one or more inspection approvals from the Divisions of Health, Fire, Building Regulations, Zoning and Agriculture.

- a. Dance Halls
- b. Pool and Billiard Rooms
- c. Arcades
- d. Dangerous Ordnance
- e. Pushcarts
- f. Carnivals/Circuses

2. Applicants for these licenses will be advised of the procedure for obtaining these approvals upon inquiry or application for the license.

G. Application fees are due at the time of application and may be paid by check, money order, or cash.

H. License Fees:

1. Payment of license fees may be made by check, money order, or cash. Checks and money orders are to be made payable to:

“City Treasurer-License Section”.

2. The following procedures and penalties will apply to returned checks:

- a. A service fee of ~~\$15.00~~ \$25.00 must be paid for each returned check in addition to the check amount.
- b. Re-payment must be in cash, money order or bank cashier's check payable to *“City Treasure-License Section”.*
- c. Future license fees paid by check from such applicant will not be accepted.

3. No refund will be permitted for a properly issued license.

Transfer of License

Transfers of licenses vary depending upon individual code requirements. Applicants will be advised of requirements and procedures upon inquiry or application for transfer.

Legislation Number: PN0174-2004

Drafting Date: 10/15/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Hearing on the Proposed Towing Fee Increase Legislation

Contact Name: Kate McSweeney

Contact Telephone Number: 645-8558

Contact Email Address: mkmcsweney@columbus.gov

Body

There will be a public hearing on the proposed Towing Fee Increase Legislation on Tuesday, October 26, 2004 at 5:30pm in City Council Chambers located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio 43215.

Legislation Number: PN0175-2004

Drafting Date: 10/19/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 11/1/2004

Contact Name: Mugsy Reynolds, Deputy City Clerk

Contact Telephone Number: 614-645-8539

Contact Email Address: mmreynolds@columbus.gov

Body

REGULAR MEETING NO. 59

CITY COUNCIL (ZONING)

NOVEMBER 1, 2004

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1716-2004 To grant a Variance from the provisions of Sections 3332.03, R-1, Residential District ; 3357.01, C-5, Commercial District; 3342.07, Drive-in stacking area; 3342.29, Minimum number of loading spaces required of the Columbus City Codes for property located at 4295 SULLIVANT AVENUE (43228), to permit a retail development in the R-1, Residential and C-5, Commercial Districts with reduced development standards. (Council Variance # CV04-025).

1683-2004 To grant a Variance from the provisions of Sections 3332.039, R-4 Residential District use; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.18, Parking setback line; for property located at 1117 EAST WINDSOR AVENUE (43211), to permit a fifteen (15) space remote private parking lot in the R-4, Residential District. (Council Variance # CV04-033)

1675-2004 To rezone 5542 CHANTRY DRIVE (43232), being 11.79± acres located on the north and south sides of Chantry Drive, at the northeast corner of Park Crescent and Chantry Drive, From: M-2, Manufacturing District To: L-AR-12, Limited Apartment Residential District. (Rezoning # Z02-107) (*TABLED 10/18/2004*)

1665-2004 To rezone 6063 BOWEN ROAD (43110), being 86.03± acres located on the west side of Bowen Road, 1930± feet south of Lehman Road, From: R, Rural District, To: PUD-4, Planned Unit Development District (Rezoning # Z04-018). (*TABLED 10/18/2004*)

1202-2004 To rezone 2888 BETHEL ROAD (43220), being 1.39± acres located on the north side of Bethel Road, 480± feet west of Sawmill Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z04-009) (*TABLED 7/19/2004*)

Legislation Number: PN0176-2004

Drafting Date: 10/19/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: RULES & REFERENCE COMMITTEE PUBLIC HEARING NOTICE

Contact Name: Todd Dieffender, Legislative Aide to Council President Habash

Contact Telephone Number: 645-8564

Contact Email Address: tfdieffenderfer@columbus.gov

Body

The Rules & Reference Committee will hold a Public Hearing on October 28, 2004 at 3:30 P.M. in City Council Chambers located at 90 West Broad Street Columbus, Ohio 2nd Floor.