

Columbus City Bulletin



**Bulletin 9
March 1, 2003**



Proceedings of City Council

Vol. LXXXVIII

Saturday, March 1, 2003

NO. 9

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 5 MONDAY, FEBRUARY 24, 2003 AT 5:00 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Charleta B. Tavares, Patsy A. Thomas and President Matthew D. Habash.

There being a quorum present, Council adopted a motion to dispense with reading of the minutes of the previous session and to accept the journal as recorded.

Richard W. Sensenbrenner was absent for meeting on 02/24/2003.

APPOINTMENTS:

The following were hereby reappointed to serve on the Columbus Zoo Board: Laura D. Byrne and Jolene K. Hickman terms expiring December 31, 2005.

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. 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, and details pertaining to official actions of all city departments.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF MONDAY, FEBRUARY 24, 2003:**New Type: D1**

To: Lindo Mexico Restaurant Inc
DBA Lindo Mexico Restaurant
3203 Sullivant Ave
Columbus Ohio 43204

New Type: D5

To: W E E Inc
DBA Donericks Pub
1137-39 Worthington Woods Blv
Columbus Ohio 43085

New Type: D3

To: Edwards Communities Club LTD
5451 Edwards Farms Rd
Columbus Ohio 43221

New Type: C1, C2

To: LUC Quach Corp
DBA Lucs Asian Market
3201 Sullivant Ave
Columbus Ohio 43204

Transfer Type: D5, D6

To: Old Bag Of Nails Pub Hard Rd Inc
DBA The Old Bag Of Nails Pub
1985-89-93 Hard Rd
Columbus Ohio 43235

From: Rhinos Chop House & Pub LTD
DBA Rhinos Chop House & Pub
1985-89-93 Hard Rd
Columbus Ohio 43235

Transfer Type: D5, D6

To: Sodexho America LLC
DBA COSI
333 W Broad St & Patio
Columbus Ohio 43215
From: Sodexho Management Inc
DBA COSI
333 W Broad St & Patio
Columbus Ohio 43215

Transfer Type: C1, C2, D6

To: Beverage Ventures Inc
DBA Mavericks Carryout
2995 Morse Rd
Columbus Ohio 43231
From: Zack Of Ohio Inc
DBA Beer & Wine Emporium
2995 Morse Rd
Columbus Ohio 43231

Transfer Type: C1, C2, D6

To: Pit N Go Inc
DBA Ameristop Food Mart 29329
4111 Trabue Rd
Columbus Ohio 43228
From: CFM #29329 Inc
DBA Ameristop Food Mart 29329
4111 Trabue Rd
Columbus Ohio 43228

Transfer Type: C1, C2

To: H & L Grocery Store Inc
DBA H & L Grocery Store
44 N High St
Columbus Ohio 43215
From: H & L Grocery Store Inc
DBA H & L Grocery Store
440 Hillock Rd
Columbus Ohio 43207

To: Catfish Group LLC

DBA Legends Pub
2942 Hayden Rd
Columbus Ohio 43235
From: Kam Tam Inc
2942 Hayden Rd
Columbus Ohio 43235

Transfer Type: D1, D3, D3A

To: Somewhere Else TNT LLC
DBA Somewhere Else
1312 S High St
Columbus Ohio 43201
From: Skullys Bar & Grill Inc
Bsmt Level & Patio
1592-96 N High St
Columbus Ohio 43201

Transfer Type: C1, C2, D6

To: 1201 North Wilson Rd Inc
DBA Royers Beverage Drive Thru
1201 Wilson Rd
Columbus Ohio 43204
From: Royer Co Inc
DBA Royers Beverage Drive Thru
1201 Wilson Rd
Columbus Ohio 43204

ORDINANCES

ORD NO. 1856-01

To authorize the Director of the Department of Development to enter into contract with Columbus Sister Cities International, Inc.; and to authorize the expenditure of \$50,000 from the General Fund. (\$50,000.00)
 WHEREAS, it is necessary to enter into contract with Columbus Sister Cities International, Inc.; and
 WHEREAS, the contract is necessary for this not-for-profit organization to develop a business development-focused program with our Sister Cities; and
 WHEREAS, the Office of Business Assistance (OBA) is currently working closely with many of our Sister Cities on specific business development projects for small and medium sized Columbus companies; and
 WHEREAS, it is the intent of OBA to further promote business, government, and educational exchanges between our Sister Cities for long-term economic development; and now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:
 Section 1. That the Director of the Department of Development be, and is hereby authorized and directed to enter into contract with Columbus Sister Cities International, Inc. for the purpose of funding the Sister Cities programs.
 Section 2. That for the purpose as stated in Section 1, the expenditure of \$50,000.00 or so much thereof as necessary, be and is hereby authorized to be expended from the Department of Development, Economic Development Division, Department No.44-02, Fund No. 010, Object Level One 03, Object Level Three 3336, OCA Code 440314.
 Section 3. That this contract has been awarded pursuant to Section 329.09 of the Columbus City Codes.
 Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law
 Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0087-03

To authorize an appropriation of \$25,000.00, from the unappropriated monies in the Hester F. Dysart Paramedic Continuing Education Trust Fund, for the Division of Fire, Department of Public Safety, in order to provide funds for continuing education and training materials for medic personnel in the Division of Fire. (\$25,000.00)
 WHEREAS, the Division of Fire Training Bureau encourages participation in continuing education courses and seminars by medic personnel as technology advances and new protocols dictate that EMS personnel use the most professional methods available; and
 WHEREAS, the Division of Fire can utilize the lands in the Hester F. Dysart Paramedic Continuing Education Trust Fund for this purpose with the matching funds provisions as set forth in Ordinance No.1955-79; and
 WHEREAS, a situation exists in the usual daily operation of the Department of Public Safety, Division of Fire, No.30-04, in that it is necessary to appropriate said funds for the Division of Fire 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 from the unappropriated balance in the Rester F. Dysart Paramedic Continuing Education Trust Fund, Fund No.230, Department of Public Safety, Division of Fire, Division No.30-04, and from any and all sources estimated to come into said fund and unappropriated for any other purpose, the following sums are appropriated to the designed codes:

<u>Dept. No.</u>	<u>Character</u>	<u>Index Code</u>	<u>Amount</u>
30-04	02	631408	\$7,500.00
30-04	03	631408	\$17,500.00

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0141-03

To authorize the Columbus Fire Chief to accept a grant award from Sam's Club for the Neighborhood Heroes Program, and to appropriate \$1,200.00 from the unappropriated balance of the Special Revenue Private Grants Fund. (\$1,200.00)
 WHEREAS, the Columbus Division of Fire received a grant award from Sam's Club under its Sate Neighborhood Heroes Program; and
 WHEREAS, it is in the best interest of the City of Columbus for the Fire Chief to accept this grant; and
 WHEREAS, an appropriation is needed to cover costs associated with purchasing fire educational and safety materials and supplies; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS
 Section 1. That the Fire Chief be and he is hereby authorized and directed to accept a grant award in the amount of \$1,200.00 from Sam's Club for the Safe Neighborhood Heroes Program.
 Section 2. That from the unappropriated monies in the Special Revenue Private Grants Fund, Fund No.291, and from any and all sources estimated to come into said land and unappropriated for any other purpose during the fiscal year ending December 31, 2003, the sum of \$1,200.00 is appropriated to the Division of Fire as follows:

<u>Division</u>	<u>Fund</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
30-04	291	2211	343007	\$1,200.00

Section 3. That the monies in 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 this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0170-03

To authorize and direct the Safety Director to donate to the Columbus Ohio National Guard two 1993 Ford Crown Victorias which has no further value to the Division of Police and to waive provisions of the City Code-Sale of City Owned Personal Property.

WHEREAS, the Columbus Ohio National Guard is in need of cruisers to patrol the Rickenbacker Airport; and

WHEREAS, the Columbus Division of Police has two out of service cruisers to donate to the Columbus Ohio National Guard; and

WHEREAS, no City of Columbus Government Agency accept Police out-of-service cruisers; and

WHEREAS, it is in the best interest of the City that City Code 329.26 Sale of City-owned personal property be waived; now therefore

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

Section 1. That the Safety Director be and is hereby authorized and directed to donate two out-of- service 1993 Ford Crown Victoria police cruisers, BT #15160 and BT #15197, to the Columbus Ohio National Guard.

Section 2. That the Council of the City of Columbus finds it is in the best interests of the City that City Code 329.26 Sale of City-owned personal property, be and is hereby waived to permit the sale of these specific police cruisers to the Columbus Ohio National Guard.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0171-03

To authorize the Director of the Department of Development to terminate by mutual consent the 1998 Enterprise Zone Agreement with SBHI, Inc. and Retail Planning Associates, Inc.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985; and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law by letter dated June 12, 1985; and

WHEREAS, the Columbus City Council authorized the Development Director to enter into an Enterprise Zone Agreement (EZA) with SBHI Inc. and Retail Planning Associates, Inc., by legislation Ordinance No.2049-97 dated July 28, 1997; and

WHEREAS, subsequently, SBHI, the property owner, obtained a 10-year/100% tax abatement on the real property at the project site through a different program, the EPA Voluntary Action Program; and

WHEREAS, SBHI, Inc. is utilizing the EPA Voluntary Action Program tax abatement instead of the EZA tax abatement; and

WHEREAS, in its review of 2001 performance the City's Tax Incentive Review Council recommended that the EZA with SBHI, Inc. and Retail Planning Associates be terminated to eliminate redundancy and reporting requirements; and

WHEREAS, the City desires to terminate the EZA with SBHI, Inc. and Retail Planning Associates to eliminate redundancy and reporting requirements for the City and for the companies; and now, therefore,

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

Section 1. That the Director of Development be authorized to terminate by mutual consent the Enterprise Zone Agreement with SBHI, Inc. and Retail Planning Associates, Inc.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0172-03

To authorize the Public Service Director to enter into a Guaranteed Maximum Cost Agreement with the State Sixth LLC for the construction of downtown streetscape improvements on Sixth Street and State Street for the Transportation Division; to waive the competitive bidding requirements of the Columbus City Code, 1959, and to authorize the expenditure of \$40,000.00 from the Voted 1995, Voted 1999 Streets and Highways Fund. (\$40,000.00)

WHEREAS, the need exists to enter into a Guaranteed Maximum Cost Agreement for the construction of new downtown streetscape improvements on Sixth Street and State Street, and

WHEREAS, this project will provide improvements to the public right-of-way that meet or exceed the standards of the Downtown Streetscape Plan, and

WHEREAS, this streetscape project will greatly enhance the appearance of the pedestrian environment and complement adjacent private sector investments, and

WHEREAS, in order to allow streetscape projects and their adjacent private sector projects to proceed on schedule, streetscape applications were approved conditioned on the City's ability to fund new projects and City Council approval of the necessary legislation, and

WHEREAS, it is in the best interest of the city to waive the formal competitive bidding requirements of the Columbus City Code, 1959, and that this agreement be awarded in accordance with Section 186 of the Columbus City Charter, now, therefore,

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

SECTION 1. That the Public Service Director be and is hereby authorized to enter into a Guaranteed Maximum Cost Agreement the State Sixth LLC for the construction of downtown streetscape improvements on Sixth Street and State Street for the Transportation Division in the amount of \$40,000.00 pursuant to Section 186 of the Columbus City Charter.

SECTION 2. That in accordance with Section 329.27 of the Columbus City Code, City Council has determined that it is in the best interest of the City of Columbus that the formal competitive bidding requirements of Chapter 329 be and are hereby waived for the procurement of engineering and construction services pursuant to this Guaranteed Maximum Cost Agreement.

SECTION 3. That the expenditure of \$40,000.00, or so much thereof as may be necessary be and is hereby authorized and approved as follows:

Div	Fund	OCA Code	Object Level 1	Object Level 3	Project	Title	Amount
59-09	704	530801	06	6631	530801	Downtown Streetscape Improvements	\$40,000.00

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0173-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with C & L Erectors & Riggers, Inc. and Wood Recovery Systems Inc. for the purchase of woodchips for the Division of Sewerage and Drainage, and to authorize the expenditure of \$60,000.00 from the Sewerage System Operating Fund. (\$60,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with C & L Erectors & Riggers Inc. and Wood Recovery Systems Inc. for the purchase of woodchips for the Division of Sewerage and Drainage; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to establish a blanket purchase order for the purchase of woodchips with C & L Erectors & Riggers Inc. and Wood Recovery Systems Inc. for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$60,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, as follows, to pay the cost thereof.

Department of Public Utilities				
Dept. No	Object Level One	Object Level Three	OCA Code	Amount
60-05	02	2209	605899	60,000.00

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0174-03

To authorize the Finance Director to establish Blanket Purchase Orders for Moyno Replacement Pump Parts from established Universal Term Contracts with Moyno, Inc., and Westcoast Rotor, Inc., for the Division of Sewerage and Drainage; to authorize the expenditure of \$250,000.00 from the Sewerage System Operating Fund. (\$250,000.00)

WHEREAS, the Purchasing Office has established Universal Term Contracts with Moyno, Inc., and Westcoast Rotor, Inc., for the option to obtain Moyno Replacement Pump Parts; and,

WHEREAS, the Division of Sewerage and Drainage desires to establish Blanket Purchase Orders with Westcoast Rotor, Inc. and Moyno, Inc., for the purchase of Moyno Replacement Pump Parts based on the Universal Term Contracts which the Purchasing Office has established; now, therefore,

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

Section 1. That the Finance Director be and he is hereby authorized to establish Blanket Purchase Orders for Moyno Replacement Pump Parts from Universal Term Contracts established by the Purchasing Office with Westcoast Rotor, Inc. and Moyno, Inc., for the Division of Sewerage and Drainage. Department of Public Utilities.

Section 2. That the expenditure of \$250,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No.650, as follows:

Division No.60-05 - Department of Public Utilities

OCA	Object Level One	Object Level Three	Amount
605030	02	2245	\$ 80,000.00
605063	02	2245	\$ 50,000.00
605089	02	2245	\$ 20,000.00
Total			\$250,000.00

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.
 Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest,
 Andrea Blevins, Acting City Clerk.

ORD NO. 0175-03

To authorize the Director of Finance to establish a Blanket Purchase Order with Safety Solutions, Incorporated for the purchase of Safety Shoes from a Universal Term Contract for the Division of Sewerage and Drainage; and to authorize the expenditure of \$50,000.00 from the Sewerage System Operating Fund. (\$50,000.00)

WHEREAS, the Purchasing Office has established a Universal Term Contract with Safety Solutions Incorporated for the option to obtain Safety Shoes; and,

WHEREAS, the Division of Sewerage and Drainage desires to establish a Blanket Purchase Order in the amount of \$50,000.00 for the purchase of Safety Shoes based on said Universal Term Contract; and,

WHEREAS, a blanket purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; now, therefore

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

Section 1. That the Finance Director be and he is hereby authorized to establish a Blanket Purchase Order for the option to obtain Safety Shoes from a Universal Term Contract with Safety Solutions, Incorporated for the Division of Sewerage and Drainage, Department of Public Utilities.

Section 2. That the expenditure of \$50,000.00, or so much thereof as may he necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No.650, as follows:

OCA	Object Level One	Object Level Three	Amount
605402	02	2222	\$50,000.00
TOTALS			\$50,000.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0176-03

To authorize the Public Utilities Director to enter into a contract with Asplundh Tree Expert Company for power line clearance services for the Division of Electricity and to authorize the expenditure of \$195,000.00 from the Division of Electricity Operating Fund. (\$195,000.00)

WHEREAS, power line clearance services are required by the Division of Electricity for maintenance of distribution and street lighting circuits; and

WHEREAS, bids were solicited and formally opened by the Director of Public Utilities on December 18, 2002; and

WHEREAS, an award to Asplundh Tree Expert Co. is recommended based upon the only bid received for said services; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Public Utilities Director be and is hereby authorized to enter into a contract with Asplundh Tree Expert Company for power line clearance services in the amount of \$195,000.00, based upon the bid received and opened on December 18, 2002.

SECTION 2. That to pay the cost of the aforesaid contract, the expenditure of \$195,000.00, or so much thereof as may be needed, is hereby authorized from Division of Electricity, Division No.60-07, Fund 550, Object Level Three 3375, and is to be disbursed among OCA Codes as follows:

OCA	AMOLNT
606764	\$180,000.00
606772	15,000.00
	\$195,000.00

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0177-03

To authorize the Director of the Department of Public Utilities to execute those documents necessary to grant a quitclaim deed of encroachment easement to River's Edge One, to waive the competitive bidding of the Columbus City Codes (1959) Revised.

WHEREAS, the City of Columbus, Ohio is the owner of that real property southwest of State Route 161 and Riverside Drive along Griggs Reservoir; and

WHEREAS, it was discovered that an asphalt driveway currently encroaches upon on a portion of the subject property, which is also leased to the City of Dublin, Ohio for use as a nature preserve; and

WHEREAS, the owner of the driveway, River's Edge One, has requested that they be granted the right to encroach up the City's property; and

WHEREAS, the City of Dublin, as a "Lessee" of the subject property, has to consent to granting of the easement; and

WHEREAS, the Department of Public Utilities, Division of Water has determined that granting of an encroachment easement will not adversely affect the City and should be allowed; and

WHEREAS, the Real Estate Division, Department of Law, has determined that the value of the encroachment easement to be \$1,500.00 dollars; now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be and hereby is authorized to execute those documents, prepared by the City Attorney's Office, Department of Law, Real Estate Division, necessary to grant a quitclaim deed of encroachment easement unto River's Edge One in and to the following described real property wit:

Encroachment Easement

Situated in the State of Ohio, County of Franklin, City of Dublin, in Quarter Township 3, Township 2, Range 19, United States Military Lands, being part of the 2.96 Acre tract conveyed to the City of Columbus in Deed Book 314 Page 567, all records being of the Recorder's Office, Franklin County, Ohio, unless otherwise noted, and being more particularly described as follows:

Commencing at a point at the intersection of the centerline of U.S. Route 33 with the centerline of State Route 161, said point also being the northeast corner of a 2.855 Acre tract conveyed to River's Edge One in Official Record Volume 5719, Page B-19;

Thence, along part of the north line of said 2.855 Acre tract, South 05 degrees 05 minutes 18 seconds West 276.25 feet to a found iron pin at angle point in said north line;

Thence, continuing along part of north line of said 2.855 Acre tract, South 73 degrees 01 minute 14 seconds West, 137.03 feet to a found iron pin at the northwest corner of said 2.855 Acre tract and the True Beginning of the parcel herein intended to be described;

Thence, along part of the west line of said 2.855 Acre tract, South 18 degrees 43 minutes 30 seconds East, 186.68 feet to set mag nail at an angle point in said west line;

Thence, continuing along part of the west line of said 2.855 Acre tract, South 16 degrees 50 minutes 09 seconds East, 113.70 feet to a point at an angle point in said west line;

Thence, across part of said 2.96 Acre tract, South 73 degrees 09 minutes 51 seconds West, 20.00 feet to a set iron pin;

Thence, continuing across part of said 2.96 Acre tract, North 18 degrees 23 minutes 30 seconds West, 300.33 feet to a set iron pin in the north line of said 2.96 Acre tract;

Thence, along part of the north of said 2.96 Acre tract, North 73 degrees 01 minutes 14 seconds East 20.22 feet to the True Point of Beginning, Containing 0.153 Acres.

Iron pins set are 30" x 1" O.D. with an orange plastic inscribed "P.S. 6579." Basis of bearings is South 16 degrees 08 minutes 54 seconds East on the centerline of U.S. Route 33 as recorded in Official Record Volume 5719 Page B-19. This description is based on a field survey by Myers Surveying Company. Inc. in April 2001.

Section 2 That the One Thousand Five Hundred Dollars (\$1,500.00), to be received by the City as consideration for the subject encroachment easement rights to be granted shall be deposited in the proper City fund as determined by the City Auditor.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0203-03

To authorize the Director of the Department of Development to terminate the existing Enterprise Zone Agreement (EZA) with Micro Electronics, Inc. and to end the real and personal property tax abatements provided for in the EZA, with or without the written consent of Micro Electronics, Inc. and the owner of the real property.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985, and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law, by letter, dated June 12, 1985; and

WHEREAS, the Columbus City Council approved an Enterprise Zone Agreement (EZA) for Micro Electronics, Inc. and Pizzuti Equities, Inc. on July 28, 1997 by Ordinance No.2050-97; and

WHEREAS, in its review of 2001 performance, the City's Tax Incentive Review Council determined that Micro Electronics, Inc. had not met the job creation and retention called for by the EZA and recommended that the EZA be terminated. and

WHEREAS, the City has determined that Micro Electronics has not met the job creation. job retention and personal property investment called for in the EZA and will be unlikely to achieve those levels at the Charter Street facility in the next several years; and

WHEREAS, the City has determined that the company's business needs and the EZA are no longer compatible; 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 terminate the Enterprise Zone Agreement (EZA) between the City and Micro Electronics, Inc. and to end the real and personal property abatements provided for in the EZA, with or without the written consent of Micro Electronics and the owner of the real property. If Micro Electronics and the owner of the real property agree in writing to the termination, the Director of Development shall agree to not attempt to reclaim property taxes forgone in past years as a result of the EZA abatement.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0204-03

To authorize the Director of the Department of Development to terminate the existing Enterprise Zone Agreement (EZA) with PH Group and Parker Industrial LLC and to end the real and personal property tax abatements provided for in the EZA, with or without the written consent of the companies.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985; and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law, by letter, dated June 12, 1985; and

WHEREAS, the Columbus City Council approved an Enterprise Zone Agreement (EZA) for PH Group Inc. and Parker Industrial LLC by Ordinance 2896-98 adopted November 16, 1998; and

WHEREAS, in its review of 2001 performance, the City's Tax Incentive Review Council determined that PH Group Inc. had not met the job creation and retention called for by the EZA and recommended that the EZA be modified; and

WHEREAS, the City has determined that PH Group Inc. has not met the job creation/retention and inventory investment levels called for in the EZA and will be unlikely to achieve those levels in the next several years; 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 terminate the Enterprise Zone Agreement (EZA) between the City and PH Group Inc. and Parker Industrial LLC and to end the real and personal property abatements provided for in the EZA, with or without the written consent of the companies. If the companies agree in writing to the termination. the Director of Development shall agree to not attempt to reclaim property taxes forgone in past years as a result of the EZA abatement.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0205-03

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement between the City and Marketing Services by Vectra, Inc. and Business Park Company by including the facility's tenant Full Court Press as a party to the Agreement, by requiring future tenants to become parties to the Agreement, by eliminating the job creation requirement, by increasing the job retention requirement to include 12 FT temporary positions, and including a requirement that for each future year the number of FT permanent jobs retained falls below 204 the length of the abatement term will be decreased by one year.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985; and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law, by letter, dated June 12, 1985; and

WHEREAS, the Columbus City Council approved an Enterprise Zone Agreement (EZA) for Marketing Services by Vectra, Inc. and Business Park Company on May 22, 1995 by Ordinance No. 1168-95; and

WHEREAS, in its review of 2001 performance, the City's Tax Incentive Review Council determined that Marketing Services by Vectra had not met the job creation and retention called for by the EZA and recommended that the EZA be modified and the terms reduced; and

WHEREAS, the City has determined that the property investment and payroll goals called for in the EZA and application have been met and even exceeded; and

WHEREAS, the City has determined that Vectra is currently meeting most (84%) of the job retention goal called for in the EZA (100% if the jobs of tenant Full Court Press are included), despite industry changes and a depressed economy; and

WHEREAS, the City believes that the job creation called for in the EZA is no longer realistic given the sweeping technological changes and competitive pressures transforming Vectra's industry (printing, publishing and graphic arts); and

WHEREAS, the City believes it is in the best interest of job preservation and economic development to amend the existing EZA by eliminating the job creation requirement while preserving the job retention requirement and leaving the rate of exemption unchanged; 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 amend the Enterprise Zone Agreement (EZA) between the City and Marketing Services by Vectra, Inc. and Business Park Company, by including the existing tenant Full Court Press as a party to the EZA, by requiring future tenants to become parties to the EZA, by eliminating the job creation requirement, by increasing the job retention requirement to include 12 FT temporary positions. and by including a requirement that for each future year the number of FT permanent jobs retained falls below 204 the length of the abatement term will be decreased by one year

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0206-03

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement between the City and Bicentennial Plaza Limited and Cambridge Technology Partners, Inc. by extending the period for job creation to 2005 and allowing tenants to be added to the EZA and their jobs to be counted.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985; and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law, by letter. dated June 12, 1985; and

WHEREAS, the Columbus City Council approved an Enterprise Zone Agreement (EZA) for Bicentennial Plaza Limited and Cambridge Technology Partners. Inc. by Columbus City Council Ordinance 1781-97, adopted July 14, 1997; and

WHEREAS, in its review of 2001 performance, the City's Tax Incentive Review Council determined that the project had not met the job creation/retention called for by the EZA and recommended that the EZA be terminated; and

WHEREAS, unanticipated changes in business conditions have adversely affected the project's job creation/retention performance in the last several years; and

WHEREAS, the City has determined that the project has already achieved the property investment goals called for in the EZA, that part of the job creation/retention and payroll goals have been achieved, and that in fact more jobs have been created than are currently being counted through the standard reporting mechanism; and

WHEREAS, the City is convinced that the setback due to the depressed economic conditions is temporary and that the project will soon be back on the road to success; and

WHEREAS, the project is of strategic importance in the City's downtown revitalization efforts; and

WHEREAS, the City believes it is in the best interest of job preservation and economic development to amend the existing EZA rather than terminating it; 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 amend the Enterprise Zone Agreement (EZA) between the City and Bicentennial Plaza Limited and Cambridge Technology Partners, Inc. by extending the period for job creation to 2005 and allowing tenants to be added to the EZA and their jobs to be counted.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0207-03

To authorize the Director of the Department of Development to terminate by mutual consent the CRA Agreement with Seven Seventeen HB Philadelphia Corporation No.2.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by Ordinance No.779-85, dated April 25, 1985; and

WHEREAS, the Ohio Development Director approved this designation under State of Ohio Enterprise Zone law. by letter, dated June 12, 1985; and

WHEREAS, the Columbus City Council authorized the Development Director to enter into a CRA Agreement with Seven Seventeen HB Philadelphia Corporation No. by Ordinance No.1093-96, dated May 13, 1996; and

WHEREAS, subsequently, Seven Seventeen RB Philadelphia Corporation No.2 obtained a tax abatement on the real property at the project site through an EPA program; and

WHEREAS, Seven Seventeen RB Philadelphia Corporation No.2 is using the EPA tax abatement instead of the CRA tax abatement; and

WHEREAS, in its review of 2001 performance, the City's Tax Incentive Review Council recommended that the CRA Agreement with Seven Seventeen RB Philadelphia Corporation No. 2 be terminated to eliminate redundancy and reporting requirements; and

WHEREAS, the City desires to terminate the CRA Agreement with Seven Seventeen RB Philadelphia Corporation No. 2 to eliminate redundancy and reporting requirements for the City and for the company; and now, therefore,

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

Section 1. That the Director of Development be authorized to terminate by mutual consent the Community Reinvestment Area Agreement with Seven Seventeen RB Philadelphia Corporation No.2, Inc.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0210-03

To rezone 2832 SUNBURY ROAD (43219), being 2.10± acres located on the east side of Sunbury Road, 240± feet north of Agler Road, From: AR-3, Apartment Residential District, and SR, Suburban Residential District, To: R-2, Residential District.

WHEREAS, application #Z02-072 is on file with the Building Services Division of the Department of Development requesting rezoning of 2.10± acres from AR-3, Apartment Residential District, and SR, Suburban Residential District, to R-2, Residential District.

WHEREAS, the North East Area Commission recommendation is unavailable due to inactive status; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the applicant's request to rezone to the R-2, Residential District allows for the construction of one single-family dwelling on each of the proposed six lots consistent with the established development pattern of the area, now, therefore:

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

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

2832 SUNBURY ROAD (43219), being 2.10± acres located on the east side of Sunbury Road, 240i feet north of Agler Road, and being more particularly described as follows:

ZONING DESCRIPTION

2.1 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 2, Township 1, Range 17, United States Military Lands and being a part of Tax Parcel 010-100702 and described as follows:

Beginning at the northeasterly corner of Lot 1455 of "Resubdivision of Part of Somerset No. 5 and No.1";

thence South 14° 11' 39" East, a distance of 295.3 feet to the southwesterly corner of Lot 1451 of said subdivision;

thence South 89° 21' 00" West, a distance of 381.7 feet to the easterly right-of-way line of Sunbury Road;

thence North 13° 06' 20" East, with said easterly right-of-way line, a distance of 314.3 feet;

thence South 86° 15' 49" East, a distance of 238.5 feet to the Point of Beginning and containing 2.1 acres, more or less.

This description was prepared from existing records and is to be used for zoning purposes only.

To Rezone From: from AR-3, Apartment Residential District, and SR, Suburban Residential District,

To: R-2, Residential District

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the R-2, 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.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0211-03

To rezone 955 EAST DUBUN-GRANVELLE ROAD (43229), being 1.02± acres located at the southwest corner of East Dublin-Granville Road and North Meadows Boulevard. From: C-4, Commercial District, To: CPD, Commercial Planned Development District.

WHEREAS, application #Z02-076 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.02± acres from C-4, Commercial District to CPD, Commercial Planned Development 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 applicant requests the CPD, Commercial Planned Development District to develop the site with a convenience store and restaurant with gasoline sales and the proposed development is consistent with development patterns that have been established in the area, now, therefore:

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

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

955 East Dublin-Granville Road (43229), being 1.02± acres located at the southwest corner of East Dublin-Granville Road and North Meadows Boulevard, and being more particularly described as follows:

Parcel I:

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 4, Township 2, Range 18, United States Military Lands, being part of 5.302 acres out of that 6.570 acre tract conveyed to North Meadows Associates, by deed of record in Official Record Volume 671 0F04. Bounded and Described as follows:

Commencing at a magnetic nail set at the intersection of the Southerly right-of-way of Dublin-Granville Road, so called, also know as State Route 161, 50 called, and the Easterly line of Indianola Acres, a subdivision of record in Plat Book 21, Page 24.

Thence South 83 degrees 19 minutes 46 seconds East along the Southerly right-of-way of Dublin-Granville Road, a distance of 240.09 feet to a magnetic nail set, said point also being the true point of beginning.

Thence continuing South 83 degrees 19 minutes 46 seconds East along said line, a distance of 48.02 feet to a point, from said point an iron pipe can be found 0.02 feet South and 0.21 feet East.

Thence South 04 degrees 58 minutes 15 seconds West, a distance of 164.33 feet to a magnetic nail set. Thence South 74 degrees 39 minutes 12 seconds East, a distance of 62.94 feet to a magnetic nail set.

Thence South 85 degrees 01 minutes 45 seconds East, a distance of 103.20 feet to an iron bar found on the Westerly right-of-way of North Meadows Boulevard, so called.

Thence traversing a curve to the left along the Westerly right-of-way of North Meadows Boulevard, said curve having a central angle of 06 degrees 05 minutes 53 seconds, a radius of 330.00 feet, a tangent of 17.58 feet, a chord bearing of South 00 degrees 31 minutes 10 seconds West, and a chord length of 35.11 feet, a distance of 35.12 feet to a magnetic nail set

Thence North 85 degrees 01 minutes 45 seconds West, a distance of 215.83 feet to a magnetic nail set.

Thence North 04 degrees 58 minutes 15 seconds East, a distance of 212.10 feet to the true point of beginning.

Containing 16,311.46 square feet or 0.374 acres subject to all easements of record or now in use.

Bearing used herein are based on a centerline bearing South 04 degrees, 58 minutes, 15 seconds West for the centerline of North Meadows Boulevard as recorded on Dedication of North Meadows Blvd., State Route 161, Hillery Road and Utility Easements, Franklin County Plat Book 34, Page 5.

All ½" galvanized steel pipe set are marked with a cap bearing company name and P.S. 7476.

The above description is based on a field survey performed by Matthew D. Lewandowski, State of Ohio P.S. no. 7476, on June 13, 2002.

Parcel II:

Part of the 5.158 acre tract of land conveyed to Walmar Corporation by Deed Volume 2334 Page 103, part of the 30.8188 acre tract conveyed to Walmar corporation as found in Deed Volume 2334 Page 100, and part of that certain land as described in the assignment of lease as re-

recorded on April 8th, 1981, as found in Franklin County Recorder's Official Record 00745, Page B16, City of Columbus, Franklin County, Ohio, bounded and described as follows:

Commencing at a ¾" iron pipe found at the intersection of the Southerly right-of-way of State Route 161, so called, also known as Dublin-Granville Road, so called, and the Westerly right-of-way of North Meadows Boulevard, so called, said point being the true point of beginning.

Thence South 04 degrees 58 minutes 15 seconds West along the Westerly right-of-way of North Meadows Boulevard, a distance of 158.15 feet to a point, from said point an iron pipe can be found 0.09' South and 0.23' West.

Thence traversing a curve to the left along the Westerly right-of-way of North Meadows Boulevard, said curve having a radius of 330.00 feet, a central angle of 01 degrees 24 minutes 09 seconds, a tangent length of 4.04 feet, a chord direction of South 4 degrees 16 minutes 11 seconds West, a chord length of 8.08 feet, a distance of 8.08 feet to an iron bar found.

Thence North 85 degrees 1 minute 45 seconds West, a distance of 103.20 feet to a magnetic nail set. Thence North 74 degrees 39 minutes 12 seconds West, a distance of 62.94 feet to a magnetic nail set.

Thence North 4 degrees 58 minutes 15 seconds East, a distance of 164.33 feet to a point on the Southerly right-of-way of Dublin-Granville Road, from said point an iron pipe can be found 0.02' South and 0.21 feet East.

Thence South 83 degrees 19 minutes 46 seconds East, a distance of 87.24 feet to a ½" galvanized steel pipe set on the Southerly right-of-way of Dublin-Granville Road.

Thence South 79 degrees 59 minutes 37 seconds East, a distance of 78.11 feet to the true point of beginning.

Containing 28,055.40 square feet or 0.644 acres subject to all easements of record or now in use.

Bearing used herein are based on a centerline bearing South 04 degrees, 58 minutes, 15 seconds West for the centerline of North Meadows Boulevard as recorded on Dedication of North Meadows Blvd., State Route 161, Hillery Road and Utility Easements, Franklin County Plat Book 34, Page 5.

All ½" galvanized steel pipe set are marked with a Cap bearing company name and P.S.7476.

The above description is based on a field survey performed by Matthew D. Lewandowski, State of Ohio P.S. no.7476, on June 13, 2002.

**To Rezone From: C-4, Commercial District,
To: CPD, Commercial Planned Development District.**

Section 2. That a Height District of Thirty-five (35) 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, "CPD PLAN Z02-076," and text titled, "COMMERCIAL PLANNED DEVELOPMENT TEXT," both signed by Richard C. Brahm, Attorney for the applicant, and dated December 20, 2002, and reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPERTY ADDRESS:	955 E. Dublin Granville Road
OWNER:	BP Products North America, Inc. & North Meadows Associates
APPLICANT:	BP Products North America, Inc.
DATE:	December 20, 2002
APPLICATION NO.:	Z02-076

I. INTRODUCTION: The subject property is 1.00-acre site located on the southwest corner of Dublin-Granville Road (S.R. 161) and North Meadows Boulevard. Currently, a vacant drive-through restaurant occupies the site. BP intends to demolish the existing building and redevelop the site with a convenience store and enclosed restaurant, fuel sales, canopy, and outdoor display areas. Because the site is zoned C-4, it must be rezoned to CPD to permit both gas sales and a convenience store with a restaurant. The CPD zoning will also ensure appropriate development standards for the Property.

II. PERMITTED USES: A convenience store, restaurant, fuel sales, canopy, and outdoor display areas shall be permitted on the Property.

III. DEVELOPMENT STANDARDS: Except as otherwise listed in this Commercial Planned Development Text, the development standards contained in Columbus City Code Chapter 3355 for C-4, Commercial District, shall apply to the Property.

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

1. Store Location. The combined convenience store and restaurant building shall be located in the area designated as "Building Envelope" on the CPD Site Plan submitted with this rezoning dated December 20, 2002 (the "Site Plan").

2. Canopy and Pump Island Location. The canopy and pump islands shall be located in the area designated as "Canopy Envelope" on the Site Plan.

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

1. Curb Cuts. Unless otherwise approved by the Transportation Division, the curb cuts shall be located as shown on the Site Plan.

2. Parking Requirements. So long as the Property is used as a convenience store with restaurant, fuel sales and outdoor display areas, parking requirements for the Property, including that building area used as an ancillary eating area, parking shall be calculated at 1 parking space for each 250 square feet of gross floor area.

3. Sidewalks. A sidewalk constructed of broom-finished concrete shall be installed in the right-of-way of North Meadows Boulevard along the east Property line.

4. Lot Coverage. Lot coverage shall not exceed eighty percent of the total Property area. Lot coverage includes structures and paved areas, but not internal sidewalks or bikeways.

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

1. Landscape Plan. The Subject Property shall be landscaped as shown on the Site Plan.

2. Miscellaneous Commitments.

a. The landscaping required in this section shall count towards satisfying the landscaping requirements of Columbus City Code Chapter 3342.

b. Landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like materials at the next planting season or within 6 months, whichever occurs sooner.

c. The minimum size of any trees at installation shall be 2.5 inch caliper for deciduous, 5 feet high for evergreen, and 1.5 inch caliper for ornamental.

3. Dumpster Screening. As required by C.C.C. 3342.09, dumpsters shall be screened from view on all sides. In addition, three of the sides shall be screened with either a minimum 6-foot high wood fence or brick wall.

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

1. Rooftop Mechanicals. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully

screened from view from ground level by landscaping or any fence or wall using comparable and compatible materials as the building materials.

2. Canopy Height. The canopy shall not exceed 22 feet in height.

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

1. Lighting.

a. All external lighting shall be cutoff-type fixtures (down-lighting). However, buildings and landscaping may be up-lighted from a concealed source so long as such up-lighting does not interfere with safe vehicular movement.

b. Parking lot lighting shall be no higher than 18 feet.

c. All exterior lighting shall be from the same manufacturer type and style.

d. Canopy ceiling light fixtures shall not extend below the lowest edge of the canopy.

2. Outdoor Display Areas.

a. Location. Outdoor display areas shall only be located (i) at the south end of the pump islands and (ii) on the sidewalk in front of the building, except that propane tanks and an ice machine may be located on the sidewalk along the side of the building. Said sidewalks must be at least eight feet wide.

b. Size. Outdoor display areas located on the sidewalk in front of the building shall not exceed three feet in depth, twelve feet in width, and three feet in height. Outdoor display areas located at the end of pump islands shall not exceed three feet in depth, three feet in width and three feet in height.

c. Materials. The outdoor display areas shall contain only those items normally and customarily sold by a convenience store and other seasonal items and products, including but not limited to, firewood, mulch, flowers, Christmas wreaths, etc.

3. Outdoor Sounds. No outdoor speakers shall be permitted on the Property other than an intercom system for communication between the pump islands and the convenience store.

F. Graphic Commitments. The applicable graphics standards shall be those contained in Columbus City Code Article 15 as they apply to C-4, Commercial Planned Development District. Any variances or special permits shall be granted by the City of Columbus Graphics Commission.

G. Miscellaneous Commitments.

1. Site Plan Revision Allowance. The Property shall be developed in accordance with the Site Plan; however, the Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data established at the time of development and engineering plans are completed. The Director of the Department Development or the Director's designee may approve any slight adjustment to the Site Plan upon submission of the appropriate data regarding the proposed adjustment.

2. Deviations from Standard Development Requirements.

a. Minimum Yard. Section 3361.04(A) requires a minimum front, side, and rear yard unless the text specifies otherwise. This CPD text and site plan specifies otherwise by applying C4 development standards and committing to the landscape plan shown on the Site Plan.

b. Minimum Parking Space. Section 3342.28 requires one parking space to be provided for each 75 square feet of a building's gross floor area dedicated to restaurant use. This text requires one parking space to be provided for each 250 square feet of gross floor area even if it is dedicated to restaurant use so long as the building is used as a convenience store with restaurant, fuel sales, and outdoor display area.

IV. CPD REQUIREMENTS.

A. Natural Environment: The Property is a developed lot located near along a state highway and near a major interstate. The surrounding area is developed with commercial uses and covered with impervious surfaces.

B. Existing Land Use: A vacant drive-through restaurant.

C. Transportation and Circulation: The Property will have one curb cut onto the Dublin-Granville Road service drive and one curb cut onto North Meadows Boulevard. Customers will also access the Property from the adjacent shopping center. The site has been developed to accommodate the proposed realignment of North Meadows Boulevard with Busch Boulevard.

D. Visual Form of the Environment: The Property is adjacent to a strip shopping center and across the street from a large grocery store.

E. View and Visibility: The Property is visible from Dublin-Granville Road.

F. Proposed Development: A convenience store with restaurant, fuel sales, canopy and outdoor display areas.

G. Behavior Patterns: The Property will serve existing traffic traveling on Dublin-Granville Road for other retail shopping needs as well as travelers using Interstate 71.

H. Emissions: No adverse effect from emissions shall result from the proposed development.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0212-03

To rezone 2200 JOYCE AVENUE (43219), being 8.18± acres located on the east side of Joyce Avenue, 280± feet south of Hudson Street, From: C-4, Commercial and R-2, Residential Districts, To: L-AR-12, Limited Apartment Residential District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to begin construction as soon as possible for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

WHEREAS, application #Z02-090 is on file with the Building Services Division of the Department of Development requesting rezoning of 8.18± acres from 0-4, Commercial and R-2, Residential Districts to LAR-12, Limited Apartment Residential District; and

WHEREAS, the North central Area commission recommends approval of said zoning change; and

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

WHEREAS, the city Departments recommend approval of said zoning change because this rezoning is a requirement of Council Variance CVOI-003 (Ordinance #0398-01), passed March 19, 2001. The applicant requests the L-AR-12, Limited Apartment Residential District to allow for a 50-unit multi-family residential development. The proposal is consistent with the land use recommendations of The North Central Plan. The limitation text establishes development standards addressing density, landscaping, preservation of the creek/ravine system, and lighting, now, therefore:

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

Section 1. That the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

2200 JOYCE AVENUE (43219), being 8.18+ acres located on the east side of Joyce Avenue, 280i feet south of Hudson Street, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, and being 8.184 acres of land more or less, and said 8.184 acre tract of land being all of the

following 4 tracts of land, a 0.5949 acre tract of land belonging to John Jordan of record in Deed Book 3783, page 795, a 1.514 acre tract of land belonging to John E. Jordan Jr. of record in Deed Book 3710 page 200, a 1.78 acre tract of land belonging to John E. Jordan Jr. of record on Deed Book 3710, page 200, a 4.295 acre tract of land Reserve A of Duxberry Park Addition Subdivision, belonging to John E. Jordan Jr. of record in Deed Book 3710 page 200, all records referred to within this legal description are of record at the Franklin County Recorders Office, Franklin County, Ohio, and said 8.184 acre tract of land being more particularly described as follows:

Beginning for reference at a point, said point being located at the intersection of centerlines of Joyce Avenue, and East Hudson Street, Thence along the said centerline of Hudson Street, 5 86° 34' 00" E, a distance of 165.30 feet to a point, said point being located at the True Point of Beginning of the herein described 8.184 acre tract of land;

Thence from said True Point of Beginning along the said centerline of Hudson Street, S 86° 34' 00" E, a distance of 25.03 feet to a point; Thence, S 03° 35' 51" W, a distance of 353.15 feet to a point; Thence, S 87° 15' 00" E, a distance of 388.25 feet to a point, Thence, S 02° 45' 00" W, a distance of 200.00 feet to a point; Thence, N 87° 15' 00" W, a distance of 154.31 feet to a point; Thence, S 02° 45' 00" W, a distance of 343.49 feet to a point; said point being located in the northerly right-of-way line of Cordell Avenue (50 feet wide);

Thence along said northerly right-of-way line, N 86° 20' 00" W, a distance of 582.04 feet to a point, said point being located at the intersection of the said northerly right-of-way line of Cordell Avenue and the easterly right-of-way line of Joyce Avenue (60 feet wide);

Thence along said easterly property line of Joyce Avenue, N 13° 32' 00" E, a distance of 631.00 feet to a point;

Thence, S 86° 34' 00" E, a distance of 221.87 feet to a point;

Thence, N 03° 35' 51" E, a distance of 276.12 feet to the True Point of Beginning and containing 8.184 acres of land more or less.

To Rezone From: C-4, Commercial and R-2, Residential Districts,

To: L-AR-12, Limited Apartment Residential District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-AR-1 2, Limited Apartment 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-AR-12, Limited Apartment Residential 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 DEVELOPMENT PLAN," signed by Jeffrey L. Brown, Attorney for the applicant, dated January 16, 2003, and reading as follows:

**LIMITATION OVERLAY TEXT
DEVELOPMENT PLAN**

PROPOSED DISTRICT: L-AR-12
 PROPERTY ADDRESS: 2200 Joyce Avenue
 OWNER: Columbus Elderly Housing, LP
 APPLICANT: NRP Group, Inc.
 DATE OF TEXT: 1/16/03
 APPLICATION NUMBER: Z02-090

1. INTRODUCTION: The proposed zoning is a follow-up application for the council variance which permits multi-family units.

2. PERMITTED USES: Those uses permitted in Chapter 3333 of the Columbus City Code.

3. DEVELOPMENT STANDARDS: Unless otherwise indicated the applicable development standards of Chapter 3333 of the Columbus City Code shall apply.

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

1. Maximum number of dwelling units shall be 50 units.

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.

C. Buffering, Landscaping, Open space and/or Screening commitments.

1. The developer shall maintain as open space the area from the top of the bank on the north side of the creek southward to the southwest corner of the site.

2. The developer shall install an undulating mound approximately 2-4 feet high along the north property line adjacent to the existing grocery store along with a wood board on board fence approximately 6 feet in height, which may be located along said property line and shall install at least ten evergreen trees on said mound.

3. The developer shall install three shade trees along the Joyce Avenue frontage between the creek and the north property line.

4. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.

5. All trees meet the following minimum size at the time of planting:

Shade trees 2 ½ " caliper; Ornamental trees 1 ½" caliper; Evergreen trees 5 feet in height. Tree caliper is measured six (6) inches from the ground.

D. Building design and/or Interior-Exterior treatment commitments. N/A.

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. Maximum height of light poles shall be fourteen (14) feet.

F. Graphics and Signage commitments. N/A. G Miscellaneous commitments.

1. The developer shall comply with the parkland dedication ordinance by contributing \$6187.50 to the City Recreation and Parks Department.

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.

Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0213-03

To rezone 1175 NOE BIXBY (43213), being 8.25± acres located on the west side of Noe-Bixby Road, 430± feet north of East Main Street, From: RRR, Restricted Rural Residential, and C-4, Commercial Districts. To: CPD, Commercial Planned Development District.

WHEREAS, application #Z02-092 is on file with the Building Services Division of the Department of Development requesting rezoning of 8.25± acres located on the west side of Noe-Bixby Road, 430~ feet north of East Main Street, from RRR, Restricted Rural Residential, and C-4, Commercial Districts to CPD, Commercial Planned Development District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and
 WHEREAS, the City Departments recommend approval of said zoning change noting that the requested CPD, Commercial Planned Development District would allow for the development of an 80-unit elderly housing complex. The proposed development text restricts the use of the property to housing for the elderly only, and provides lighting controls, street trees, buffering in consideration of adjacent single-family uses, and watercourse protection, and is consistent with the established zoning and development patterns of the area now, therefore;
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the zoning Map attached to Ordinance No.1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

1175 NOE BIXBY (43213), being 8.25± acres located on the west side of Noe-Bixby Road, 430i feet north of East Main Street, and being more particularly described as follows:

**Legal Description
8.249 Acres**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Section 15, Township 12, Range 21, Refugee Lands, and being part of the Jonathan D. and Wendy S. Hanks 12.926 Acre tract recorded in Instrument Number 199804240098796, Recorder's Office, Franklin County, Ohio (all references to recorded documents are on file in said Recorder's Office, unless otherwise noted) and being more particularly described as follows:

Commencing at a found 1" O.D. iron pin where the west Right of Way line of Noe Bixby Road intersects the Limited Access Right of Way of Interstate 270 at 205.00 left of station 30 + 13.53 per Highway Plans FRA-270-20.21 S and 31.76 N, Sheet 33 of 39, and being a southeast corner of said 12.926 Acre tract;

Thence, along the west Right of Way line of said Noe Bixby Road and along part of the east line of said 12.926 Acre tract and along an arc of a curve to the right having a radius of 636.00 feet, a delta angle of 18 degrees 20 minutes 46 seconds, a chord bearing and distance of North 32 degrees 19 minutes 36 seconds East, 202.78 feet to a set iron pin;

Thence, continuing along the west Right of Way line of said Noe Bixby Road and along part of the east line of said 12.926 Acre tract, North 41 degrees 30 minutes 00 seconds East, 76.33 feet to a set iron pin at THE TRUE POINT OF BEGINNING of this description;

Thence, across said 12.926 Acre tract, North 87 degrees 37 minutes 45 seconds West, 762.12 feet to a point in the center of Big Walnut Creek and in the east line of the Big Walnut Creek, L.P. 20.022 Acre tract (Official Record volume 17614, I-14), passing a set iron at 685.37 feet;

Thence, northerly with the center of said Big Walnut Creek, along part of the east line of said 20.022 Acre tract and along part of the west line of said 12.926 Acre tract the following three (3) courses:

- 1) along an arc of a curve to the right having a radius of 424.41 feet, a delta angle of 38 degrees 57 minutes 24 seconds, a chord bearing and distance of, North 33 degrees 49 minutes 32 seconds East, 283.04 feet to a point;
- 2) North 53 degrees 18 minutes 12 seconds East, 117.40 feet to a point;
- 3) North 42 degrees 30 minutes 46 seconds East, 207.60 feet to a point at the southwest corner of the Alfred and Susan Tibor 1.568 Acre tract (Official Record volume 132 H-09), and the northwest corner of said 12.926 Acre tract;

Thence, along the north line of said 12.926 Acre tract and the south line of said 1.568 Acre tract, South 85 degrees 40 minutes 44 seconds East, 688.43 feet to a set iron pin in the west Right of Way line of said Noe Bixby Road, passing a found ¼ inch hollow iron pin at 89.86 feet;

Thence, along the west Right of Way line of said Noe Bixby Road and along part of the east lines of said 12.926 Acre tract the following four (4) courses:

- 1) South 32 degrees 38 minutes 44 seconds West, 74.07 feet to a found hollow iron pin;
- 2) South 23 degrees 25 minutes 50 seconds West, 52.55 feet to a found 1" O.D. iron pin;
- 3) along an arc of a curve to the right having a radius of 518.23 feet, a delta angle of 17 degrees 54 minutes 18 seconds, a chord bearing and distance of South 32 degrees 32 minutes 50 seconds West, 161.29 feet to a found 1" O.D. iron pin;
- 4) South 41 degrees 30 minutes 00 seconds West, 255.59 feet to the place of beginning CONTAINING 8.249 ACRES, subject however to all legal highways, easements, leases and restrictions of record and of records in the respective utility offices.

The foregoing description was prepared from an actual field survey made by Myers Surveying Company, Inc. in January and February 2001. Iron pins set are 30" X 1" OD. with an orange plastic cap inscribed "P.S.6579~", unless otherwise noted. Basis of bearings is the centerline of East Main Street as South 87 degrees 37 minutes 45 seconds East per Ohio Department of Transportation Highway Plans FRk270-20.21 S and 31.76 N.

**To Rezone From: RRR, Restricted Rural Residential, and C-4, Commercial Districts,
To: CPD, Commercial Planned Development District.**

Section 2. That a Height District of thirty-five (35) 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 "NOE BIX BY SITE PLAN" signed by Phil C. Brown, Westward Partners, LLC, dated January 28, 2003 and text being titled, "COMMERCIAL PLANNED DEVELOPMENT TEXT," signed by Phil C. Brown, Westward Partners LLC, dated January 28, 2003 and reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICT: CPD, Senior Citizen Residential Complex
 PROPERTY ADDRESS: 1175 Noe Bixby Road
 OWNER: Jonathan & Wendy Hanks
 APPLICANT: Westward Partners, LLC
 DATE OF TEXT: January 28, 2003
 APPLICATION NUMBER: Z02-092

1. INTRODUCTION

The subject property (Property) consists of approximately 8.29-acres of vacant land located on Noe Bixby Road, approximately five hundred (500) feet north of the centerline of Noe Bixby Road and East Main Street. Applicant desires to rezone the Property from RRR and C-4 to CPD, for a Senior Residential Complex and to make certain commitments to improve the development and to protect natural property features. In selecting the plant materials, which will be used in the green space corridor along the Noe Bixby Road right-of-way, to comply with the landscape requirements of the CPD-Text, Applicant will make reasonable efforts to work with the Noe Bixby Scenic Preservation Association ("NBSPA").

The surrounding properties are zoned as follows:

North	RRR
East	L-C-4 and ARLD
South	C-4
West	Apartments, Whitehall Corp. Limits

2. PERMITTED USES:

Subject to the limitations set forth below, the property shall be used solely for "elderly housing", as defined in this Paragraph 2, and shall not exceed eighty (80) residential units comprised of a combination of one-bedroom and two-bedroom units together with such amenities, common space, and services as are found in an elderly housing development, which is operated in compliance with the applicable provisions of the Fair Housing Amendments Act of 1988 and the exemption thereto as described below.

"Elderly housing" shall mean housing for older persons which is developed, operated, and maintained exclusively for the benefit of, and intended for and solely occupied by, persons of at least 62 years of age or older pursuant to and in compliance with the Fair Housing Amendments Act of 1988, 42 U.S.C. §3601, et. sea. (1988), as amended and the exemption therefrom provided by 42 U.S.C. §3607(b)(2)(B), as amended. Subject to the limitations of this Text, the use of the property for any purpose other than "elderly housing", as defined above, shall not be modified, amended or otherwise changed unless and until all procedures required for this initial zoning map amendment to the CPD District are followed.

3. DEVELOPMENT STANDARDS:

A. Density, Height, Lot and Setback Commitments.

- 1). Within this area the permitted maximum site density shall be eighty (80) dwelling units.
- 2). The height restriction for any structure shall be thirty-five (35) feet, with the exception of architectural portions as provided in Section 3309.142(A).
- 3). Minimum setback for all structures from the north Property line shall be a minimum of one hundred (100) feet from the north Property line.
- 4). Minimum setback for all structures from the south Property line shall be a minimum of twenty-five (25) feet from the south Property line.

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

- 1). Curb cuts shall be as approved by the Transportation Division.
- 2). The parking setback along Noe Bixby Road shall be a minimum of twenty-five (25) feet from the right-of-way line.
- 3). All parking adjacent to Noe Bixby Road shall have headlight screening parallel to the frontage at a minimum height of thirty-six (36) inches measured from the elevation of the nearest intersection of the adjacent parking area. Such parking lot screening shall be consistent with Paragraph 3(C)(1)(a) below.
- 4). All parking lot areas shall be provided with interior landscaping in accordance with Paragraph 3(C)(2) below.

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

- 1). The parking setback, as established in Paragraph 3(B)(2) above, shall include any required headlight screening described Paragraph 3(B)(3) above, shall be maintained as green space, and shall be landscaped and maintained as follows:
 - a) Within said green space corridor along Noe Bixby Road, landscaping shall be uniformly placed within the last ten (10) feet of green space at a minimum distance of fifteen (15) feet from the right-of-way line and shall continue south of the Property line along Noe Bixby Road for a distance of eighty (80) feet. The landscaping shall be a combination of deciduous shade trees, evergreen trees or shrubbery, and earth mounding at a height of three (3) feet and will include non-continuous, split-rail, white, vinyl fencing. Any earth mounding shall not be required to be continuous; where not continuous, planting material shall be interspersed to meet an eighty-five percent (85%) opacity. To insure the utilization of a variety of plant materials, two (2) evergreen trees, two (2) ornamental trees, two (2) shade trees, and, a minimum of three (3) shrubs shall be used for every one hundred (100) feet of the Property frontage.
 - b) All trees shall meet the following minimum size at time of planting:
 - Shade trees - minimum of 2 ½" caliper
 - Ornamental trees - minimum of 1½" caliper
 - Evergreen trees - minimum of 5 feet in height
 - c) In selecting the plant materials, which will be used in the green space corridor along the Noe Bixby Road right-of-way, Applicant may use, but shall not be limited to the following materials: black walnut, American sycamore, eastern cottonwood, American elm, paw paw, Ohio buckeye, pignut hickory; honey locust, American beech, slippery elm & boxelder, maple, birch, oak, hornbeam. Applicant may also include other plant materials not listed, such as ornamental plants, ornamental trees, evergreen shrubs, evergreen trees and hedges, in order to comply with the opacity requirements and other requirements of this Text.
 - d) The entryway shall be demarked by utilizing landscape material described in Paragraph 3(C)(1)(a) above and shall be consistent with said Paragraph.
 - e) Street trees shall be planted within the parking setback along Noe Bixby Road at a ratio of one (1) tree per fifty (50) feet of frontage.
 - f) All landscaping and new plantings shall be maintained. Dead items, weather permitting, shall be replaced within six (6) months or during the next available planting season, whichever comes first.
- 2). All parking lot areas shall have interior landscaping of a minimum of one (1) shade tree for every ten (10) parking spaces (or fraction thereof). Such landscaping shall meet all requirements of C.C. Section 3342.11, unless otherwise indicated in this Text.
- 3). Special screening shall occur along the north Property line in order to create a landscape buffer between the existing single-family residence immediately adjacent to the north of the Property and any parking lot or building constructed on the Property. One hundred (100) feet from the north Property line, said landscape buffer shall include those existing trees, which can be feasibly maintained subject to sound forestry practices and subject to any clearing required for utilities or other engineering, existing vegetation, and naturally occurring features. Any parking adjacent to this landscape buffer shall have headlight screening at a minimum height of thirty-six (36) inches in accordance with the opacity requirement in Paragraph 3(C)(1)(a) above. Any new plantings for landscaping or screening shall be outside the 100-foot buffer.
- 4). Any ground-mounted mechanical equipment shall be located at the rear of the building or completely screened from Noe Bixby Road by any of the following methods: evergreen trees, shrubbery, fence, or enclosure with a finish exterior veneer of the same type of building materials as allowed on the building structure.
- 5). Permitted fencing and wall materials include stone, rock, brick, composite veneer, vinyl, wood, wrought-iron and natural vegetation, or combination thereof.
- 6). All on-site utilities, unless existing or required by the utility to be otherwise located, shall be located underground. Underground utilities shall be installed using such techniques as to feasibly minimize root system damage or disturbance.

D. Building Design and/or Exterior treatment commitments

- 1). Structures shall not exceed two (2) stories in height.
- 2). All Building exteriors shall be constructed of wood, vinyl, brick, stone, stucco, glass, asphalt or wood shingles, aluminum gutters, or any combination of the above materials. At least seventy-five percent of the net square footage of the exterior walls A, B, C, D, E

and F, as defined in Exhibit A of the Development Plan, shall be brick. Net square footage shall be calculated by deducting the square footage of all glass and doorways for a specific wall from the total square footage of said exterior wall.

3). Roof mounted mechanical equipment shall be completely screened from view of Noe Bixby Road. The design of mechanical enclosures shall be architecturally integrated with the rooftop, and use materials comparable to the exterior finish of the building.

4). The roofing shingles shall be a minimum of 240-weight with a 30-year warranty.

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

1). Dumpsters shall be screened on three (3) sides, at a minimum height of six (6) feet, by wood fencing, brick walls, and/or landscaping; the fourth side of the dumpsters shall not be screened in order to permit accessibility.

2). All external lighting shall be cut-off type fixtures (down lighting), except there may be accent lighting (up lighting) on landscaping, structures, and ground signs.

3). Accent lighting and bollard lighting may be installed in landscaping and walkways.

4). Any accent lighting utilized on site shall not interfere with neighboring uses or right-of-way traffic.

5). Security lighting may be affixed to the building.

6). All lighting poles, standards, sign frames, poles and/or support shall be uniform in nature and be of the same type and style.

7). Parking lot lighting will be of no greater height than fifteen (15) feet.

8). Prior to the issuance of a Certificate of Occupancy, one and five-tenths (1.5) of an acre, subject to a survey, shall be dedicated to the City of Columbus, Division of Parks and Recreation, which shall include the Big Walnut Creek on the Property's western boundary.

Applicant agrees to grant the City of Columbus, Department of Parks and Recreation, a water-course scenic/conservation easement across the western portion of the Property, which shall begin at the "new" western boundary of the Property, established upon the above referenced dedication, and across the Property to the eastern boundary of the 100-year Flood Plain; the exact location of the easement area shall be determined upon completion and approval of the final engineering plans.

F. Graphics and Signage Commitments.

The regulations of the Columbus Graphic Code, specifically, C.C. Chapters 3375 and 3376, shall apply, except as modified in this Text.

1). Property Identification Signs, or other signs along Noe Bixby Road frontage, shall have a finished veneer of brick, stone, rock, wood, or any combination of these materials.

2). A monument type ground sign shall identify the property.

3). The setback for a ground sign should be a minimum of fifteen (15) feet from the right-of-way line. The height of a ground sign shall not exceed six (6) feet above grade.

4). Signs associated with identifying the leasing and sale of the Property are permissible.

5). When indirectly lighting a ground sign, the light source shall be screened from motorist view.

The Graphics Commission shall have authority to review and approve any modification to the above Graphics and Signage Commitments submitted to it by written application.

G. variance Requested

N/A

H. Miscellaneous Commitments.

Not applicable

4. CPD REQUIREMENTS

A. Natural Environment

The site is rectangular in shape, gently sloping to the West with increasingly steeper slope at the West and North site boundaries. The steeper slopes are generally covered with trees. Adjacent to the south is a commercial office building, and to the north is single family residential. West of Noe Bixby Road is multifamily and commercial. The Big Walnut Creek is the site's western boundary, and to the north, an unnamed stream the flows into the Big Walnut Creek. See the above preservation commitments.

B. Existing Land Use

vacant

C. Transportation and Circulation

The site is bounded on the East by Noe Bixby Road. Access will be restricted to one curb cut.

D. visual Form of the Environment

The adjacent structures are generally 1.5 to 2 stories, generally block, brick, and T-1 11 wood siding.

E. view and visibility

The site is vacant and has been filled over time. The older growth vegetation to the West and North shall be maintained as stated above.

F. Proposed development

See above.

G. Behavioral patterns

Typical of elderly housing - low traffic generation, negligible noise generation, and little exterior activity.

H. Emissions

Typical of elderly housing. All utilities are available at site.

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

Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0214-03

To rezone 6075 EMERALD PARKWAY (43016), being 1 .37± acres located on the west side of Emerald Parkway, 252± feet north of Tuttle Crossing Boulevard. From: L-C-4, Limited Commercial District, To: L-C-4, Limited Commercial District.

WHEREAS, application #Z02-080 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.37± acres from L-C-4, Limited Commercial District, to L-C-4, Limited Commercial 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-C-4, Limited Commercial District would remove off-premise graphics from the list of prohibited uses in the current limitation text for the intent of placing a sign along a shared driveway on a restaurant site for the hotel development to the west. The limitation text maintains all other use restrictions and development standards that were established by the current L-C-4 zoning now, therefore:

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

Section 1 That the Zoning Map attached to Ordinance No.1620-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

6075 EMERALD PARKWAY (43016), being 1.37f acres located on the west side of Emerald Parkway, 252f feet north of Tuttle Crossing Boulevard, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin (Township of Washington), City of Columbus, in Virginia Military Survey No.3011, and being 1.374 acres of land, more or less, out of Reserve "D" as same is designated and delineated on the recorded plat of "TUTTLE CROSSING NORTHWEST" in Plat Book 71, Pages 33 and 34 (all references to this description are to the records in the Recorder's Office, Franklin County, Ohio) and being more particularly described in as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument No.2213, at an angle point in centerline of Tuttle Crossing Boulevard;

Thence North 79° 17' 32" East 317.38 feet, along the centerline of Tuttle Crossing Boulevard to a P.K. nail found at the centerline intersection of Emerald Parkway (shown as Britton Parkway on the Plat, changed to Emerald Parkway by Ord. #1094-97);

Thence North 10° 42' 28" West 100.00 feet, along the centerline of Emerald Parkway (80 foot wide right-of-way) to the point of curvature;

Thence northwesterly continuing along said centerline, being the arc of a curve to the left, having a radius of 1400.00 feet, a central angle of 08° 32' 30", the cord of which bears North 140 58' 43" West 208.52 feet, to a point;

Thence South 70° 45' 02" West 40.00 feet, to a drill hole found on the westerly right-of-way line of Emerald Parkway, the northeasterly corner of that 1.283 acre tract described in a deed to Shell Oil Company in O.R. 16597109, THE TRUE POINT OF BEGINNING;

Thence South 79° 17'32" West 232.19 feet, along the northerly line of said 1.283 acre tract, to an iron pin found capped "P & L", 0.5' below grade at the northwesterly corner of said tract;

Thence the following three (3) courses being new division lines across said Reserve "D";

1) North 10° 42' 28" West 47.50 feet, to a point;

2) Thence northwesterly on the arc of a curve (non-tangent) to the right, having a radius of 388.00 feet, a central angle of 07° 35' 08, the chord of which bears North 77° 16' 45" West 51.33 feet to a point;

3) Thence North 05° 38' 28" West 189.40 feet, passing a 5/8" rebar set at 16.25 feet, to a drill hole set on top of a Concrete curb on a southerly line of that .0929 acre Parcel 1, described in a deed to John C. Antrim and Elsie Jean Antrim-Dildine Co-Trustees of record in Inst. #199709170095432;

Thence North 84° 15' 38" East 121.46 feet, along said southerly line, to an angle point in said line, witness an iron pin found capped "M-E ENG" at North 44° 44' 47" West .035 feet;

Thence North 58° 45' 12" East 75.95 feet, continuing along a southerly line of said 0.929 acre tract, to an iron pin found Capped "M-E ENG" on the westerly right-of-way line of said Emerald Parkway;

Thence southeasterly along said right-of-way line, being the arc of a curve to the right, having a radius of 1360.00 feet, a central angle of 11° 53' 13", the chord of which bears South 25° 11' 34" East 281.64 feet, to the True Point of Beginning, containing 1.374 acres of land, more or less.

NOTE: Bearings are used for the determination of angles only. For the purpose of this description, a bearing of North 79° 17' 32" East was used on part of the centerline of Tuttle Crossing Boulevard as shown on Pat Book 71, Pages 33 and 34. The iron pins set are 5/8" rebars, 30" long with yellow plastic caps stamped "SITE ENG INC."

To Rezone From: L-C-4, Limited Commercial District,

To: L-C-4, Limited Commercial District

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-C-4, Limited Commercial 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," signed by Jeffrey L. Brown, Attorney for the Applicant, dated January 7, 2003, and reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT:	L-C-4, General Commercial, Rezoning Text Amendment
EXISTING DISTRICT:	L-C-4, General Commercial
PROPERTY ADDRESS:	6075 Emerald Parkway
OWNER:	Steak-N-Shake, Inc.
APPLICANT:	Tuttle Road, LP
DATE OF TEXT:	1/7/03
APPLICATION NUMBER:	Z02-080

1. INTRODUCTION: The purpose of this zoning application is to amend the text to remove the off-premise graphic permitted use exception from ordinance 3024-90, Z90-1 04, 50 that the applicant may move forward with a graphics plan which will better address its signage needs.
2. PERMITTED USES: Those uses contained in Section 3355.02, C-4 of the Columbus City Code with the following exceptions: adult book store, adult motion picture, adult-only entertainment, billboard, book bindery, bus or truck terminal, frozen food locker (this shall not exclude cold storage which is in association with a permitted use), garage repair, ice house, plumbing shop poultry, stables, tinsmith, tire repair (this shall not prohibit a tire, battery and accessories store).
3. DEVELOPMENT STANDARDS: Unless otherwise indicated in the written text, the applicable development standards are contained in Chapter 3355 of the Columbus City Code.
 - A. Density, Height, Lot and/or Setback commitments.
 1. The setback along Tuttle Crossing Boulevard and Britton Parkway shall be 50 feet. The setback along any other public street shall be 25 feet.
 2. The parking and maneuvering setback along Tuttle Crossing Boulevard, Britton Parkway and any other public street shall be 25 feet.
 3. The maximum height of any building shall be 35 feet.
 - B. Access, Loading, Parking, and/or Other Traffic related commitments.
 1. One right-in/right-out curbcut not less than 200 feet from a public street shall be permitted on Tuttle Crossing Boulevard for Subarea 11. The 200 foot distance is measured from centerline to centerline of each curbcut or street.
 2. Curbcuts on Emerald Parkway shall have a minimum of 200 foot spacing from other curbcuts or public streets. The curbcuts shall either align with cuts on other side of Emerald Parkway or shall be offset from the other side cuts by at least 100 feet. The alignment and 100 foot offset requirement do not apply to right-in/right-out curbcuts. The 100 and 200 foot distance is measured from centerline to centerline of each curbcut or street.
 3. A full access curbcut shall be permitted on Tuttle Crossing Boulevard for Subarea 11A. This curbcut shall split the west property line of Subarea A. In addition a right-in/right-out curbcut shall be permitted between the new curbcut for Subarea 13 on Tuttle

Crossing Boulevard and the full access curbcut on the west property line of Subarea 11A.

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

1. Within the setback area along Tuttle Crossing Boulevard and Emerald Parkway and any other public street within these subareas, a 3 foot average height continuous planting hedge, fence, wall, earth mound or combination thereof shall be installed as well as one tree per 40 feet of frontage or fraction thereof. Trees do not have to be equally spaced.

2. Any open vehicular use area excluding loading, unloading and storage area containing 20 or more vehicular parking spaces shall provide interior landscaping in addition to previously required perimeter landscaping. Interior landscaping may be peninsular or island type. For each 100 square feet of fraction thereof, of vehicular use area, a minimum total of 5 square feet of landscaped area shall be provided. Landscaped areas shall contain one tree per every ten parking spaces. The interior landscaping required in this paragraph shall count toward satisfying the landscaping requirements contained in Section 3342.11 Landscaping of the Columbus City Code.

3. Any parking lot which is located within eighty (80)-feet of residentially zoned property shall be screened as hereinafter set forth, on the perimeter affecting same. Said screening shall consist of a continuous earth mound (a minimum of three (3) feet in height) with vegetation, which together will provide a screening which is not less than five feet above the parking lot grade with an opacity of not less than seventy-five percent (75%).

4. All loading docks which are visible from either Tuttle Crossing Boulevard, or Emerald Parkway shall be screened to a height of ten (10) feet with either mounding, plantings, fence, wall or a combination thereof. Plant material shall be a combination of deciduous and evergreen trees and shall have a winter opacity of at least fifty percent (50%) and a summer opacity of at least seventy percent (70%).

5. Minimum size of all trees shall be 2 to 2 ½ inch caliper for shade, 6 to 8 feet high for evergreen, and 1 to 1 ½ inch caliper for ornamental.

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

1. All external lighting shall be cutoff type fixtures and shall not spill any light off the property, except that uplighting may be used to illuminate landscaped areas and buildings.

2. All types of parking, pedestrian and other exterior lighting shall be on poles or wall mounted cutoff fixtures and shall be from the same type and style.

3. All light poles and standards shall be dark brown, bronze or black in color and shall either be constructed of dark wood or dark brown, black or bronze metal.

4. Parking lot lighting shall be no higher than 28 feet.

5. All waste and refuse shall be containerized and fully screened from public view by a solid wall or fence to a minimum height of six (6) feet.

6. No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside a permitted structure.

7. Mechanical equipment or other utility hardware on the roof, ground or building shall be screened from public view with materials compatible with the building.

E. Graphics and/or Signage Commitments.

1. All signage and graphics shall conform to Chapters 3375 through 3383 of the Columbus City Code as they apply to the appropriate zoning district. Any variance to the sign requirements as they apply to the appropriate zoning district shall be submitted to the Columbus Graphics Commission.

2. Signage may be internally or externally illuminated.

3. No roof top graphics shall be permitted.

4. The height of any free-standing graphic shall not exceed twenty (20) feet.

F. Miscellaneous

1. The various setbacks listed within the text shall not apply to architectural features which are used at street intersections.

Architectural features shall include, but shall not be limited to, walls, arbors and fountains. (See V89-0054 in which the Board of Zoning Adjustment granted a setback variance to eight feet for the proposed entry features.)

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0216-03

To rezone 4066 MORSE ROAD (43230), being 0.72± acres located on the south side of Service Road 7A, 470± feet north of Morse Road, 200± feet west of 1-270, From: M-2, Manufacturing District. To: C-4, commercial District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because time is of the essence for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

WHEREAS, application #Z02-096 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.72i acres from M-2, Manufacturing District, to C-4, Commercial 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 C-4, Commercial District would permit mixed commercial uses consistent with established zoning and development patterns of the area, now, therefore:

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

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

4066 MORSE ROAD (43230), being 0.72~ acres located on the South side of Service Road 7A, 470± feet north of Morse Road, 200± feet west of 1-270, and being more particularly described as follows:

Situate in the State of Ohio, County of Franklin, City of Columbus, being in Quarter Township 4. Township 2, Range 17, United States Military Lands also being a part of the 4.516 acre tract conveyed to Grand Prix of Central Ohio, by deed of record in Deed Book 3666, page 117, records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning for reference at an iron pin in the northerly right-of-way line of Morse Road and being 152.15 feet left of Centerline Station 115+94.37 as established by the Ohio Department of Highways by survey dated 1968 and shown on plans numbered FRA 270-22.99N said iron pin also being at the southwesterly corner of the said 4.516 acre tract and the southeasterly corner of the 5.336 acre tract of record in O.R. 2808, page 108; Thence N. 4 deg. 29' 56" E, a distance of 664.46 feet, along the common line of said 4.516 and 5.336 acre tracts to an iron pin the southerly right-of-way line of Service Road "7A" said iron pin being 35.00 feet right of Centerline Station 37+97.54 of said Service Road "7A" of said plans said iron pin also being at the common corner to said 4.516 and 5.336 acre tracts; Thence S 86 deg. 1301" E, a distance of 40.00 feet, along the northerly line of said 4.516

acre tract and the southerly line of said Service Road "7A" to the point of true beginning for the herein described tract; Thence the following five (5) courses and distances continuing along the northerly line of said 4.516 acre tract and the southerly line of said Service Road "7A"; Thence S 86 deg. 13' 01." E, a distance of 32.46 feet, to an iron pin; Thence N. 3 deg. 46'; 59" E, a distance of 5.82 feet, to an iron pin; Thence S 86 deg. 13' 01., E, a distance of 45.58 feet, to an iron pin marking a point of curvature; Thence along a curve to the right having a radius of 30.00 feet, a central angle of 90 deg. 44' 46" the chord to which bears S 40 deg. 50' 38" E, a chord distance of 42.70 feet, to an iron pin; Thence S 85 deg. 28' 15" E, a distance of 60.32 feet, to an iron pin at an angle point in the line of the said 4.516 acre tract said iron pin also being the westerly line of the 1.004 acre tract of record in Deed Book 3527, Page 163; Thence S 4 deg 31' 45" W, a distance of 168.87 feet, along the common line to said 4.516 and 1.004 acre tracts to an iron pin at the southwesterly corner of said 1.004 acre tract; Thence N 86 deg. 13' 01" W, a distance of 168.58 feet, across the said 4.516 acre tract, to a point; Thence N 4 deg. 29' 56" E, a distance of 194.03 feet continuing across the said 4.516 acre tract to the point of true beginning containing 0.722 acres, more or less.

To Rezone

From: M-2, Manufacturing District.

To: C-4, Commercial District.

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the C-4, Commercial 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.

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.

Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0217-03

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1 apartment residential district use; 3333.18, Building lines; 3333.24, Rear yard; 3333.255, Perimeter yard; 3342.18, Parking setback line; and 3342.28(A)(5), Minimum number of parking spaces required; of Columbus City Codes for the property located at 7698 NORTH HIGH STREET (43235) to permit reduced yard, setback, and parking standards for a 292 unit multifamily residential development.

WHEREAS, by application #CVO2-027 the owner of property at 7698 NORTH HIGH STREET (43235), is requesting a Council Variance in conjunction with a rezoning request (Z02-013) to reduce yard, setback, and parking standards for a proposed 292 unit multifamily residential development; and

WHEREAS, Section 3333.02, AR-12, ARLD, and AR-1 apartment residential district use, does not permit commercial traffic to travel through the parcel while the applicant proposes a vehicular access easement to allow commercial traffic to travel to and from the office building to the south and Crosswoods Drive at the request of the Columbus Division of Transportation; and

WHEREAS, Section 3333.18, Building lines, requires a building setback of no less than 25 feet from Crosswoods Drive and 80 feet from North High Street, while the applicant proposes to erect an 8 foot high fence 7 feet from Crosswoods Drive and garages 25 feet from North High Street; and

WHEREAS, Section 3333.24, Rear yard, requires a principal building to provide a rear yard totaling no less than 25 percent of the total lot area, while the applicant proposes to provide rear yard comprising 0% of the total lot area and to provide a 25 foot perimeter yard instead; and

WHEREAS, Section 3333.255, Perimeter yard required, requires a side yard of no less than 10= feet regardless of the surrounding conditions, while the applicant proposed to provide a 0 foot parking setback along the south and east property lines of the development south of the proposed Crosswoods Drive for both parking and a dumpster; and

WHEREAS, Section 3342.18, Parking setback line, requires a parking setback of no less than 25 feet regardless of the surrounding conditions, while the applicant proposes a 10 foot parking setback line along the north and south side of the proposed Crosswoods Drive; and

WHEREAS, Section 3342.28(A)(5)(a), Minimum number of parking spaces required, would require 584 parking spaces for the 292 residential dwelling units, while the applicant proposes to provide 523 residential parking spaces; and

WHEREAS, the City Departments support this request and notes that a hardship exists in that the site is of an irregular shape since it is bisected by a public street; and

WHEREAS, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner and tenants of the property located at 7968 NORTH HIGH STREET (43235), in using said property as desired; now, therefore:

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

Section 1. That a variance from the provisions of Section 3333.02, AR-i 2, ARLD, and AR-i apartment residential district use, Section 3333.18, Building lines; 3333.24, Rear yard; 3333.255, Perimeter yard required; Section 3342.18, Parking setback line; Section 3342.28(A)(5)(a), Minimum number of parking spaces required of Columbus City Codes; for the property located at 7968 NORTH HIGH STREET (43235), insofar as said sections prohibit commercial traffic to travel through the site, to allow the erection of an 8 foot high fence within 7 feet from Crosswoods Drive where 25 feet would be required and garages 25 feet from North High Street, where 80 feet would be required, to allow a rear yard of 0% where 25% would be required, to allow a perimeter yard of 0 feet along the south property line south of Crosswoods Drive where at least 10 feet would be required, to allow building and parking setbacks of 10 feet along the north and south sides of the proposed Crosswoods Drive where 25 feet would be required, to allow the provision of 523 parking spaces, 61 fewer parking spaces than would be required of the Columbus City Codes are hereby granted for the property located at 7968 NORTH HIGH STREET (43235), by varying the district's building and parking setbacks, perimeter yard, rear yard and the minimum number of required parking spaces; said property being more particularly described as follows:

**DESCRIPTION OF A 2.715 ACRE TRACT & A 7.424 ACRE TRACT
(TO BE REZONED)
ALONG NORTH HIGH STREET~U.S. ROUTE 23 AT CROSSWOODS DRIVE,
COLUMBUS, OHIO**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Lot 59, Quarter Township 2, Township 2 North, Range 18 west, united States Military Lands and being a 2.715 acre tract (Tract One) and a 7.424 acre tract (Tract Two) to be rezoned, said tracts being all or portions of

the following three (3) tracts of land:

1. all of a 1.440 acre tract of land conveyed to The Pontifical College Josephinum, by deed of record in Instrument 200002040024802,
2. a portion of an original 1.289 acre tract of land conveyed to Pontifical College Josephinum, by deed of record in Official Record 25224, Page B 17, and
3. a portion of an original 9.131 acre tract of land conveyed to Pontifical College Josephinum, by deed of record in Official Record 25224, Page B 19,

all records referenced to the Recorder's Office, Franklin County, Ohio, said rezoning tracts bounded and described as follows;

TRACT ONE

Beginning, for reference, at a point at the intersection of the curved centerline of North High Street-U.S. Route 23 (variable width) with the centerline of Crosswoods Drive (60 feet in width), as shown upon the pint of Crosswoods Center Section Three of record in Plat book 62, Pages 52 & 53;

thence northerly along the curved centerline of North High Street-U.S. Route 23 and with a curve to the left, data of which is: radius = 11,459.16 feet, and sub-delta = 010 07' 30", a sub-chord distance of 224.99 feet bearing N 02° 06' 36" E to a point;

thence S 86° 17' 40" E crossing a portion of North High Street-U.S. Route 23, along the north line of a 0.0341 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 27980, Page J 12, along the south line of a 0.0167 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 28490, Page H 16 and along a portion of the south line of an original 0.792 acre tract of land conveyed to Robert H. Tootle by deed of record in Deed Book 3282, Page 423 a distance of 75.05 feet to a point in the curved easterly right-of-way line of North High Street-U.S. Route 23, at the northeast corner of said 0.0341 acre tract, at the southeast corner of said 0.0167 acre tract, at the northwest corner of said 1.440 acre tract and at the true place of beginning of the rezoning tract (Tract One) herein intended to be described;

thence S 86° 17' 40" E along a north line of said 1.440 acre tract, along a portion of the south line of said original 0.792 acre tract a distance of 178.33 feet to a point at the southeast corner of said original 0.792 acre tract and at the southwest corner of Lot No.7, as shown upon the plat of College Heights Addition, of record in Plat Book 33, Page 31;

thence S 86° 42' 08" E along a north line of said 1.440 acre tract, along the south line of said Lot No.7 and along the south line of Lot No.6, as shown upon said plat of College Heights Addition a distance of 220.27 feet to a point at the northeast corner of said 1.440 acre tract, at the southeast corner of said Lot No.6, at the southwest corner of Lot No.5, as shown upon said plat of College Heights Addition and at the northwest corner of a 0.412 acre tract of land conveyed as Parcel II to Carol Lazor by deed of record in Official Record 19620, Page D 13;

thence S 03° 28' 46" w along the east line of said 1.440 acre tract and along the west line of said 0.412 acre tract a distance of 157.99 feet to a point at the southeast corner of said 1.440 acre tract, at the southwest corner of said 0.412 acre tract and in the north line of said original 1.289 acre tract;

thence S 86° 43' 12" E along a portion of the north line of said original 1.289 acre tract, along the south line of said 0.412 acre tract, along the south line of a 0.531 acre tract of land conveyed as Tract II to Lori A. Desmyter & Toscha M. Clausen by deed of record in Instrument 200006260125543, along the south line of a 1.250 acre tract of land conveyed to James P. & Grace M. Strausbaugh by deed of record in Instrument 199903250074626, along the south line of a 1.250 acre tract of land conveyed to E. Ellis & Lillian B. Fletcher by deed of record in deed Book 2178, Page 167, along the south line of a 1.250 acre tract of land conveyed to Carole L. Griswold Shaw, Trustee by deed of record in Instrument 200006010107752 and along the south line of a 1.250 acre tract of land conveyed to Theodore W. & Charlotte A. Conaway by deed of record in Deed Book 2662, Page 264 a distance of 1,018.63 feet to a point at the southeast corner of said 1.250 acre tract conveyed to Theodore w. & Charlotte A. Conaway and at the southwest corner of a 0.729 acre tract of land conveyed to James L. Banner, Jr. by deed of record in Deed Book 3415, Page 533;

thence S 86° 35' 19" E along the south line of said 0.729 acre tract and along a portion of the south line of Lot No.54, as shown upon the plat of Christopher woods, of record in Plat Book 62, Page 20 & 21 a distance of 145.51 feet to a point at the northeast corner of said original 1.289 acre tract and at the northwest corner of a 2.106 acre tract of land conveyed to Loyal Order of Moose, Worthington Lodge No. 1427 by deed of record in official Record 5732, Page H 18;

thence S 03° 24' 42" W along the east line of said original 1.289 acre tract and along the west line of said 2.106 acre tract a distance of 57.76 feet to a point at the southeast corner of said original 1.289 acre tract, at a southwest corner of said 2.106 acre tract and in the curved northeasterly line of Crosswoods Drive, as shown upon the plat of Crosswoods Center Section Two, of record in Plat Book 61, Page 79;

thence westerly along a portion of the curved northeasterly line of Crosswoods Drive, along the curved south line of said original 1.289 acre tract and with a curve to the left, data of which is: radius = 380.00 feet, and sub-delta = 200 04' 40", a sub-chord distance of 132.48 feet bearing N 76° 40' 52" w to the point of tangency;

thence N 86° 43' 12" W along the north line of Crosswoods Drive and along a portion of the south line of said 1.289 acre tract a distance of 1,427.41 feet to a point in the east at the southeast corner of a 0.0150 acre tract of land conveyed as 15WD-1 for North High Street-U.S. Route 23 right-of-way purposes to City of Columbus, Ohio by deed of record in Official record 29130, Page C 13;

thence northerly along the curved easterly right-of-way line of North High Street-U.S. Route 23, along the curved easterly line of said 0.0150 acre tract and along the curved easterly line of said 0.0341 acre tract and with a curve to the left, data of which is: radius = 11,534.16 feet, and sub-delta = 00~ 57' 57", a sub-chord distance of 194.43 feet bearing N 02° 02' 40" E to the true place of beginning;

containing 2.715 acres of land more or less and being subject to all easements and restrictions of record.

TRACT TWO

Beginning, for reference, at a point at the intersection of the curved centerline of North High Street-U.S. Route 23 (variable width) with the centerline of Crosswoods Drive (60 feet in width), as shown upon the plat of Crosswoods Center Section Three of record in Plat book 62, Pages 52 & 53;

thence S 86° 43' 12" E along the centerline of Crosswoods Drive a distance of 75.28 feet to a point;

thence S 03° 16' 48" w a distance of 30.00 feet to a point in the south line of Crosswoods Drive, in the north line of said original 9.131 acre tract and at the true place of beginning of the rezoning tract (Tract Two) herein intended to be described;

thence S 86° 43' 12" E along the south line of Crosswoods Drive and along a portion of the north line of said original 9.131 acre tract a distance of 1,064.15 feet to a point at the northeast corner of said original 9.131 acre tract and at the northwest corner of a 1.543 acre tract of land conveyed to MSC Otis/Crosswoods, Inc., by deed of record in Official Record 34080, Page A OS;

thence S 03° 10' 07" W along an east line of said original 9.131 acre tract and along the west line of said 1.543 acre tract a distance of 237.73 feet to a point at a southeast corner of said original 9.131 acre tract, at the southwest corner of said 1.543 acre tract and in the north line of a 2.323 acre tract of land conveyed as Tract II to Massachusetts Mutual Life Insurance Company, by deed or record in Instrument 199801290021032;

thence N 86° 49' 53" w along a south line of said original 9.131 acre tract, and along a portion of the north line of said 2.323 acre tract a distance of 520.00 feet to a point at a corner of said original 9.131 acre tract and at the northwest corner of said 2.323 acre tract;

thence S 03° 10' 07" w along an east line of said original 9.131 acre tract and along the west line of said 2.323 acre tract a distance of 126.00 feet to a point at a southeast corner of said original 9.131 acre tract, at the southwest corner of said 2.323 acre tract and in the north line of a 7.231 acre tract of land conveyed to EOP-ONE Crosswoods, LLC, by deed of record in Instrument 199708130070076;

thence N 86° 49' 53" w along a portion of the south line of said original 9.131 acre tract and along a portion of the north line of said 7.231 acre tract a distance of 553.94 feet to a point in the east right-of-way line of North High Street-U.S. Route 23 and at the southeast corner of a 0.1633

acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 29130, Page C 11;

thence N 03° 10' 07" E along the east right-of-way line of North High Street-U.S. Route 23 and along an east line of said 0.1633 acre tract a distance of 34.10 feet to a point;

thence N 08° 52' 45" E along the east right-of-way line of North High Street-U.S. Route 23 and along an east line of said 0.1633 acre tract a distance of 100.50 feet to a point;

thence N 03° 10' 07" E along the east right-of-way line of North High Street-U.S. Route 23 and along an east line of said 0.1633 acre tract a distance of 162.58 feet to a point of curvature;

thence northerly along the curved easterly right-of-way line of North High Street-U.S. Route 23, along the curved easterly line of said 0.1633 acre tract, crossing Crosswoods Drive, along the east line of a 0.0150 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 29130, Page C 11, and along the curved easterly line of said 0.0341 acre tract and with a curve to the left, data of which is: radius = 11,534.16 feet, and sub-delta = 00° 20' 36", a sub-chord distance of 69.12 feet bearing N 02° 59' 50" E to the true place of beginning;

containing 7.424 acres of land more or less and being subject to all easements and restrictions of record.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No.7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from best available Court House record in January, 2002. Basis of bearings is the centerline of Crosswoods Drive, being S 86° 43' 12" E, as shown upon the plat of Crosswoods Center Section Three, of record in Plat Book 62, Pages 52 and 53, Recorder's Office, Franklin County, Ohio.

Section 2. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the "LIMITATION OVERLAY TEXT", "PRELIMINARY DEVELOPMENT PLAN", "BUILDINGS A, B and C", "BUFFER TREATMENT 1 OF 2", "BUFFER TREATMENT 2 OF 2", "GARAGE TREATMENT," signed by Jeffrey L. Brown, Attorney for the applicant, dated January 23, 2003 and reading as follows:

LIMITATION OVERLAY TEXT

PROPOSED DISTRICT: L-AR-1
 PROPERTY ADDRESS: 7698 N. High Street
 OWNER: Pontifical College Josephinum
 APPLICANT: MultiCon Development Company
 DATE OF TEXT: 1/23/03
 APPLICATION NUMBER: Z02-013

1. INTRODUCTION: within the suburban context, planning standards should promote higher density living. In particular, increased density should be encouraged where infrastructure such as roadways, support service, leisure activities, and working environments currently exist. The College Property is a site that although suburban in proximity and location possesses several urban characteristics. The site is adjacent to a major state highway. This site is clearly urban and a piece of property that should be developed at higher densities.

2. PERMITTED USES: Multi-family and associated uses as shown on "PRELIMINARY DEVELOPMENT PLAN".

3. DEVELOPMENT STANDARDS:

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

1. The maximum number of dwelling units shall be 292.
2. The parking setback shall be 25 feet from High Street.
3. The a maximum height of the building on the north side of the proposed Crosswoods Drive shall be 45 feet.

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

1. All curbcuts and access points shall be subject to the review and approval of the Division of Transportation for the City of Columbus.
2. The developer shall provide driveway access thru its site for parcel 610-112340 located south of the subject site.
3. The extension of Crosswoods Drive to North High Street and the signalization of High Street with changes to the North High Street intersection to accommodate Crosswoods Drive and the traffic signalization shall be part of this development.

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

1. The frontage along North High Street and Crosswoods Drive shall be landscaped with 2 deciduous and 2 ornamental trees planted for every 100 feet of frontage. These trees may be evenly spaced or grouped together.
2. The developer shall install a minimum 30 inch high screen consisting of mounding or shrubbery individually or in any combination thereof to screen the parking areas which are adjacent to North High Street or to the east / west street.
3. The developer shall install landscaping and fencing along the north property line and on the adjacent single family lots as shown on the submitted landscape plans "BUFFER TREATMENT 1 OF 2" and "BUFFER TREATMENT 2 OF 2". The requirement to install landscaping on the adjacent single family lots shall be subject to the individual lot owners granting permission for the installation of said landscaping. The failure of a property owner to grant permission for the installation of the fence shall still be installed. Maintenance of the landscaping installed on the single family lots shall be the responsibility of the individual lot owners. while the maintenance of the fence shall remain the responsibility of the developer.
4. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first. The fencing shall be maintained in an orderly fashion.
5. Minimum size of all trees at installation shall be 2 1/2 inches caliper of deciduous, 5 feet in height for evergreen, and 1 1/2 inch caliper for ornamental. Tree caliper is measured six (6) inches from the ground.
6. The landscaping requirements of this section may be satisfied or offset by the preservation of existing vegetation.

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

1. BUILDING ELEVATION: The buildings shall be constructed in accordance with the submitted building elevation drawings "PRELIMINARY ARCHITECTURAL ELEVATIONS". These building elevations may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time that development and engineering plans are completed. Any slight adjustment to these building elevations shall be reviewed and may be approved by the Director of the Department of Development, or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

1. Dumpsters shall be screened on three sides by a wall, fence and/or landscaping to a height of six feet with a gate on the fourth side.
2. Maximum height of light poles shall be eighteen feet.
3. All external lighting shall be cut-off fixtures (downlighting) and shall be designed to prevent offsite spillage.

4. Lights shall be from the same or similar type and color.
 5. Lighting shall not exceed .1 foot candle along the east property line on the north side of the Crosswoods Drive.
- 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. The developer shall comply with the park land dedication ordinance by contributing money to the City's Recreation and Parks Department.
 2. SITE PLAN: The property shall be developed in general conformance with the submitted site plan, "BUILDINGS A, B and C" and "GARAGE TREATMENT". The site plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time that development and engineering plans are completed. Any slight adjustment to the site plan shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.
- Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
- Section 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.
- Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
- Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0218-03

To rezone 7698 NORTH HIGH STREET (43235), being 10.1± acres located at the northeast and southeast corners of North High Street and Crosswoods Drive, From: CPD, Commercial Planned Development District, To: L-AR-1, Limited Apartment Residential District.

WHEREAS, application #Z02-013 is on file with the Building Services Division of the Department of Development requesting rezoning of 10.1± acres from the CPD, Commercial Planned Development District, to L-AR-1, Limited Apartment 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 although the proposed land use is not consistent with the Far North Plan (1994), the proposal is less intense than the hotel and restaurants that the current zoning allows and establishes a more effective transition between the single-family dwellings to the north and the commercial development to the south, now, therefore:

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

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19,1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

**DESCRIPTION OF A 2.715 ACRE TRACT & A 7.424 ACRE TRACT
(TO BE REZONED)
ALONG NORTH HIGH STREET~U.S. ROUTE 23 AT CROSSWOODS DRIVE,
COLUMBUS, OHIO**

Situated in the State of Ohio, County of Franklin, City of Columbus, in Lot 59, Quarter Township 2, Township 2 North, Range 18 west, united States Military Lands and being a 2.715 acre tract (Tract One) and a 7.424 acre tract (Tract Two) to be rezoned, said tracts being all or portions of the following three (3) tracts of land:

1. all of a 1.440 acre tract of land conveyed to The Pontifical College Josephinum, by deed of record in Instrument 200002040024802,
 2. a portion of an original 1.289 acre tract of land conveyed to Pontifical College Josephinum, by deed of record in Official Record 25224, Page B 17, and
 3. a portion of an original 9.131 acre tract of land conveyed to Pontifical College Josephinum, by deed of record in Official Record 25224, Page B 19,
- all records referenced to the Recorder's Office, Franklin County, Ohio, said rezoning tracts bounded and described as follows;

TRACT ONE

Beginning, for reference, at a point at the intersection of the curved centerline of North High Street-U.S. Route 23 (variable width) with the centerline of Crosswoods Drive (60 feet in width), as shown upon the plat of Crosswoods Center Section Three of record in Plat book 62, Pages 52 & 53;

thence northerly along the curved centerline of North High Street-U.S. Route 23 and with a curve to the left, data of which is: radius = 11,459.16 feet, and sub-delta = 010 07' 30", a sub-chord distance of 224.99 feet bearing N 02° 06' 36" E to a point;

thence S 86° 17' 40" E crossing a portion of North High Street-U.S. Route 23, along the north line of a 0.0341 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 27980, Page J 12, along the south line of a 0.0167 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 28490, Page H 16 and along a portion of the south line of an original 0.792 acre tract of land conveyed to Robert H. Tootle by deed of record in Deed Book 3282, Page 423 a distance of 75.05 feet to a point in the curved easterly right-of-way line of North High Street-U.S. Route 23, at the northeast corner of said 0.0341 acre tract, at the southeast corner of said 0.0167 acre tract, at the northwest corner of said 1.440 acre tract and at the true place of beginning of the rezoning tract (Tract One) herein intended to be described;

thence 66° 170 40" E along a north line of said 1.440 acre tract, along a portion of the south line of said original 0.792 acre tract a distance of 178.33 feet to a point at the southeast corner of said original 0.792 acre tract and at the southwest corner of Lot No.7, as shown upon the plat of College Heights Addition, of record in Plat Book 33, Page 31;

thence S 86° 42' 08" E along a north line of said 1.440 acre tract, along the south line of said Lot No.7 and along the south line of Lot No.6, as shown upon said plat of College Heights Addition a distance of 220.27 feet to a point at the northeast corner of said 1.440 acre tract, at the southeast corner of said Lot No.6, at the southwest corner of Lot No.5, as shown upon said plat of College Heights Addition and at the northwest corner of a 0.412 acre tract of land conveyed as Parcel II to Carol Lazor by deed of record in Official Record 19620, Page D 13;

thence S 03° 28' 46" w along the east line of said 1.440 acre tract and along the west line of said 0.412 acre tract a distance of 157.99 feet to a point at the southeast corner of said 1.440 acre tract, at the southwest corner of said 0.412 acre tract and in the north line of said original 1.289 acre tract;

thence S 86° 43' 12" E along a portion of the north line of said original 1.289 acre tract, along the south line of said 0.412 acre tract, along the south line of a 0.531 acre tract of land conveyed as Tract II to Lori A. Desmyter & Toscha M. Clausen by deed of record in Instrument 200006260125543, along the south line of a 1.250 acre tract of land conveyed to James P. & Grace M. Strausbaugh by deed of record in Instrument 199903250074626, along the south line of a 1.250 acre tract of land conveyed to E. Ellis & Lillian B. Fletcher by deed of record in deed Book 2178,

Page 167, along the south line of a 1.250 acre tract of land conveyed to Carole L. Griswold Shaw, Trustee by deed of record in Instrument 200006010107752 and along the south line of a 1.250 acre tract of land conveyed to Theodore w. & Charlotte A. Con away by deed of record in Deed Book 2662, Page 264 a distance of 1,018.63 feet to a point at the southeast corner of said 1.250 acre tract conveyed to Theodore W. & Charlotte A. Conaway and at the southwest corner of a 0.729 acre tract of land conveyed to James L. Banner, Jr. by deed of record in Deed Book 3415, Page 533; thence S 86° 35' 19" E along the south line of said 0.729 acre tract and along a portion of the south line of Lot No.54, as shown upon the plat of Christopher woods, of record in Plat Book 62, Page 20 & 21 a distance of 145.51 feet to a point at the northeast corner of said original 1.289 acre tract and at the northwest corner of a 2.106 acre tract of land conveyed to Loyal Order of Moose, Worthington Lodge No. 1427 by deed of record in official Record 5732, Page H 18;

thence S 03° 24' 42" w along the east line of said original 1.289 acre tract and along the west line of said 2.106 acre tract a distance of 57.76 feet to a point at the southeast corner of said original 1.289 acre tract, at a southwest corner of said 2.106 acre tract and in the curved northeasterly line of Crosswoods Drive, as shown upon the plat of Crosswoods Center Section Two, of record in Pint Book 61, Page 79;

thence westerly along a portion of the curved northeasterly line of Crosswoods Drive, along the curved south line of said original 1.289 acre tract and with a curve to the left, data of which is: radius = 380.00 feet, and sub-delta = 20° 04' 40", a sub-chord distance of 132.48 feet bearing N 76° 40' 52" w to the point of tangency;

thence N 86° 43' 12" w along the north line of Crosswoods Drive and along a portion of the south line of said 1.289 acre tract a distance of 1,427.41 feet to a point in the east at the southeast corner of a 0.0150 acre tract of land conveyed as 15--D-1 for North High Street-U.S. Route 23 right-of-way purposes to City of Columbus, Ohio by deed of record in Official record 29130, Page C 13;

thence northerly along the curved easterly right-of-way line of North High Street-U.S. Route 23, along the curved easterly line of said 0.0150 acre tract and along the curved easterly line of said 0.0341 acre tract and with a curve to the left, data of which is: radius = 11,534.16 feet, and sub-delta = 00° 57' 57", a sub-chord distance of 194.43 feet bearing N 02° 02' 40" E to the true place of beginning;

containing 2.715 acres of land more or less and being subject to all easements and restrictions of record.

TRACT TWO

Beginning, for reference, at a point at the intersection of the curved centerline of North High Street-U.S. Route 23 (variable width) with the centerline of Crosswoods Drive (60 feet in width), as shown upon the plat of Crosswoods Center Section Three of record in Plat book 62, Pages 52 & 53;

thence S 86° 43' 12" E along the centerline of Crosswoods Drive a distance of 75.28 feet to a point;

thence S 03° 16' 48" W a distance of 30.00 feet to a point in the south line of Crosswoods Drive, in the north line of said original 9.131 acre tract and at the true place of beginning of the rezoning tract (Tract Two) herein intended to be described;

thence S 86° 43' 12" E along the south line of Crosswoods Drive and along a portion of the north line of said original 9.131 acre tract a distance of 1,064.15 feet to a point at the northeast corner of said original 9.131 acre tract and at the northwest corner of a 1.543 acre tract of land conveyed to MSC Otis/Crosswoods, Inc., by deed of record in Official Record 34080, Page A 05;

thence S 03° 10' 07" w along an east line of said original 9.131 acre tract and along the west line of said 1.543 acre tract a distance of 237.73 feet to a point at a southeast corner of said original 9.131 acre tract, at the southwest corner of said 1.543 acre tract and in the north line of a 2.323 acre tract of land conveyed as Tract II to Massachusetts Mutual Life Insurance Company, by deed or record in Instrument 199801290021032;

thence N 86° 49' 53" w along a south line of said original 9.131 acre tract, and along a portion of the north line of said 2.323 acre tract a distance of 520.00 feet to a point at a corner of said original 9.131 acre tract and at the northwest corner of said 2.323 acre tract;

thence S 03° 10' 07" w along an east line of said original 9.131 acre tract and along the west line of said 2.323 acre tract a distance of 126.00 feet to a point at a southeast corner of said original 9.131 acre tract, at the southwest corner of said 2.323 acre tract and in the north line of a 7.231 acre tract of land conveyed to EOP-ONE Crosswoods, LLC, by deed of record in Instrument 199708130070076;

thence N 86° 49' 53" w along a portion of the south line of said original 9.131 acre tract and along a portion of the north line of said 7.231 acre tract a distance of 553.94 feet to a point in the east right-of-way line of North High Street-U.S. Route 23 and at the southeast corner of a 0.1633 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 29130, Page C 11;

thence N 03° 10' 07" E along the east right-of-way line of North High Street-U.S. Route 23 and along an east line of said 0.1633 acre tract a distance of 34.10 feet to a point;

thence N 08° 52' 45" E along the east right-of-way line of North High Street-U.S. Route 23 and along an east line of said 0.1633 acre tract a distance of 100.50 feet to a point;

thence N 03° 10' 07" E along the east right-of-way line of North High Street-U.S. Route 23 and along an east line of said 0.1633 acre tract a distance of 162.58 feet to a point of curvature;

thence northerly along the curved easterly right-of-way line of North High Street-U.S. Route 23, along the curved easterly line of said 0.1633 acre tract, crossing Crosswoods Drive, along the east line of a 0.0150 acre tract of land conveyed for North High Street-U.S. Route 23 right-of-way purposes, to City of Columbus, Ohio by deed of record in Official Record 29130, Page C 11, and along the curved easterly line of said 0.0341 acre tract and with a curve to the left, data of which is: radius = 11,534.16 feet, and sub-delta = 00° 20' 36", a sub-chord distance of 69.12 feet bearing N 02° 59' 50" E to the true place of beginning;

containing 7.424 acres of land more or less and being subject to all easements and restrictions of record.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No.7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from best available Court House record in January, 2002. Basis of bearings is the centerline of Crosswoods Drive, being 5 860 43' 12" E, as shown upon the plat of Crosswoods Center Section Three, of record in Plat Book 62, Pages 52 and 53, Recorder's Office, Franklin County, Ohio.

**To Rezone From: CPD, Commercial Planned Development District,
To: L-AR-1, Limited Apartment Residential District.**

Section 2. That a Height District of Sixty (60) feet is hereby established on the L-AR-1, Limited Apartment 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-AR-1, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text and plans being titled, "LIMITATION OVERLAY TEXT", "PRELIMINARY DEVELOPMENT PLAN", "BUILDINGS A, B and C", "BUFFER TREATMENT 1 OF 2", "BUFFER TREATMENT 2 OF 2", "GARAGE TREATMENT," signed by Jeffrey L. Brown, Attorney for the applicant, dated January 23, 2003 and reading as follows:

LIMITATION OVERLAY TEXT

PROPOSED DISTRICT: L-AR-1
 PROPERTY ADDRESS: 7698 N. High Street
 OWNER: Pontifical College Josephinum

APPLICANT: MultiCon Development Company
 DATE OF TEXT: 1/23/03
 APPLICATION NUMBER: Z02-013

1. INTRODUCTION: within the suburban context, planning standards should promote higher density living. In particular, increased density should be encouraged where infrastructure such as roadways, support service, leisure activities, and working environments currently exist. The College Property is a site that although suburban in proximity and location possesses several urban characteristics. The site is adjacent to a major state highway. This site is clearly urban and a piece of property that should be developed at higher densities.

2. PERMITTED USES: Multi-family and associated uses as shown on "PRELIMINARY DEVELOPMENT PLAN"

3. DEVELOPMENT STANDARDS:

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

1. The maximum number of dwelling units shall be 292.
2. The parking setback shall be 25 feet from High Street.
3. The a maximum height of the building on the north side of the proposed Crosswoods Drive shall be 45 feet.

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

1. All curbcuts and access points shall be subject to the review and approval of the Division of Transportation for the City of Columbus.

2. The developer shall provide driveway access thru its site for parcel 610-112340 located south of the subject site.
3. The extension of Crosswoods Drive to North High Street and the signalization of High Street with changes to the North High Street intersection to accommodate Crosswoods Drive and the traffic signalization shall be part of this development.

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

1. The frontage along North High Street and Crosswoods Drive shall be landscaped with 2 deciduous and 2 ornamental trees planted for every 100 feet of frontage. These trees may be evenly spaced or grouped together.
2. The developer shall install a minimum 30 inch high screen consisting of mounding or shrubbery individually or in any combination thereof to screen the parking areas which are adjacent to North High Street or to the east / west street.
3. The developer shall install landscaping and fencing along the north property line and on the adjacent single family lots as shown on the submitted landscape plans "BUFFER TREATMENT 1 OF 2" and "BUFFER TREATMENT 2 OF 2". The requirement to install landscaping on the adjacent single family lots shall be subject to the individual lot owners granting permission for the installation of said landscaping. The failure of a property owner to grant permission for the installation of the landscaping terminates the applicant's obligation to install said landscaping but the fence shall still be installed. Maintenance of the landscaping installed on the single family lots shall be the responsibility of the individual lot owners. while the maintenance of the fence shall remain the responsibility of the developer.
4. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first. The fencing shall be maintained in an orderly fashion.
5. Minimum size of all trees at installation shall be 2 1/2 inches caliper of deciduous, 5 feet in height for evergreen, and 1 1/2 inch caliper for ornamental. Tree caliper is measured six (6) inches from the ground.
6. The landscaping requirements of this section may be satisfied or offset by the preservation of existing vegetation.

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

1. BUILDING ELEVATION: The buildings shall be constructed in accordance with the submitted building elevation drawings "BUILDINGS A, B and C" and "GARAGE TREATMENT". These building elevations may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time that development and engineering plans are completed. Any slight adjustment to these building elevations shall be reviewed and may be approved by the Director of the Department of Development, or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

1. Dumpsters shall be screened on three sides by a wall, fence and/or landscaping to a height of six feet with a gate on the fourth side.
2. Maximum height of light poles shall be eighteen feet.
3. All external lighting shall be cut-off fixtures (downlighting) and shall be designed to prevent offsite spillage.
4. Lights shall be from the same or similar type and color.
5. Lighting shall not exceed .1 foot candle along the east property line on the north side of the Crosswoods Drive.

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. The developer shall comply with the park land dedication ordinance by contributing money to the City's Recreation and Parks Department.

2. SITE PLAN: The property shall be developed in general conformance with the submitted site plan, "PRELIMINARY DEVELOPMENT PLAN". The site plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time that development and engineering plans are completed. Any slight adjustment to the site plan shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment. Section 4. That for the reasons state din 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.

Section 5 That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0219-03

To rezone 6822 SAWMILL ROAD (43235), being 1.57± acres located on the east side of Sawmill Road, 292± feet north of Snouffer Road, From: CPD, Commercial Planned Development District, To: L-C-4, Limited Commercial District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because construction schedule of new building for car sales will be significantly improved; and all impacted parties are in favor of improvements proposed through this rezoning for the preservation of the public health, peace, property, safety, and welfare; now therefore

WHEREAS, application #Z02-068 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.57i acres from CPD, Commercial Planned Development District, to L-C-4, Limited Commercial 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-C-4, Limited Commercial District would permit redevelopment of the site for automobile sales. The proposed use is consistent with development in the area. The L-C-4 text provides use restrictions and development standards that include site access, landscaping and building material, now, therefore:

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

Section 1. That the Zoning Map attached to Ordinance No.1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

6822 SAWMILL ROAD (43235), being 1.57± acres located on the east side of Sawmill Road, 292± feet north of Snouffer Road, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Quarter Township 1, Township 2, Range 19, United States Military Lands and being part of the 3.027 acre tract of land conveyed to BP Exploration & Oil, Inc., by deed of record in Instrument No.199712220173181, all references being to records in the Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning at an iron pin found in the easterly right-of-way line of Sawmill Road at the southwesterly corner of said BP Exploration & Oil, Inc. 3.027 acre tract, the northwesterly corner of the Shell Oil Co. tract, of record in Official Record 10878H14;

thence North 2° 51' 49" East, along said right-of-way of Sawmill Road, a distance of 118.29 feet to an iron pin found at an angle point in said line;

thence North 5° 10,41" East, continuing along said right-of-way line of Sawmill Road, a distance of 36.83 feet to an iron pin set; thence South 87° 07' 41" East, crossing the BP Exploration & Oil, Inc. 3.027 acre tract, a distance of 440.30 feet to an iron pin set in the westerly right-of-way line of Caine Road (70 feet in width);

thence South 2° 44' 31" West, along said right-of-way line of Caine Road, a distance of 155.12 feet to an iron pin found at the intersection of said right-of-way line with the northerly line of the Anthony F. Mollica, Tr. 0.766 acre tract, of record in Official Record 10877G06;

thence North 87° 07' 41" West, along the northerly lines of the Anthony F. Mollica, Tr. 0.766 acre tract, the Anthony F. Mollica, Tr. 0.767 acre tract and the Shell Oil Co. tract, a distance of 442.12 feet to the place of beginning, containing 1.573 acres, more or less.

Subject, however, to all legal right-of-way and/or easements, if any, of previous record.

Bearings contained herein are based on the same meridian as the bearings in deed of record in Instrument Number 19971220173181, Records Office, Franklin County, Ohio.

**To Rezone From: CPD, Commercial Planned Development District District,
To: L-C-4, Limited Commercial District.**

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the L-C-4, Limited Commercial 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-C-4, LIMITED COMMERCIAL DEVELOPMENT, 1.573+ ACRES," signed by Laura MacGregor Comek, Attorney for the Applicant, dated January 13, 2003, and reading as follows:

**LIMITATION TEXT
L-C-4, LIMITED COMMERCIAL DEVELOPMENT
1.573± ACRES**

PROPOSED DISTRICT:	L-C-4, Limited Commercial Development
EXISTING DISTRICT:	CPD, Commercial Planned Development
PROPERTY ADDRESS:	6822 Sawmill Road, Columbus, Ohio 43235
OWNER/APPLICANT:	Dale Property Company, do Michael T. Shannon, Esq., George R. McCue, Esq., Laura MacGregor Comek, Esq., and CRABBE, BROWN & JAMES, LLP, 500 South Front Street, Suite 1200, Columbus, Ohio 43215. gmccue@cbjlawyers.com , mshannon@cbjlawyers.com , lcomek@cbjlawyers.com
DATE OF TEXT:	February 21, 2003
APPLICATION NUMBER:	
INTRODUCTION:	

The subject property ("Site") is located just south of I-270 on Sawmill Road. The Site is surrounded by a variety of commercial zoning classifications, which include L-C-4, LM, C-4 and CPD. The proposed rezoning is considered compatible with the existing commercial zoning districts.

The Site was zoned CPD by virtue of Ordinance No.1049-95, in 1995. Since that time, the Site was involved in a lot split, creating the 1.573+ acres that are the subject of this rezoning. This rezoning is necessary to expand the restricted limited uses that exist in the current CPD. The remaining CPD can still be applied, as written, to the remaining north lot.

This proposal is recommended for approval by the Far Northwest Coalition.

1. PERMITTED USES:

Unless otherwise specified in this Text, the applicable permitted uses shall be those contained in Chapter 3355, C-4 (Commercial) of the Columbus City Code, excepting therefrom the following: automobile service station, convenience store, takeout or drive-thru restaurant, commercial carwash (except that the applicant may wash its own vehicles or its customers' vehicles, associated with the automobile sales business), or automobile repair (except that the applicant may repair its own vehicles associated with the automobile sales business), adult bookstore, adult motion picture theater, adults-only entertainment facility, production of adult materials or adult entertainment, outdoor amphitheater, asbestos product sales, ballrooms (commercial, for-profit), coliseum, dance hall, bars, armored car service garage, poultry killing, railroad yards, stables, wagon sheds, blacksmithing, horseshoeing, wagon shop, cabaret, private club, pool room, skating rink, stable, testing or experimental laboratory, tinsmith, veterinary hospital, or billboards.

2. DEVELOPMENT STANDARDS:

Unless otherwise specified in this Text, the applicable development standards shall be those contained in Chapter 3355, C-4 (Commercial) of the Columbus City Code.

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

1. N/A

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

1. Any and all traffic-related commitments shall be designated and located to the specifications of the City of Columbus Transportation Division.

- C. Buffering, Landscaping, Open Space and/or Screening Commitments.
 - 1. There shall be a curbed landscape area(s) along the eastern boundary of the Site (Caine Road), which will include trees, grass, vegetation, mulching or a combination thereof. There shall be at least two trees planted along the eastern boundary, installed approximately 40' on center, but subject to the final design and locale of the Caine Road curb cut, which locale shall be to the specification of the City of Columbus Transportation Division.
 - 2. There shall be a landscape area along the western boundary of the Site (Sawmill Road) which will include trees, grass, vegetation, mulching, or a combination thereof. There shall be at least two ornamental trees planted along the western boundary. The trees may be spaced or grouped, but in any event shall be subject to the specifications of the City of Columbus Transportation Division, as it relates to the placement of curb cuts and vision clearances.
 - 3. There shall be a landscape area along the southern boundary of the Site, which will include grass, other vegetation, mulch, or a combination thereof. There shall be trees planted along the southern boundary, installed approximately 30' on center.
 - 4. If trees are utilized, the minimum requirements for trees at the time of planting shall be: 2 ½ " caliper for deciduous; 1 ½ " caliper for ornamental; 5' for evergreens, all as measured 6" from grade.
- D. Building Design and/or Interior/Exterior Treatment Commitments.
 - 1. The building exteriors may be constructed of wood, brick, real or synthetic stone, real or synthetic stucco, glass, vinyl siding, wood shingles, textured or coated metal (except galvanized steel), marble, textured concrete or any combination thereof.
- E. Dumpsters, Lighting, Outdoor Display Areas, and/or other Environmental Commitments.
 - a. Dumpsters.
 - 1. Any dumpsters or waste removal items shall be screened on four (4) sides with a wooden fence 6' in height.
 - b. Lighting.
 - 1. Lights shall have fully shielded, recessed lamps directed downward to prevent glare and shine above the horizontal plane, and otherwise present no interference with the operation of Don Scott Airport.
 - 2. All types of pole lighting shall be from the same manufacturer's type and style.
 - 3. All light poles will be of a color in harmony with the building and canopy on site. Parking lot lighting will not exceed 28' in height.
- F. Graphics and/or Signage Commitments.
 - 1. All signage shall conform to Article 15, Title 33, of the Columbus City Code, as applied to the C-4, Commercial District. Any variance from those requirements will be submitted to the City of Columbus Graphics Commission for consideration.
- G. Miscellaneous Commitments.
 - N/A.

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.

**STAFF REPORT
DEVELOPMENT COMMISSION
ZONING MEETING
CITY OF COLUMBUS, OHIO
JANUARY 9, 2003**

- 4. APPLICATION: Z02-068
 Location: 6822 SAWMILL ROAD (43235), being 1.57± acres located on the east side of Sawmill Road, 292± feet North of Snouffer Road
 Existing Zoning: CPD, Commercial Planned Development District.
 Request: L-C-4, Limited Commercial District
 Proposed Use: Automobile sales
 Applicant(s): Dale Property Company; c/o Crabbe, Brown & James, LLP; 500 South Front Street, Suite 1200, Columbus, Ohio 43215
 Property Owner(s): The Applicant
 Planner: Don Bier, 645-0712; drbier@columbus.aov

BACKGROUND:

The 1.57± acre site is developed with a closed filling station and carwash zoned in the CPD, Commercial Planned Development District. The applicant is requesting the L-C-4. Limited Commercial District to re-develop the site for automobile sales.

To the north is an auto repair shop zoned in the CPD, Commercial Planned Development District. To the east are retail strip centers zoned in the L-C-4, Limited Commercial and CPD, Commercial Planned Development Districts. A convenience store with gas sales zoned in the CPD, Commercial Planned Development District and collision repair shop and beverage drive through zoned in the C-4, Commercial District are located to the south. An auto dealership, strip retail and bank are located across Sawmill Road to the west in Dublin.

The L-C-4 text provides customary use restrictions and development standards that address site access, existing landscaping, building materials and lighting and graphics restrictions.

The Columbus Thoroughfare Plan identifies Sawmill Road as a "6-2D" arterial requiring 80 feet of right-of-way from the centerline.

CITY DEPARTMENTS RECOMMENDATION: Approval.

The requested L-C-4, Limited Commercial District would permit redevelopment of the site for automobile sales. The proposed use is consistent with development in the area. The L-C-4 text provides use restrictions and development standards that include site access, landscaping and building materials. However, staff recommends that landscaping standards be revised to comply with the current CPD landscape plan along lot lines and to provide landscaping on the Caine Road frontage comparable to Sawmill Road landscaping. Staff also notes that billboards are not a permitted use in the current CPD district and recommends that they be prohibited in the requested L-C-4 zoning.

** Applicant's attorney provided a revised limitation text at the January 9, 2003 Development Commission meeting that addressed staff concerns regarding landscaping requirements and added billboards to the list of prohibited uses.

Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0241-03

To authorize and direct the transfer of \$150,000 within the General Fund, from the Department of Finance to the Office of City Attorney, to provide funding for recalculated unpaid PERS contributions for an employee of the office, and to declare an emergency. (\$150,000.00)

WHEREAS, the City Attorney's Office is required to provide funding for recalculated unpaid PERS contributions for an employee of the office; and

WHEREAS, funds are available in the Finance Department's transfer character for this expense, and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to undertake the aforementioned actions 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, OHIO:

SECTION 1. That the City Auditor is hereby authorized and directed to transfer 8150,000 within the General Fund, Subfund 01-100, as follows:

FROM:					
<u>Division</u>	<u>Division No.</u>	<u>Character</u>	<u>Minor Object</u>	<u>Index</u>	<u>Amount</u>
Finance	45-01	10	5501	904508	\$150,000

TO:					
<u>Division</u>	<u>Division No.</u>	<u>Character</u>	<u>Minor Object</u>	<u>Index</u>	<u>Amount</u>
City Attorney	24-01	01	1160	240101	\$150,000

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0242-03

To appropriate and authorize the City Auditor to transfer up to \$3,000,000 from the Special Income Tax Fund to the Electricity Operating Fund, for the purpose of providing sufficient cash within the fund, if necessary, and to declare an emergency. (\$3,000,000.00)

WHEREAS, an appropriation and transfer from the Special Income Tax Fund to the Electricity Operating Fund is authorized to address the possibility that receipts within the electricity operating fund may not be sufficient to meet cash expenses in 2003, and

WHEREAS, a transfer will be made only in the event that revenues are insufficient to cover expenses in 2003 and any potential transfer would be only that amount needed to ensure that the division's operating fund does not end 2003 in a cash deficit, and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to both appropriate funds within the Special Income Tax Fund and authorize the transfer said funds for the above-described purpose, 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 Special Income Tax Fund, Fund 430, 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, 2003, the sum of \$3,000,000 be and hereby is appropriated to the City Auditor, Division No.22-01, Object Level One 10, Object Level Three 5501, OCA 902023.

SECTION 2. That the City Auditor is hereby authorized to transfer up to \$3,000,000 to the Electricity Operating Fund, Fund No.550, as deemed necessary by the City Auditor.

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the fund source for any contract or contract modifications associated with the expenditure of the funds transferred under Section 2 above.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0243-03

To authorize the Director of the Department of Finance to enter into an agreement with the Columbus Urban League for the Fair Housing Program, to authorize the expenditure of \$188,814.00 from the Community Development Block Grant fund, and to declare an emergency. (\$188,814.00)

WHEREAS, it is the desire of the Department of Finance to expend monies from the Community Development Block Grant Fund for an agreement with the Columbus Urban League for the Fair Housing Program, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance in that it is immediately necessary to expend the aforementioned funds for preservation of the public peace, health, property, safety and welfare; Now, Therefore

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

SECTION 1. That, in accordance with, Section 329.15 of the Columbus City Code, the Director of the Department of Finance is hereby authorized and directed to enter into an agreement with the Columbus Urban League for the Fair Housing Program.

SECTION 2. That the expenditure of \$188,814.00, or so much thereof as may be necessary, from Division 45-01, Fund 248, OCA Code 453013, Subfund 001, Object Level One 03, Object Level Three 3336 is hereby authorized for the aforesaid purpose.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0244-03

To authorize and direct the transfer of \$197,200.00 from the Recreation and Parks Operating Fund to the Recreation and Parks Grant Fund

for a match to the Title III-A grant, and to declare an emergency. (\$197,200.00)

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer said funds for the preservation of public health, peace, property and safety; now, therefore
 BE IT ORDAINED BY THE COLINCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Auditor be and he is hereby authorized and directed to transfer \$197,200.00 from the Recreation and Parks Operating Fund No.285 to the Recreation and Parks Grant Fund No.286, as follows:

FROM:

Fund No.	Dept No	OCA Code	Project	Object Level 3	Amount
285	51-01	901306	N/A	5501	\$197,200.00

TO:

Fund No.	Dept No	OCA Code	Grant No.	Object Level 3	Amount
286	51-01	101857	518324	5501	\$197,200.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0245-03

To authorize and direct the Director of Finance to enter into a purchase order with Nylon Net to authorize an expenditure from the Recreation and Parks Special Purpose Fund in the amount of \$23,800.00 to purchase batting cage facility netting, and to declare an emergency. (\$23,800.00)

WHEREAS, the Purchasing Office received bids on October 31 2002, to obtain two Automated Batting Cage (A.B.C.) replacement netting packages for the Recreation and Parks Department: and

WHEREAS, a purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office: and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order 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 Finance be and he is hereby authorized and directed to enter into a purchase order with Nylon Net for two Automated Batting Cage (A.B.C.) replacement netting packages for the Recreation and Parks Department, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$23,800.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Special Purpose Fund, as follows, to pay the cost thereof.

Fund Type	Division	Fund	Sub-Fund No.	Object Level 3	OCA Code	Amount
Special Purpose	51-01	223	052	6621	511873	\$23,800.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0246-03

To authorize and direct the Director of Recreation and Parks to enter into an agreement with Community Arts Project Inc. to provide financial support toward community arts programming and facility operation and maintenance, to authorize the expenditure of \$120,000.00 from the Recreation and Parks Operating Fund, and to declare an emergency. (\$120,000.00)

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said agreement 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 Recreation and Parks be and he is hereby authorized and directed to enter into an agreement with Community Arts Project, Inc. to provide financial support toward community arts programming at the Garfield School in 2003 and for services for operation and maintenance of the facility. The vendor is being awarded this contract under the provisions of Section 329.29 of the Columbus City Codes. The services cannot be provided by existing City employees.

SECTION 2. That the expenditure of \$1 20,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Operating Fund, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Object Level 3	OCA Code	Amount
Operating	51-01	285	3337	516542	\$120,000.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0247-03

To authorize and direct the Finance Director to enter into a purchase order with various vendors for golf course chemicals for the Recreation and Parks Department, to authorize the expenditure of \$235,559.12 from the Golf Course Operations Fund, and to declare an emergency. (\$235,559.12)

WHEREAS, bids were received by the Purchasing Office on January 9, 2003, and awards will be made for the purchase of golf course chemicals in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office, and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase orders 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 he is hereby authorized and directed to enter into purchase orders with Prosource One (\$70,781.28), Turfgrass South LLC (\$48,699.64), United Horticulture Supply (\$79,313.20), and Advanced Turf Solutions (\$36,765.00) for golf course chemicals for the Recreation and Parks Department, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$235,559.12, or so much thereof as may be necessary, be and is hereby authorized from the Golf Course Operations Fund, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Object Level 3	OCA Code	Amount
Operating	51-03	284	2209	516047	33,000.54
Operating	51-03	284	2209	516088	33,289.38
Operating	51-03	284	2209	516336	52,073.58
Operating	51-03	284	2209	516120	38,678.38
Operating	51-03	284	2209	516203	78,517.24

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0248-03

To authorize and direct the Director of Finance to enter into a purchase order with Earthco, Inc., for clay for the Recreation and Parks Department, to authorize the expenditure of \$25,000.00 from the Recreation and Parks Permanent Improvement Fund, and to declare an emergency. (\$25,000.00)

WHEREAS, the Recreation and Parks Department wishes to purchase pulverized ball diamond clay for use by Adult Sports Section; and WHEREAS, the clay will be purchased in accordance with the Citywide contract established by the Purchasing Office; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order 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 Finance be and he is hereby authorized and directed to enter into a purchase order with Earthco, Inc., for clay for the Recreation and Parks Department, in accordance with the terms and conditions of the Citywide contract on file in the Purchasing Office.

SECTION 2. That the expenditure of \$25,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Permanent Improvement Fund, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Project Name	Project No.	Object Level 3	OCA Code	Amount
Cap. Imp.	51-01	747	Park & Playground Improvements	510017	6621	640862	25000.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0249-03

To authorize and direct the Finance Director to set up a purchase order with Textron Golf Turf and Specialty Products to provide adequate funding through March 2004 for golf cars, in accordance with the terms of the Universal Term Contract, to authorize the expenditure of \$350,000.00 from the Golf Course Operations Fund, and to declare an emergency. (\$350,000.00)

WHEREAS, the Purchasing Office has established a Universal Term Contract for the option to lease riding golf cars, and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order 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 Finance be and he is hereby authorized and directed to set up a purchase order with Textron Golf Turf and Specialty Products to provide adequate funding and renewal of the lease through March 2004 for golf cars for the Recreation and Parks Department, in accordance with the terms; and conditions of the Universal Term Contract.

SECTION 2. That the expenditure of \$350,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Golf Course Operations Fund, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Items	Object Level 3	OCA Code	Amount
Operating	51-03	284	Golf Car Rental	3305	516021	62,000.00
Operating	51-03	284	Golf Car Rental	3305	516062	68,000.00
Operating	51-03	284	Golf Car Rental	3305	516310	60,000.00
Operating	51-03	284	Golf Car Rental	3305	516104	73,000.00
Operating	51-03	284	Golf Car Rental	3305	516146	10,000.00
Operating	51-03	284	Golf Car Rental	3305	516187	62,000.00
Operating	51-03	284	Golf Car Rental	3305	516229	15,000.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0250-03

To authorize and direct the Director of Finance to enter into a purchase order with IQ Solutions for self-help gas for the Recreation and Parks Department, in accordance with the terms and conditions of the Statewide contract, to authorize the expenditure of \$577,500.00 from various funds and to declare an emergency.

WHEREAS, the State of Ohio has established a contract with IQ Solutions for the purchase of self-help gas; and

WHEREAS, the State of Ohio allows political subdivisions to purchase from Statewide contracts; and

WHEREAS, Columbus City Council has authorized City agencies to make such purchases, and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order 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 Finance be and he is hereby authorized and directed to establish a purchase order with IQ Solutions for self-help gas for the Recreation and Parks Department, in accordance with the terms and conditions of the Statewide contract.

SECTION 2. That the expenditure of \$546,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Operating Fund No.285, and the expenditure of ~\$ 1,500.00, or so much thereof as may be necessary from the Golf Course Operations Fund No.284, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Object Level 3	OCA Code	Amount
Operating	51-01	285	3310	510297	462,339.00
Operating	51-01	285	3310	510495	83,661.00
Operating	51-03	284	3310	516021	6,800.00
Operating	51-03	284	3310	516104	8,200.00
Operating	51-03	284	3310	516146	1,300.00
Operating	51-03	284	3310	516187	4,400.00
Operating	51-03	284	3310	516229	4,500.00
Operating	51-03	284	3310	516336	4,500.00
Operating	51-03	284	3310	516310	1,800.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0251-03

To appropriate and authorize the City Auditor to transfer \$2,965,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund for property acquisitions on East Long Street to provide for office space for the Central Ohio Area Agency on Aging, to authorize and direct the Director of Recreation and Parks to enter into purchase contracts with various vendors to acquire these properties to authorize the expenditure of \$2,965,000.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, to amend the 2002 Capital Improvements Budget, and to declare an emergency. (\$2,965,000.00)

WHEREAS, it is necessary for the Recreation and Parks Department to proceed with the acquisition of two properties to provide for office space for the Central Ohio Area Agency on Aging; and

WHEREAS, it is necessary to appropriate and transfer funds from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund to provide monies for these purchases; and

WHEREAS, this capital debt will be retired and needed capital improvements made from rental payments made by COAAA; and

WHEREAS, it is necessary to amend the 2002 Capital Improvements Budget, Ordinance No. 1674-02, to provide monies in the proper project account for the purchase of these properties; and

WHEREAS, the aggregate principal amount of obligation which the city will issue to finance the project is presently expected not to exceed \$2,965,000.00; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate and transfer said funds, purchase said properties and amend the 2002 Capital Improvements Budget 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 from the unappropriated monies in the Special Income Tax Fund No. 430, 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, 2003, the sum of \$2,965,000.00 is appropriated to the City Auditor, Department No.22, Object Level 1 - 10, Object Level 3 - 5502, OCA Code 902023.

SECTION 2. That the City Auditor is hereby authorized to transfer said funds to the Voted 1995 and 1999 Parks and Recreation Bond Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as maybe necessary.

SECTION 3. That the amount of \$2,965,000.00 is hereby appropriated to the Voted 1995 and 1999 Parks and Recreation Bond Fund. as follows;

Fund Type	Dept. No.	Fund	Project No.	Project Title	Object Level 3	OCA Code	Amount
Capital Proj.	51-01	702	510500	COAAA Building	6601	510500	2,965,000.00

SECTION 4. That upon obtaining other funds for these projects the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2, above; and said funds are hereby deemed appropriated for such purpose.

SECTION 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of the funds transferred in Section 2. above.

SECTION 6. That the City intends that this ordinance constitutes an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986. as amended.

SECTION 7. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into purchase contracts with Rostlong Ltd. (\$2,078,418.25) for 174 East Long Street, and Thessalonians Ltd. (\$881,718.75) for 182 East Long Street. These amounts include the closing costs involved with the transactions.

SECTION 8. That the expenditure of \$2,965,000.00, 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. as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund	Project No.	Project Title	Object Level 3	OCA Code	Amount
Capital Proj.	51-01	702	510500	COAAA Building	6601	510500	2,965,000.00

SECTION 9. That the 2002 Capital Improvements Budget. Ordinance No. 1674-02, is hereby amended as follows:

Project No.	Title	Current 2002 C.I.B.	Amended 2002 C.I.B.
510500	COAAA Building	-0-	\$2,965,000.00

SECTION 10. 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0253-03

To authorize the Director of the Recreation and Parks Department to execute those documents required to transfer the northern 10.82+ acres of the 15.755 acres of City-owned parkland along Alkire Road to F&G Property Development Inc. in exchange for 10.193+ acres to waive the competitive bidding provisions of Columbus City Codes. and to declare an emergency

WHEREAS. the City of Columbus. Recreation and Parks Department. acquired 15.755± acres of parkland along Alkire Road as a part of a zoning case; and

WHEREAS. the current configuration of the parcel makes it difficult to develop this parkland: and

WHEREAS, F&G Property Development, Inc.. is the owner of that property identified as 3675 Alkire Road. located east of the City parkland; and

WHEREAS. recently the Recreation and Parks Department received a proposal from F&G Property Development. Inc., suggesting an exchange of property; and

WHEREAS, the proposed exchange would transfer the northern 10.82± acres of the 15.755 acres of city owned parkland to F&G Property Development, Inc. in exchange for a 10.193± acre parcel located adjacent to the southern 4.942± acres of existing parkland; and

WHEREAS, the proposed exchange would provide a more developable park parcel and would protect a small stream and woods located on the site.. and

WHEREAS, the Land Review Commission voted to recommend that that the City proceed with the proposed exchange: and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to execute those documents necessary to transfer the northern 10.82+ acres of the 15.755 acres of City owned parkland to F&G Property Development. Inc. so that development of the F&G Property Development. Inc., property can proceed without delay 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 Director of the Recreation and Parks Department be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described property to F&G Property Development. Inc.; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 1389, and being a 10.553 acre tract of land out of that 15.591 acre tract as conveyed to the City of Columbus by deed of record in Instrument Number 200108020176659, records of the Recorder's Office, Franklin County, Ohio, and said 10.553 acre tract of land being bounded and more particularly described as follows:

Beginning for Reference at an iron pin set marking the northwest corner of Lot 79 as shown and delineated on the record plat of ALKIRE LAKES SECTION 2, PART 1, as recorded in Plat Book 95. Page 84, said point being in the existing southerly right-of-way line of Alkire Lakes Drive (50 feet), in the easterly line of said 24.737 acre tract, and in the easterly line of said V.M.S. No.1389;

Thence South 01°04'32" West, a distance of 868.98 feet, along the line common to said 24.737 acre tract. said ALKIRE LAKES SECTION 2, PART 1, and ALKIRE LAKES SECTION 4, PART 2, as recorded in Plat Book 99, Page 3. to an iron pin set at a common corner of said 24.737 acre tract and that 26.881 acre tract as conveyed to George W. & Donna V. Allmon by deed of record in Official Record 20740 D18;

Thence North 88°47'18" West, a distance of 544.71 feet, along the line common to said 24.737 acre tract and said 26.881 acre tract to an iron pin found at a common corner of said 24.737 acre tract and that 15.591 acre tract as conveyed to the City of Columbus by deed of record in Instrument No.200108020176659;

Thence North 88°47'18" West, a distance of 415.68 feet, along the line common to said 26.881 acre tract, and said 15.591 acre tract, to an iron pin found at a common corner of said 15.591 acre tract, said 26.881 acre tract, and that 10 acre tract as conveyed to Thomas A. Box by deed of record in Official Record 11827 F17;

Thence North 01°26'55" East, a distance of 572.13 feet, along the line common to said 15.591 acre tract and said 10 acre tract, to an iron pin set at the Point of True Beginning of the herein described 10.553 acre tract;

Thence continuing North 01°26'55" East, a distance of 1059.44 feet, along the line common to said 15.591 acre tract and said 10 acre tract, to an iron pin set;

Thence the following three (3) courses and distances over and across said 15.591 acre tract:

1. South 42°31'37" East, a distance of 194.43 feet, to an iron pin set;
2. North 01°26'55" East, a distance of 21.60 feet, to an iron pin set;
3. North 42°31'37" West, a distance of 172.14 feet, to an iron pin found at a common corner of said 15.591 acre tract and

that 3 acre tract as conveyed to Harold E. & Bobbie L. Gardner by deed of record in Deed Book 2858, Page 271:

Thence South 86°43'20" East, a distance of 400.60 feet, along the line common to said 15.591 acre tract, 3 acre tract, and that 1 acre tract as conveyed to Earl A. & Janelle E. Sagraves by deed of record in Official Record 05976 J10, and that 1 acre tract as conveyed to Gene & Charlotte A. Dougherty by deed of record in Deed Book 2799, Page 46, to an iron pin found at a common corner with said 15.591 acre tract, said 24.737 acre tract, said 1 acre tract conveyed to Dougherty, and that 2.738 acre tract as conveyed to Lolita Ann Capuana by deed of record in Deed Book 2404, Page 413;

Thence South 01°27'20" West, a distance of 942.06 feet, along the line common to said 15.591 acre tract and said 24.737 acre tract, to an iron pin set:

Thence the following five (5) courses and distances over and across said 15.591 acre tract;

1. North 88°33'05" West, a distance of 50.76 feet, to an iron pin set;
2. South 01°26'55" West, a distance of 97.49 feet, to an iron pin set;
3. South 39°58'47" West, a distance of 157.41 feet, to an iron pin set;
4. North 88°33'05" West, a distance of 149.21 feet, to an iron pin set;
5. North 45°22'17" West, a distance of 161.45 feet, to the Point of True Beginning, containing 10.553 acres of land, more

or less.

The bearings used in this description are based on the bearing of South 01°04'32" West for the west property line of ALKIRE LAKES SECTION 4, PART 2, as determined by a GPS network of field observations based on the Ohio State Plane Coordinate System South Zone, NAD 83, through FCGS Monument # 5545 performed in April 2002.

Of the above described area, 10.553 acres is contained within Franklin County Auditor's Parcel 160-001107.

All iron pins set are 3/4 inch iron pipes, 30 inches in length, with a yellow cap bearing the name "R. D. Zande".

R.D. Zande & Associates, Inc.

Jeffrey D. Hofius, P.S., Registered Surveyor No 7455

And

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 1389, and being a 0.260 acre tract of land out of that 15.591 acre tract as conveyed to the City of Columbus by deed of record in Instrument Number 200108020176659, and that 0.145 acre tract as conveyed to the City of Columbus by deed of record in Instrument Number 200108020176659, records of the Recorder's Office, Franklin County, Ohio, said 0.260 acre tract of land being bounded and more particularly described as follows:

Beginning for reference at Franklin County Monument #5545 at the intersection of the Franklin-Jackson Township line with the centerline tangent of a spiral curve in Alkire Road, North 65028~06~ East, 123.00 feet from the Tangent to Spiral at Station 30+68.86, as shown on the Centerline Plat of Alkire Road - County Road 11, Sections D- 1 and D-2 (1974), on record at the Franklin County Engineer's Office;

Thence North 65°28'06" East, a distance of 232.40 feet, along said centerline tangent of a spiral curve of Alkire Road to the Point of Intersection at Station 34+24.26;

Thence North 75°47'01" East, a distance of 496.07 feet, along said centerline tangent of a spiral curve of Alkire Road to the Point of Intersection at Station 39+20.33.

Thence South 86°44'02" East, a distance of 379.32 feet, along said centerline tangent of a spiral curve of Alkire Road to a railroad spike found marking the northwest corner of said City of Columbus 0.145 acre tract, said spike also being the Point of True Beginning for the herein described 0.260 acre tract;

Thence continuing South 86°44'02" East, a distance of 15.81 feet, along said centerline tangent of a spiral curve of Alkire Road, and along the northerly line of said City of Columbus 0.145 acre tract, to a railroad spike found marking the northeast corner of said City of Columbus 0.145 acre tract;

Thence South 01°29'00" West, a distance of 544.40 feet, along the easterly line of said City of Columbus 0.145 acre tract, and along the westerly line of that 3 acre tract as conveyed to Harold E. and Bobbie L. Gardner by deed of record in Deed Book 2858, Page 271, to an iron pin found marking the southeast corner of said City of Columbus 0.145 acre tract.

Thence South 42°31'37" East, a distance of 172.14 feet, across said City of Columbus 15.591 acre tract to an iron pin set;

Thence South 01°26'55" West, a distance of 21.60 feet, across said City of Columbus 15.591 acre tract to an iron pin set..

Thence North 42°31'37" West, a distance of 194.43 feet, across said City of Columbus 15.591 acre tract to an iron pin set at the northwest corner of said City of Columbus 15.591 acre tract and the southwest corner of said City of Columbus 0.145 acre tract..

Thence North 01°26'55" East, a distance of 550.47 feet, along the westerly line of said City of Columbus 0.145 acre tract, and along the easterly line of that 10 acre tract as conveyed to Thomas A. Box by deed of record in Official Record 11827 F17, to the Point of True Beginning, containing 0.260 acres, more or less.

The bearings used in this description are based on the bearing of South 01°04'32" West for the west property line of ALKIRE LAKES SECTION 2, PART 1, as determined by a GPS network of field observations based on the Ohio State Plane Coordinate System, South Zone, NAD 83, through FCGS Monument # 5545 performed in April 2002.

Of the above described area, 0.197 acres is contained within Franklin County Auditor's Parcel 140-007040.

Of the above described area, 0.063 acres is contained within Franklin County Auditor's Parcel 160-001107.

All iron pins set are 3/4 inch iron pipes, 30 inches in length, with a yellow cap bearing the name "R. D. Zande".

R.D. Zande & Associates, Inc.

Jeffrey D. Hofius, P.S., Registered Surveyor No 7455

SECTION 2. That in exchange for the above described parkland the City of Columbus, Recreation and Parks Department will receive the following described property, to be used as parkland from F&G Property Development, Inc. to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Virginia Military Survey Number 1389, and being a 10.193 acre tract of land out of that 24.737 acre tract as conveyed to Dean A. Capuana, Frank Czarniecki, and Norma Capuana Czarniecki by deed of record in Official Record 05183 005, records of the Recorder's Office, Franklin County, Ohio, said 10.193 acre tract of land being bounded and more particularly described as follows:

Beginning at an iron pin set marking the northwest corner of Lot 79 as shown and delineated on the record plat of ALKIRE LAKES SECTION 2, PART 1. as recorded in Plat Book 95. Page 83. said pint being in the existing southerly right-of-way line of Alkire Lakes Drive (50 feet). in the easterly line of said 24.737 acre tract. and the easterly line of said V.M.S. No.1389,

Thence South 01°04'32" West, a distance of 868.98 feet, along a line common to said 24.737 acre tract. said ALKIRE LAKES SECTION 2, PART 1. and ALKIRE LAKES SECTION 4, PART 2, as recorded in Plat Book 99. Page 3, and along the easterly line of said V.M.S. 1389, to an iron pin set at a common corner of said 24.737 acre tract and that 26.881 acre tract as conveyed to George W. & Donna V. Allmon by deed of record in Official Record 20740 D18;

Thence North 88°47'18" West. a distance of 544.71 feet. along a line common to said 24.737 acre tract and said 26.881 acre tract, to an iron pin found at a common corner of said 94.737 acre tract and that 15.591 acre tract as conveyed to the City of Columbus by deed of record in Instrument No.200208020176659.

Thence North 01°27'20" East a distance of 800.56 feet, along a line common to said 24.737 acre tract and said 15.591 acre tract, to an iron pin set;

Thence the following four (4) courses and distances over and across said 24.737 acre tract;

1. South 88°33'05" East, a distance of 229.23 feet, to an iron pin set at a point of tangent curvature;
2. Along a curve to the left, having a radius of 325.00 feet, a central angle of 18°07'45", a chord direction of North 82°23'23" East. and a chord distance of 102.41 feet. to an iron pin set at a point of tangency;
3. North 73°19'10" East, a distance of 131.34 feet, to an iron pin set at a point of tangent curvature;
4. Along a curve to the right having a radius of 275.00 feet, a central angle of 17°45'22" a chord direction of North 82°11'51" East, and a chord distance of 84.88 feet, to the Point of Beginning. containing 10.193 acres of land. more or less.

The bearings used in this description are based on the bearing of South 01°04'32" West for the west property line of ALKIRE LAKES SECTION 4, PART 2, as determined by a GPS network of field observations based on the Ohio State Plane Coordinate System. South Zone. NAD 83, through FCGS Monument # 5545 performed in April 2002.

Of the above described area, 10.193 acres is contained within Franklin County Auditor's Parcel 140-000503.

All iron pins set are ¾ inch iron pipes. 30 inches in length. with a yellow cop bearing the name "R. D. Zande".

R.D. Zande & Associates, Inc.

Jeffrey D. Hofius, P.S.. Registered Surveyor No 7455

SECTION 3. That this Council has determined it is in the best interest of the City of Columbus to allow these open spaces to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised. Section 329.25 with regards to the transfer of these properties.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0254-03

To authorize the Columbus City Attorney and the Columbus City Auditor to enter into an Escrow Agreement with National Church Residences, to facilitate the acquisition of certain real property interests required for the Waggoner Grove Section I Sanitary Sewer Project, to authorize the City Auditor to act as Escrow Agent and establish an Escrow Account, and to declare an emergency.

WHEREAS, the City of Columbus, Department of Public Utilities, Sewerage and Drainage desires the completion of the Waggoner Grove Section I Sanitary Sewer Project in, under and through certain railroad real property (re: CC-12720); and

WHEREAS, National Church Residences, desires to enter into an Escrow Agreement with the City whereby National Church Residences deposits funds into an Escrow Account held and managed by the Columbus City Auditor who shall act as the Escrow Agent, said funds to be used in accordance with the Escrow Agreement to pay the estimated acquisition costs to acquire the real property interests necessary to this project,; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus. in that it is immediately necessary to authorize the execution of an Escrow Agreement between the City of Columbus, and National Church Residences, and the establishment of an Escrow Account for the acquisition of certain real property interests required for the construction of the Waggoner Grove Section I Sanitary Sewer Project (CC-12720); so that the acquisition of the required real property interests may proceed without delay thereby preserving the public health, peace. property, safety, and welfare; now, therefore:

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

Section 1. That the Columbus City Attorney be and is hereby authorized to execute the Escrow Agreement. as prepared by the Real Estate Division. between the City of Columbus, Ohio and National Church Residences, as a part of the acquisition process to acquire certain real property interest(s) required for the Waggoner Grove Section I Sanitary Sewer Project, (CC-12720).

Section 2. That the Columbus City Auditor be and is hereby authorized to execute said Escrow Agreement as Escrow Agent and to establish an Escrow Account pursuant to the terms and conditions established by the above referenced Escrow Agreement.

Section 3. That the Columbus City Auditor be and is hereby authorized to act as Escrow Agent, as that term is defined and used in the Escrow Agreement. and to deposit and disburse the Escrow Funds on deposit in the Escrow Account in accordance with the Escrow Agreement.

Section 4. That for the reasons state 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 adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0255-03

To authorize the City Auditor to pay to the Ohio Public Employees Retirement System a sum not to exceed One Hundred Fifty Thousand Dollars and no/100 (\$150,000.00) for recalculated employment contributions for Edmund William Reese, and to declare an emergency. (\$150,000.00)

WHEREAS, due to a discrepancy in employment contributions calculations the Ohio Public Employees Retirement System (PERS) has requested payment for contributions attributable to the prior service of Edmund William Reese, an employee of the City Attorney's office; and

WHEREAS, there is an immediate need to remit such contributions as recalculated by PERS due to the subsequent separation of service by such employee; and

WHEREAS, for the foregoing reasons there is an emergency in the usual daily operations of the City and for the benefit of the public health, safety, and welfare, now therefore

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

SECTION 1. That the City Auditor be and he is hereby authorized to pay to the Ohio Public Employees Retirement System (PERS) a sum not to exceed One Hundred Fifty Thousand Dollars and no/100 (\$150,000.00) or so much thereof as is necessary to pay the employment contributions of Edmund William Reese as the same shall be recalculated and submitted by invoice from PERS to the City Auditor.

SECTION 2. That such sum is hereby appropriated and authorized to be expended for such purposes from Fund No.010, Object Level One 01, Object Level Three 1160, and OCA Code 240101.

SECTION 3. That the City Attorney is hereby authorized to execute any and all documents necessary and incident to such payment.

SECTION 4. For the reasons set forth in the preamble hereto, which are incorporated herein by reference, this ordinance is deemed to be an emergency measure which shall take effect and be in force immediately after its passage and signature by the Mayor or within ten (10) days thereafter if the Mayor neither signs nor vetoes the same.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0256-03

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$75,000.00 from the Storm Sewer Bonds Fund for costs in connection with the Gould Park Area Stormwater System Improvement Project, and to declare an emergency. (\$75,000.00).

WHEREAS, the City of Columbus is engaged in the Gould Park Area Stormwater System Improvement Project; 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 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 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 Gould Park Area Stormwater System Improvement Project, #685001.

Section 2. That the expenditure of \$75,000.00, or so much thereof as may be necessary be and hereby is authorized as follows:

Project #	Dept. / Div.	Fund#	Object Level Three	OCA CODE	Amount
610893	60~15	685	6601	685001	\$75,000.00

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0257-03

To authorize and direct the Finance Director to modify an existing contract with intellinetics, Inc. for the Division of Police for the purchase of the 4th year of the maintenance and support agreement to include the upgrade and replacement of high-speed document scanners and to authorize the expenditure of \$137,831.24 for the Division of Police from the General Fund, and to declare an emergency. (\$137,831.24)

WHEREAS, a maintenance and support agreement is needed to maintain the overall efficiency of the Division of Police's Document Imaging and Mugshot System; and

WHEREAS, a contract was awarded to intellinetics, Inc., for a customized Document Imaging and Mugshot System; and

WHEREAS, contract #PC19032 and PC#19032A needs to be modified in order to purchase the 4th year maintenance and support plan identified in the original contract; and

WHEREAS, the Division also wants to modify the contract to provide for intellinetics, Inc. to replace and the high-speed document scanners that were originally provided, installed and connected by intellinetics, Inc. in 1997; and

WHEREAS, funds from the Division of Police's General Fund comprise this purchase and those funds have been budgeted and appropriated; and

WHEREAS, the current maintenance agreement expires February 12th, 2003; and

WHEREAS, an emergency exists in the usual operation Division of Police, Department of Public Safety, in that it is immediately necessary to modify contract PC19032 and PC19032A for the purchase of the 4th year of maintenance and support in order maintain the system for the preservation of public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to modify the existing contract with intellinetics, Inc. in order to purchase the 4th year maintenance term and purchase and install high-speed scanners in the total amount of \$137,831.24 for the Division of Police, Department of Safety.

Section 2. That the expenditure of \$137,831.24 or so much thereof as may be needed, be and the same is hereby authorized is follows:

Division	Fund	Obj. Lev. 1	Obj. Lev. 3	OCA	Grant #	Amount
30-03	010	03	3372	301564		\$137,831.24

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0258-03

To authorize an appropriation from the unappropriated balance of the 2002 Local Law Enforcement Block Grant fund and to authorize and direct the Finance Director to modify the contract with Meggs Associates, D.B.A. CRISNet for the Division of Police for the purchase of the first year of maintenance and support, and to authorize the expenditure of \$147,992.00 from the Law Enforcement Grant Funds, and to declare an emergency. (\$147,992.00)

WHEREAS, the City of Columbus, Division of Police was awarded a \$500,000.00 grant from the Ohio Criminal Justice Services (OCJS) and purchased a computerized National Incident Based Reporting System (NIBRS) and;

WHEREAS, the Division also utilized 2001 Local Law Enforcement Block Grant (LLEBG) funds to augment the OCIS grant to add Case Management and Information Management functionality to the NIBRS purchase; and

WHEREAS, the system has been successfully installed and accepted, and;

WHEREAS, the Division of Police wants to purchase the first year of system maintenance and support, and;

WHEREAS, an emergency exists in the usual operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to purchase the first year of maintenance and support due February 1, 2003 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 2002 Local Law Enforcement Block 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 specified grant cycle. The sum of \$147,992.00 is appropriated as follows:

Division	Fund	Obj. Lev. 1	Obj. Lev. 3	OCA	Grant #	Amount
30-03	222	03	3372	338007	338007	\$147,992.00

Section 2. That the monies appropriated in the foregoing Section 1 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 3. That the Finance Director be and hereby authorized to modify the contract in the total amount of \$147,992.00 to Meggs Associates, D.B.A. CRISNet for the purchase of the first year of maintenance and support for the Division of Police, Department of Safety.

Section 4. That the expenditure of \$147,992.00 or so much thereof as may be needed, be and the same is hereby authorized is follows:

Division	Fund	Obj. Lev 1	Obj. Lev 3	OCA	Grant #	Amount
30-03	222	03	3372	338007	338007	\$147,992.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0259-03

To authorize the transfer of \$77,952.00 from the General Fund to the Local Law Enforcement Block Grant Fund for the Division of Police, to provide the city cash match for the FY2002 Local Law Enforcement Block Grant and to declare an emergency. (\$77,952.00)

WHEREAS, the City of Columbus has accepted a FY2002 Local Law Enforcement Block Grant; and

WHEREAS, the local required cash match for this grant is \$77,952.00 which represents 10% of the City's FY2002 program; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police in that it is immediately necessary to transfer 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 the City Auditor be and ~ hereby authorized and directed to transfer \$77,952.00 as follows:

FROM:						
DIV	FUND	OBJ#1	OBJ#3	OCACD	AMOUNT	
30-03	010	10	5501	900076	\$77,952.00	
TO:						
DIV	FUND		GRANT#	OCACD	AMOUNT	
30-03	222	3	38007	338007	\$77,952.00	

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0260-03

To authorize and direct the Finance Director to modify the citywide contract for the option to purchase Miscellaneous Medical Supplies, with Bound Tree Medical, LLC, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, the city is exercising the Secondary Award option to award Group 5 to Bound Tree Medical, LLC; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to modify FL001203 for an option to purchase Miscellaneous Medical Supplies 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 FL001203 to exercise the Secondary Award option to award Group 5 to Bound Tree Medical, LLC.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0261-03

To authorize and direct the Director of Public Safety to modify and increase a contract with the Franklin County Board of Commissioners for the housing of prisoners: to authorize the expenditure of \$11,000,000 from the General Fund and to declare an emergency. (\$1 1,000,000)

WHEREAS, the city of Columbus desires to continue its contract with The Franklin County Commissioners for the housing of prisoners in the Franklin County Correctional Centers, including the Work Release Program; and

WHEREAS, it is necessary to direct the Director of Public Safety to modify and increase contract number Ct -15777 between the City of Columbus and the Franklin County Commissioners; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety in that it is immediately necessary to modify and increase a contract numbered CT-15777 for the aforementioned purpose 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 Director of Public Safety is hereby authorized and directed to modify and increase contract number CT-15777 with the Franklin County Board of Commissioners for the housing of prisoners in the Franklin County Correction Centers, including the Work Release Program.

SECTION 1. That the expenditure of \$1 1,000,000, or so much thereof, as may be necessary, be hereby authorized from the Department of Public Safety as follows.

Division	Fund	OCA Code	Object Level 1	Object Level 3	Amount
30 - 01	010	300111	03	3336	\$11,000,000

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0262-03

To authorize and direct the Director of Public Safety to modify and increase the amount of the current contract with Metropolitan Towing and Storage, Inc. for the purpose of towing vehicles from city streets as requested by the Division of Police; to authorize the expenditure of \$1,205,500.00 from the General Fund; and declare an emergency. (\$1,205,500.00)

WHEREAS, the Division of Police needs to increase the amount on the current contract with Metropolitan Towing and Storage, Inc. in order to continue towing operation through August 31, 2003.

WHEREAS, formal bids was held for the purpose of towing vehicles from the city streets as requested by the Division of Police on August 15, 2001; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to modify and increase the current contract for the towing of city vehicles from the city streets thereby preserving 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 Director of Public Safety be and is hereby authorized and directed to modify and increase the amount of the current contract with Metropolitan Towing and Storage, Inc. for the purpose of towing vehicles from the city streets for the Division of Police.

Section 2. That the expenditure of \$1,205,500.00 or so much thereof as may be needed, be and the same is hereby authorized as follows:

DIV	FUND	OBJ. LEV (1)	OBJ. LEV (3)	OCA#
30-03	010	03	3355	300368

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0263-03

To authorize the Director of Development to contract with the Columbus/Franklin County News Bureau; to authorize the expenditure of \$60,000 from the General Fund; and to declare an emergency (\$60,000.00)

WHEREAS, it is necessary to enter into a contract with the Columbus/Franklin County News Bureau to promote the City of Columbus nationally and internationally; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development 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 Director of the Department of Development be and is hereby authorized to contract with the Columbus/Franklin County News Bureau to promote the City of Columbus nationally and internationally.

Section 2. That the expenditure of \$60,000, or so much thereof as may be necessary, be and is hereby authorized from the Department of Development, General Fund, Fund 010, as follows:

Division No.	OCA Code	OJL One	OJL	Amount
44-01	440307	03	3336	\$60,000

Section 3. That this contract is awarded in accordance with Chapter 329.29 of the Columbus City Codes. 1959.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0264-03

To authorize the Director of the Department of Development to enter into a contract with Northland Alliance, Inc. to support the group's revitalization efforts within the Northland Community; to authorize the expenditure of \$50,000 from the General Fund; and to declare an emergency. (\$50-000.00)

WHEREAS, the Columbus City Council adopted the Morse Road Design Study in December, 2000; and

WHEREAS, in response to the recommendation of the Morse Road Design Stud' the Northland residential and business communities joined together to form the Northland Alliance. Inc; and

WHEREAS, the mission statement of Northland Alliance. Inc. states that the group is charged with the coordination and management of a community-wide agenda. carried out in cooperation with dozens of other organizations to reinvent and revitalize the Northland Community. A specific goal of the group is to revitalize the Morse Road corridor and make it a successful "mixed use" area; and

WHEREAS, the current operating budget of Northland Alliance, Inc. is not sufficient to support the work of the group. The group has initiated fund raising efforts; however, those funds are currently not at a level to support the operation of the group; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize the expenditure of \$50,000 for a contract with Northland Alliance. Inc. 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 Development Director is hereby authorized to enter into contract with Northland Alliance, Inc. to support the group's revitalization efforts within the Northland Community.

Section 2. That for the purpose as stated in Section 1, that the expenditure of \$50,000, or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Department of Development, Economic Development Division, Division 44-02, Fund 010, Object Level One 03. Object Level Three 3336, OCA Code 440314 for the aforesaid purpose is hereby authorized.

Section 3. That this contract is awarded in accordance with Chapter 329.29 of the Columbus City Codes, 1959.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0265-03

To authorize the appropriation of \$267,940.12 from the Miranova TIF Fund; to authorize and direct the payment of \$267,940.12 to Pizzuti Properties/Miranova Limited in accordance with the Tax Increment Financing and Economic Development Agreement; to authorize the expenditure of \$267,940.12 from the Miranova TIF Fund; and to declare an emergency. (\$267,940.12)

WHEREAS, Ordinance No. 1578-98, authorized the Director of the Development Department to enter into a Tax Increment Financing and Economic Development Agreement with Pizzuti Properties/Miranova Limited. and

WHEREAS, The Tax Increment Financing and Economic Development Agreement requires that Pizzuti Properties/Miranova Limited make semi-annual payments in lien of taxes to the Franklin County Treasurer; and

WHEREAS, the Franklin County Treasurer forwards a portion of these payments to the City. and

WHEREAS, The City has established the Miranova Urban Redevelopment Tax Increment Fund to deposit these payments: and

WHEREAS, The City will pay Pizzuti Properties/Miranova Limited annually the balance on deposit as of December 31 of the preceding year in the Miranova Account of the Miranova Urban Redevelopment Tax Increment Equivalent Fund; and

WHEREAS, the balance of the Miranova Account of the Miranova Urban Redevelopment Tax Increment Equivalent Fund as of December 31, 2002 is \$267,940.12; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, is that it is immediately necessary to make the payment to Pizzuti Properties/Miranova Limited pursuant to the Tax Increment Financing and Economic Development Agreement in order to preserve the public peace, health, property, safety and welfare; now, therefore,

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

Section 1. That from the unappropriated balance in the Miranova TIF Fund, Fund 406, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31.2003, the sum of \$267,940.12, be and hereby is appropriated to the Auditor's Office, Department 22-01, Project 440070, OCA 022408, Object Level Three 5513.

Section 2. That the City Auditor is hereby authorized and directed to make payment to Pizzuti Properties/Miranova Limited in the amount of \$267,940.12.

Section 3. That the expenditure of \$267,940.12, or so much as may be necessary, be and is hereby authorized from the Auditor's Office, Department 22-01, Miranova TIF Fund, Fund 406, Project 440070, OCA 022408, Object Level Three 5513.

Section 4. That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0266-03

To authorize the Director of the Department of Development to enter into contracts with the Columbus Urban Growth Corporation; to

authorize the expenditure of \$225,000 from the General Fund; to authorize the expenditure of \$250,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$475,000.00)

WHEREAS, the development of the central city is an objective of the Department of Development, and in the best interest of the City as a whole; and

WHEREAS, the Columbus Urban Growth Corporation was organized to increase the commercial and industrial development activities and investment in the core city and augments this effort with greater community involvement, a community-based board of trustees, and a mission to ensure comprehensive community building; and

WHEREAS, the City desires to engage the services of the Columbus Urban Growth Corporation; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize the contracts with the Columbus Urban Growth Corporation 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 Director of Development is hereby authorized to enter into contracts with the Columbus Urban Growth Corporation for the purpose of increasing commercial and industrial development activities, primarily within the core central city.

Section 2. That the expenditure of \$225,000.00 or so much thereof as maybe necessary, be and is hereby authorized to be expended from the Department of Development. Economic Development Division No.44-02, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 440314.

Section 3. That the expenditure of \$250,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Economic Development Division No.44-02, Fund 248, Object Level One 03, Object Level Three 3337, OCA Code 442058.

Section 4. That these contracts are awarded in accordance with Chapter 329.29 of the Columbus City Codes, 1959.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0267-03

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement between the City and PETsMART, Inc. and US Industrial REIT to correct an error and contradictions Concerning the number of years for the property tax exemptions; and to declare an emergency.

WHEREAS, an Enterprise Zone Agreement (EZA) was entered into effective December 22, 2000, between the City and PETsMART, Inc. ("PETsMART") and Rickenbacker / PM LLC with respect to the property located at 6499 Adelaide Court. Columbus, Ohio (the "Property"); and

WHEREAS, Rickenbacker PM/LLC sold the Property to US Industrial REIT ("USIR") and assigned its interest in the EZA to USIR with the consent of the Director of Development as authorized by City Council Ordinance 902-02. passed on June 10, 2002; and

WHEREAS, Section 4 of the EZA has an error and contradictions in its description of the property tax exemptions to be granted by the City; and

WHEREAS, the property tax exemptions approved by City Council are likely to be denied by the Tax Commissioner unless the EZA is amended to eliminate the contradictions in Section 4; and

WHEREAS, the City, PETsMART and USIR desire to amend the EZA to correct the error and contradictions in Section 4; and

WHEREAS, the correction of the error and contradictions in Section 4 are the only changes that will be made to the EZA.

WHEREAS, an emergency exists in the usual daily operation of the Development of Department in that it is immediately necessary to amend the EZA to correct the error and contradictions in Section 4, thereby preserving the public health, peace, prosperity, safety and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development be and is hereby authorized to amend the Enterprise Zone Agreement between the City. PETsMART, Inc. and US Industrial REIT (assignee of Rickenbacker/PM LLC) to correct the error and contradictions in Section 4 concerning the number of years for the property tax exemptions.

Section 2. That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0268-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase OEM Truck Parts, with Worldwide Equipment, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office pursued a bid in accordance with the sole source provisions of the Columbus City Code and selected the sole provider; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option 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 enter into a contract for an option to purchase OEM Truck Parts in accordance with Solicitation No. SA0003~2GRW as follows:

Company	Item(s)	Amount
Worldwide Equipment, Inc.	29 and 37	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

SECTION 3. That this purchase is hereby made pursuant to the City of Columbus Code section 329.07(e) Sole Source Procurement.

SECTION 4. 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0270-03

To authorize the Public Service Director to modify and increase a professional services contract with ADR and Associates, Limited, for preparation of construction contract plans for sidewalk and ADA-compliant ramps for the Sidewalk Installation Phase V program and the COTA Route Sidewalk Installation program in specifically targeted areas in various locations in the City of Columbus; to authorize the expenditure of \$290,000.00 from the 1995, 1999 Voted Streets and Highways Fund for the Transportation Division, and to declare an emergency. (\$290,000.00)

WHEREAS, the existing professional services contract for sidewalk and ADA-compliant curb ramp design between the Public Service Department, Transportation Division, and ADR and Associates, was authorized by Ordinance No.0703-02, and passed by Council on April 29, 2002, and

WHEREAS, Ordinance No.1739-02. passed Council on November 18, 2002, modified and increased the contract between the Public Service Department, Transportation Division, and ADR and Associates in the amount of \$41,232, and

WHEREAS, Council passed the original ordinance which referenced a possible future contract modification and increase in the event that ADR and Associates performed satisfactory professional design services on the existing contract, and

WHEREAS, ADR and Associates has satisfactorily completed the original contract and both ADR and Associates and the Transportation Division wish to modify and extend the original contract for further professional design services, and

WHEREAS, the Public Service Department, Transportation Division, has a further need to modify and increase the existing contract with ADR and Associates to complete professional design services for the Sidewalk Installation Phase V program and the COTA Route Sidewalk Installation program to provide sidewalks and ADA curb ramps in various locations in the City of Columbus, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract modification should go forth immediately so that the work may proceed without delay, 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 be and is hereby authorized to modify and increase a contract #EAO3 1292 with ADR and Associates, Limited, 279 North State Street, Westerville, Ohio 43081, in an amount not to exceed \$290,000.00 for the preparation of construction contract plans for sidewalk and ADA-compliant ramps in specifically targeted areas in various locations in the City of Columbus.

SECTION 2. That for the purpose of paying the cost thereof, the sum of \$290,000.00 or so much thereof as may be needed be, is hereby authorized to be expended from the Voted 1995, 1999 Streets and Highways Fund, Fund 704, Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385, Project No. 530790.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0271-03

To authorize the transfer and appropriation of \$100,000.00 within the Street and Highway Improvement Fund, to authorize the Public Service Director to modify and increase an existing contract with Decker Construction Company for the Utility Cut and Restoration Project - 2002 for the Transportation Division, to authorize the expenditure of \$100,000.00 from the Street and Highway Improvement Fund and \$200,000.00 from the Sanitary Operating Fund and to declare an emergency. (\$300,000.00)

WHEREAS, Contract Number EL002313 was authorized by Ordinance No.0734-02, passed on May 6, 2002, executed on May 22, 2002, and approved by the City Attorney on May 28, 2002; and

WHEREAS, it is necessary to modify this contract to provide for additional work for the Utility Cut and Restoration Project – 2002; 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 so that work can proceed without delay, 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 sum of \$100,000.00 be and hereby is appropriated from the unappropriated balance of the Street and Highway Improvement Fund, Fund 766, 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, 2003, to the Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 6600, OCA Code 642728, Project 766999.

SECTION 2. That the transfer of monies between projects within the Streets and Highway Improvement Fund, Fund 766, be and hereby is authorized for the Transportation Division as follows:

TRANSFER FROM:				
Project No.	Project	OCA Code	OL 01/03 Codes	Amount
766999	Unallocated Balance	642728	06/6600	\$100000.00
Total Transfer From:				\$100,000.00

TRANSFER TO:				
Project No.	Project	OCA Code	OL 01/03 Codes	Amount
530161	Roadway Improvements	642728	06/6631	\$100,000.00
Total Transfer To:				\$100,000.00

SECTION 3. That the funds appropriated in the foregoing Section 1 shall be paid upon order of the Public Service Director and that no funds shall be expended or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That the Public Service Director be and is hereby authorized to modify and increase Contract No. EL002313 with Decker

Construction Company, 3040 McKinley Avenue, Columbus, Ohio 43204 by \$300,000.00 for additional work to be completed in accordance with the terms as shown on the modification on file in the office of the City Engineer, which are hereby approved.

SECTION 5. That the sum of \$100,000.00 is hereby authorized to be expended from the Street and Highway Improvement Fund, Fund 766, Department No.59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 642728, Project 530161 and \$200,000.00 from the Sanitary Operating Fund, Fund 650, Department No.60-OS, OCA Code 605089, Object Level Three Code 3375.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0281-03

To authorize and direct the City Auditor to transfer \$54,000 from the General Fund to the Area Commission Fund; to authorize the appropriation of \$54,000 from the unappropriated balance of the Area Commission Fund to the Department of Development in order to provide funding for miscellaneous expenses; and to declare an emergency. (\$54,000)

WHEREAS, it is necessary to transfer funds from the General Fund and to appropriate said funds from the unappropriated balance of the Area Commission Fund to the Department of Development, and

WHEREAS, these monies are needed to fund minor operating expenses for the various Area Commissions; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the transfer and appropriation of said funds for the preservation of the public health, peace, safety, and welfare; now, therefore:

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

Section 1. That the City Auditor is hereby authorized and directed to transfer \$54,000 from the General Fund, Fund 010, Department of Development, Neighborhood Services Division, Division 44-05, Object Level One 10, Object Level Three 5501, OCA Code 440281, to the unappropriated balance of the Area Commission Fund, Fund 221.

Section 2. That from the unappropriated monies in the Area Commission Fund, Fund No.221, 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, 2003, the sum of \$54,000 is appropriated to the Department of Development, Division 44-05, Object Level One 03, Object Level Three 3337 as follows:

Area Commission	Subfund	OCA Code	Amount
Southwest	020	221020	\$ 3,000
Historic Resources	019	221019	3,000
Brewery District	018	221018	3,000
Milo-Grogan	017	221017	3,000
North Central	016	221016	3,000
Westland	015	221015	3,000
North Linden	013	221013	3,000
Victorian Village	012	221012	3,000
University	011	221011	3,000
South Linden	010	221010	3,000
Northeast	009	221009	3,000
Near East	008	221008	3,000
Italian Village	007	221007	3,000
Greater Hilltop	006	221006	3,000
German Village	005	221005	3,000
Franklinton	004	221004	3,000
Driving Park	003	221003	3,000
Clintonville	002	221002	3,000
Total:			\$54,000

Section 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Director of the Department of Development 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 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0282-03

To authorize the Director of the Development Department to enter into a contract with Columbus Neighborhood Housing Services; to authorize the expenditure of \$140,000 from the 2003 Community Development Block Grant Fund; and to declare an emergency. (\$140,000)

WHEREAS, the Department of Development, Housing Division, desires to enter into a contract with Columbus Neighborhood Housing Services (CHNS) to fund CNHS' Revolving Loan Fund and Rehab Lending and Ownership programs; and

WHEREAS, the monies will be used for staff and other expenses to provide homebuyer counseling and down payment assistance programs, administrative operations and servicing of revolving loan fund; and

WHEREAS, CNHS is a non-profit organization; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division in that it is immediately necessary to contract with CNHS and to expend said funds in order to preserve 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 Columbus Neighborhood Housing Services to fund homebuyer counseling and down payment assistance programs, administrative operation and servicing of revolving loan fund;

and

Section 2. This contract is awarded pursuant to Section 329.29 of the Columbus City Code.

Section 3. That for the purpose stated in Section 1, the expenditure of \$140,000.00 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 Code 441127.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0283-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Dental Supplies, with Henry Schein, Inc., to authorize the expenditure of one dollar to establish the Contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00) WHEREAS, the Purchasing Office advertised and solicited formal bids on November 21, 2002 and selected the lowest responsive, responsible and best bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Dental Supplies, 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 a contract for an option to purchase Dental Supplies in accordance with Solicitation No. SA000320DRM as follows:

Company	Item(s)	Amount
Henry Schein, Inc.	1-47 & 49-71	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0285-03

To authorize the expenditure of \$2,530,318 from the 2003 Community Development Block Grant Fund for the purpose of making loans and grants for operation of the Affordable Housing Opportunity Program; and to declare on emergency. (\$2,530,318)

WHEREAS, the Department of Development, Housing Division desires to administer an Affordable Housing Opportunity Program; and

WHEREAS, these monies will be used to provide loans and grants to preserve and increase the supply of decent, safe, sanitary and affordable housing; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to expend funds 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 make loans and grants for the various affordable housing programs administered by the Housing Division, including homeowner assistance in Neighborhood Pride areas, emergency grants, accessibility modifications, down payment assistance, homeownership development incentives, home purchase incentives and rental acquisition.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$2,530,318 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-10, Fund 248, Subfund 248001, as follows:

Object Level One	Object Level Three	OCA Code	Amount
05	5517	441121	\$1,150,971
05	5525	441121	\$ 650,971
05	5528	441121	\$ 728,376
TOTAL			\$2,530,318

Section 3. That expenditures of funds from this authorization will be in accordance with U.S. Department of Housing and Urban Development Rule 24 CFR Part 570.200-206, CDBG Eligibility.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0286-03

To authorize the Director of Public Utilities to modify the professional engineering services contract with Camp Dresser & McKee, Inc., for the Wastewater Treatment Facilities Instrumentation and Control System Upgrade, for the Division of Sewerage and Drainage, to amend the 2002 Capital Improvements Budget; to authorize the expenditure of \$164,268.00 from the Ohio Water Pollution Control Loan Fund; and to declare an emergency. (\$1 64,268.00)

WHEREAS, Contract No. CT-17992 was authorized by Ordinance No. 250-97, passed February 10, 1997; and

WHEREAS, it is immediately necessary to modify Contract No. CT-17992 to authorize and provide funding for two contract modifications for additional Phase II, Phase III and Phase IV tasks for two construction contracts under the Wastewater Treatment Facilities instrumentation & Control System Upgrade, Project 650348, and

WHEREAS, it is immediately necessary to amend the 2002 Capital Improvements Budget to provide sufficient authority for increasing a capital project account: 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 execute two modifications to Contract No. CT-17992, at the earliest practicable date 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 hereby is, authorized to modify Contract No. CT-17992 with Camp Dresser & McKee, Inc. for professional engineering services associated with the Wastewater Treatment Facilities Instrumentation & Control System Upgrade, in accordance with the terms and conditions as shown in the two modifications on file in the office of the Division of Sewerage and Drainage.

SECTION 2. That the 2002 Capital Improvements Budget Ordinance No. 1674-02 is hereby amended as follows, to provide sufficient budget authority for the execution of the two modifications of the professional engineering contract stated in Section 1.

CURRENT:

PROJECT NUMBER	PROJECT TITLE	2002 BUDGET AMOUNT
650348	WWTFs I&C System Upgrade	\$ 100,730
650349	SWWTP Sludge Dewatering & Miscellaneous Improvements	\$20,510,732
	TOTAL	\$20,611,462

AMENDED TO:

PROJECT NUMBER	PROJECT TITLE	2002 BUDGET AMOUNT (Revised)	CHANGE AMOUNT
650348	WWTFs I&C System Upgrade	\$ 2,476,318	\$2,375,588
650349	SWWTP Sludge Dewatering & Miscellaneous Improvements	\$18,135,144	(\$2,375,588)
	TOTAL	\$20,611,462	\$0

SECTION 3. That the expenditure of \$164,268.00, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund, Fund 666, Project 650348, OCA Code 651348. Object Level Three 6678, to pay the cost of these modifications.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0287-03

To authorize the Director of the Department of Public Utilities to execute those documents necessary to purchase a certain 0.669 acre ± tract of real property located in the vicinity of First Avenue and Interstate Highway 71 from the Pennsylvania Railroad Holding Company; to expend \$215,000.00 from the 1995 and 1999 Street Lighting and Distribution Improvement Fund, and to declare an emergency. (\$215,000.00).

WHEREAS, the City of Columbus, Department of Public Utilities desires to purchase a certain 0.669 acre ± tract of real property located in the vicinity of First Avenue and Interstate Highway 71; and

WHEREAS, the owners of the subject real property desire to sell to the City of Columbus; and

WHEREAS, it is necessary to expend \$215,000.00 from the 1995 and 1999 Street Lighting and Distribution Improvement Fund in order to purchase the subject real property; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Public Utilities to execute those documents necessary for the purchase of said real property 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 the Department of Public Utilities be, and hereby is, authorized to execute those documents as approved by the Department of Law, Real Estate Division, necessary for the purchase a certain 0.669 acre ± tract of real property located in the vicinity of First Avenue and Interstate Highway 71, more fully described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Section 4, Township 5, Range 22, Refugee Lands, and being a part of the 10.359 Acre tract conveyed to Pennsylvania Railroad Holding Company as shown of record in. Instrument Number 200203140066627, all records being of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a found iron pin at the southeast corner of First, Avenue as shown on the plat of Dedication of past Avenue as recorded in Plat Book 5, Page 446, and being in the west line of said 14.359 Acre tract also being the northeast corner of a 25.407 Acre tract conveyed to Waterford L.P. as show of record in, Instrument Number 200203140066621;

Thence, along the east terminus of First Avenue and the east line of a 1.322 Acre tract conveyed to 350 East First Avenue Ltd. as shown of record in Instrument Number 200009050178047 and part of the east line. of a 9.071 Acre tract conveyed to Colpark Associates, L.P. as shown of record in Instrument Number 200012080249090 and along part of the west line of said 10.359 Acre tract, North, 00 degrees 52 minutes 58 seconds East, 376.90 feet to a found iron pain at the northwest corner of said 10.359 Acre tract also in a south line of the Cleveland, Columbus and Cincinnati Railroad track as shown of record in Deed Book 84, Page 525. (now Conrail);

Thence, along the, north line of said, 10.359 Acre tract, a south line of said Cleveland, Columbus and Cincinnati Railroad tract South, 89 degrees 06 minutes 34 seconds Et 35.34 feet to a found iron pin at the northeast corner of said 10.359 Acre tract;

Thence, along part of the east line of said 10.359 Acre tract and a south line of said Cleveland, Columbus and Cincinnati Railroad tract, along a curve to the left having a radius of 1429.00 feet and a central angle of 04 degrees 32 minutes 26 seconds, South 11 degrees 41 minutes 28 seconds East, 113.22 feet to a found iron pin on the west line of a 0.983 Acre tract (O.D.O.T. Parcel No. 3001 -WD) conveyed to the State of Ohio, Department of Transportation as shown of record in Instrument number 1997071 70049041;

Thence, continuing along part. of the east. line of said 10.359 Acre tact, along pair of the west line of said 0.983 Acre tract, South 00 degrees 52 minutes 58 seconds West, 239.02 feet to a found iron pin;

Thence, continuing along part of the east line of said 10.359 Acre tract, South 86 degrees 34 minutes 53 seconds East, 8 & 10 feet

to a Found iron pin;

Thence, continuing along part of the east line of said 10.359 Acre tract, South 22 degrees 11 minutes 51 seconds East, 101, 51 feet to a set iron pin;

Thence, across said 10.359 Acre tract, North 86 degrees 21 minutes 06 seconds West, 188.01 feet to a set iron pin in the west line of said 10.359-Acre tract and in the east line of said 25.407 Acre tract;

Thence, along part of the west line of said 10.359 Acre tract and part of the west line of said 25.407 Acre tract, North 00 degrees 52 minutes 58 seconds East, 60.84 feet to the Point of Beginning, CONTAINING 0.798 ACRES, excepting from the above described parcel the 0.129 Acre tract conveyed to Columbus Southern Power Company as shown of record in Instrument No.199708150072400 leaving a net area of 0.669 ACRES. Subject however to all legal easements, restrictions and rights of way of record and of records in the respective, utility offices;

Iron pins set are 30" x 1." O.D, with orange plastic caps inscribed "P.S. #6579". Basis of bearings is the Ohio State Plane Coordinate System as shown on the plans for FRA670-3.93. This description is based on a field survey by Myers Surveying Company, Inc. in May 1996 and January 2003.

Section 2. That the expenditure of \$215,000.00, or so much thereof as may be necessary, from the 1995 and 1999 Street Lighting and Distribution Improvement Fund be and hereby is authorized as follows:

Project	Dept. / Div.	Fund #	Object Level Three	OCA Code	Amount
670607	60-07	553	6601	670607	\$215,000.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0288-03

To authorize the supplemental appropriation of \$48,257 in the Electricity Operating Fund to allow for the payment of debt service associated with the Northmoor Area Street Lighting Special Assessment project, and to declare an emergency. (\$48,257)

WHEREAS, it is necessary to appropriate \$48,257 in the Electricity Operating Fund to allow for the payment of principal and interest for the Northmoor Area Street lighting Special Assessment Bond

WHEREAS, an emergency exists in the usual daily operation of the Division of Electricity in that it is immediately necessary to appropriate funds for the Division of Electricity, 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: To authorize the supplemental appropriation of \$48,257.00 within the Electricity Operating Fund, Fund number 550, Division 60-07, as follows:

Object Level 01	Object Level 03	OCA	Purpose	Amount
04	4410	600700	Bond Principal Payments	\$33,747.00
07	7411	600700	Bond Interest Payments	\$14,510.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0289-03

To authorize the Director of Public Utilities to modify the contract with Dynotec, Inc. for engineering design services for the West Fifth Avenue Stormwater System Improvements Project and the Fairwood / Koebel Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the expenditure of \$64,127.01 within the Storm Sewer Bonds Fund; and to declare an emergency. (\$64,127.01)

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. EL900788 was authorized by Ordinance No.1464-99, passed June 21, 1999; executed August 3, 1999; and approved by the City Attorney on August 5, 1999; and

WHEREAS, Modification No.1 was authorized by Ordinance No. 601-01, passed April 16, 2001; executed May 16, 2001; and approved by the City Attorney on May 23, 2001; and

WHEREAS, Modification No. 2 was authorized by Ordinance No. 2146-01, passed December 10, 2001; executed January 9, 2002; and approved by the City Attorney on January 15,2002; and

WHEREAS, Modification No.3 was authorized by Ordinance No. 871-02, passed June 3, 2002; executed June 5, 2002; and approved by the City Attorney on June 14, 2002; and

WHEREAS, it is necessary to modify Contract No. EL900788 to authorize the funds required to allow payment to Dynotec, Inc. for additional engineering design services associated with the West Fifth Avenue Stormwater System Improvements Project and the Fairwood / Koebel Stormwater System Improvements Project; now, therefore,

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 transfer said funds, amend the 2002 Capital Improvements Budget and authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the West Fifth Avenue Stormwater System Improvements Project and the Fairwood / Koebel Stormwater System Improvements Project, 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 EL900788 with Dynotec, Inc., 2700 East Dublin-Granville Road, Columbus, Ohio 43231 for professional engineering services in connection with the West Fifth Avenue Stormwater System

Improvements Project and the Fairwood / Koebel Stormwater System Improvements Project in order to provide for payment of additional design services in accordance with the terms and conditions as shown on 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	Fund	Project	Object Level Three	OCA Code	Amount
60-15	685	610846	6682	685846	\$ 8,108.01
60-15	685	610904	6682	685904	\$56,019.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0290-03

To authorize the Director of Public Utilities to modify the contract for engineering services with Evans, Mechwart, Hambleton & Tilton, Inc. for the Linden Avenue Areawide Storm System Improvements Project for the Division of Sewerage and Drainage; to authorize the expenditure of \$227,043.70 within the storm Sewer Bonds Fund; and to declare an emergency. (\$227,043.70)

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. EA000212 was authorized by Ordinance No.2968-98, passed November 16, 1998; executed December 11, 1998; and approved by the City Attorney on January 28, 1999; and

WHEREAS, it is necessary to modify Contract No. EA0002 12 to authorize the funds required to allow payment to EMH&T, Inc. for additional professional engineering services associated with the Linden Avenue Areawide Storm 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 transfer said funds. amend the 2002 Capital Improvements Budget and authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the Linden Avenue Areawide Storm System Improvements Project, 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. EA000212 with EMH&T, Inc., 170 Mill Street, Gahanna, Ohio 43230 for professional engineering services in connection with the Linden Avenue Areawide Storm 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	Fund	Project	Object Level Three	OCA Code	Amount
60-15	685	610704	6682	685704	\$227,043.70

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0291-03

To authorize the Finance Director to enter into contracts with Graham Ford and Schodorf Truck Body and Equipment Company for the purchase of two cabs and chassis and two truck bodies, respectively, that collectively constitute two new "lightening loader" type bulk refuse collection vehicles for the Refuse Collection Division, to authorize the expenditure of \$201,956.00 from the 1995, 1999 Voted Refuse Collection Fund and to declare an emergency. (\$201,956.00)

WHEREAS, the Refuse Collection Division has need of two "lightening loader" type vehicles to effect the collection of bulk refuse, and

WHEREAS, the Purchasing Office solicited formal competitive bids for this equipment (Bid #SA-000353GRW), and

WHEREAS, these bids were received and opened on December 12, 2002, and

WHEREAS, the bids have been evaluated and a recommendation has been made to purchase the cabs and chassis and truck bodies from the lowest bidders that meet specifications, and

WHEREAS, an emergency exists in the Refuse Collection Division, Public Service Department, in that it is immediately necessary to enter into contracts to purchase said equipment, 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 hereby is authorized to enter into contracts for the purchase of two "lightening loader" (18-foot flatbed with 24 cubic yard trash body and knuckle boom crane) type vehicles from the following vendors:

Vendor	Commodity	Amount
Graham Ford	truck cabs and chassis w/ options	\$ 91,982.00
Schodorf Truck Body & Equipment Co.	truck body	109,974.00
Total		\$201,956.00

SECTION 2. That the expenditure of \$201,956.00 for this purpose be and hereby is authorized for the 1995, 1999 Voted Refuse Collection Fund, Fund 703, Department Number 59-02, Refuse Collection Division, Object Level One Code 06, Object Level Three Code 6652, OCA Code 644419, Project 520001.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0292-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Electrical System Monitoring Service, with DYMAX Industries, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 12, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Electrical System Monitoring Service, 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 a contract for an option to purchase Electrical System Monitoring Service in accordance with Solicitation No. SA000350BGB as follows:

Company	Item(s)	Amount
DYMAX Industries, Inc.	1-5	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3:2270, OCA: 451120, 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.

Passed as amended February 24, 2003, Matthew D. Habash, President of Council / Approved as amended February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0293-03

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Wooden Utility Poles, with LD McFarland Company, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and
 WHEREAS, vendor has agreed to extend FL000695 at current prices and conditions to and including March 31, 2004, 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 FL000695 for an option to purchase Wooden Utility Poles 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 FL000695 with LD McFarland Company to and including March 31, 2004.

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0294-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Liquid Caustic Soda, with JCI-Jones Chemicals, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 5, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Liquid Caustic Soda, 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 a contract for an option to purchase Liquid Caustic Soda in accordance with Solicitation No. SA000356JRM as follows:

Company	Item(s)	Amount
JCI-Jones Chemicals, Inc.	Item #1	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3:2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0295-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Liquid Chlorine, with Unviar, USA, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 5, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Liquid Chlorine, 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 a contract for an option to purchase Liquid Chlorine in accordance with Solicitation No. SA000357JRM as follows:

<u>Company</u>	<u>Item(s)</u>	<u>Amount</u>
Unviar, USA	All items	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3:2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0296-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Carbon Dioxide, with BOC Gases, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 5, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Carbon Dioxide, 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 a contract for an option to purchase Carbon Dioxide in accordance with Solicitation No. SA000356JRM as follows:

<u>Company</u>	<u>Item(s)</u>	<u>Amount</u>
BOC Gases	All Items	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0297-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Potassium Permanganate, with Carus Chemical Company, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 5, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Potassium Permanganate, 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 a contract for an option to purchase Potassium Permanganate in accordance with Solicitation No. SA000361JRM as follows:

<u>Company</u>	<u>Item(s)</u>	<u>Amount</u>
Cams Chemical Company	All Items	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3:2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0298-03

To authorize and direct the Finance Director to enter into five contracts for an option to purchase Supplemental Mainline Parts, with Hughes Supply, Inc., Midwest Pipe and Supply, Inc., Ohio Water & Waste Supply, Inc., Trumbull Industries, Inc. and National Waterworks, Inc. and to authorize the expenditure of five dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on November 14, 2002 and selected the lowest 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into five contracts for an option to purchase Supplemental Mainline 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 five contracts for an option to purchase Supplemental Mainline Parts in accordance with Solicitation No. SA000335BGB as follows:

Company	Item(s)	Amount
Hughes Supply, Inc.	2, 3,4, and 25	\$1.00
Midwest Pipe and Supply, Inc. a Ferguson Enterprises	12, 13, 16 and 17	\$1.00
Ohio Water and Waste Supply, Inc.	1, 5-11, 14, 15, 20-24	\$1.00
Trumbull Industries, Inc.	26	\$1.00
National Waterworks, Inc.	18 and 19	\$1.00

SECTION 2. That the expenditure of \$5.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0299-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Construction Castings, with Neenah Foundry Company, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on November 14, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Construction Castings, 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 a contract for an option to purchase Construction Castings in accordance with Solicitation No. SA000339BGB as follows:

Company	Item(s)	Amount
Neenah Foundry Company	Items 1-52	\$1.00

No award is being made on items 53 and 54.

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1:45-01, Fund: 05-516, Object Level 3:2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0300-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Soda Ash, with American Soda, LLP, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 5, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Soda Ash, 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 a contract for an option to purchase Soda Ash in accordance with Solicitation No. SA000360JRM as follows:

Company	Item(s)	Amount
American Soda, LLP	Item #1	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0301-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Quicklime, with Carmeuse Lime/Black River Operation, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on December 5, 2002 and selected the lowest bid; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Quicklime, 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 a contract for an option to purchase Quicklime in accordance with Solicitation No. SA000359JPM as follows:

Company	Item(s)	Amount
Carmeuse Lime/Black River Operation	A11	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1:45-01, Fund: 05-516, Object Level 3:2270, OCA: 45~ 120, 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0302-03

To authorize the City Auditor to make an intra-subfund transfer of monies within the Storm Sewer Bonds Fund, pursuant to providing the necessary capital project fiends for various construction, land acquisition and professional engineering services projects in the amount of \$1,671,251.89; for the Division of Sewerage and Drainage; to amend the Capital Improvements Budget to accommodate these various transactions; and to declare an emergency. (\$1,671,251.89)

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, this transfer does not adversely affect the Krumm Park Detention Basin 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 transfer funds within the Storm Sewer Bonds Fund to execute the aforementioned capital project related transactions, 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 and directed to transfer monies within the said fund as follows:

**Division of Sewerage and Drainage, Division 60-15
Fund 685, Storm Sewer Bonds Fund, OCA 685001**

FROM:

	PROJECT NAME	AMOUNT
610504	Fifth Avenue NCR (Krumm Park)	\$ 976,724.29
610971	Krumm Park Detention Basin	\$ 694,527.60
	TOTAL	\$1,671,251.89

TO:

	PROJECT NAME	AMOUNT
610846	West Fifth Avenue Stormwater Sys Imp	\$ 8,108.01
610904	Fairwood/Koebel Storm Sys Imp.	\$ 56,019.00
610876	Greenlawn Avenue	\$ 371,562.95
610737	Noe-Bixby Road Stormwater Sys Imp	\$ 52,610.74
610739	Petzinger Road Stormwater System Imp	\$ 58,923.58
610706	Marsdale Avenue Stormwater Sys Imp	\$ 110,899.15
610944	Olentangy/Evans Run Storm Sys Imp	\$ 711,084.76
610704	Linden Avenue Area Storm Sys Imp.	\$ 227,043.70
610893	Gould Park Area Stormwater Sys Imp	\$ 75,000.00
	TOTAL	\$1,671,251.89

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of 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 3. That the 2002 Capital Improvements Budget Ordinance No. 1674-02 is hereby amended as follows, in order to establish sufficient funding authority for the various capital improvements projects:

		Current:	
	PROJECT TITLE	2002 BUDGET AMOUNT	
610846	West Fifth Avenue Stormwater Sys Imp	\$ 3,000.00	
610904	Fairwood/Koebel Storm Sys Imp.	\$ 0.00	
610737	Noe-Bixby Road Stormwater Sys Imp	\$ 40,000.00	
610739	Petzinger Road Stormwater System Imp	\$ 50,000.00	
610706	Marsdale Avenue Stormwater Sys Imp	\$ 70,000.00	
610944	Olentangy/Evans Run Storm Sys Imp	\$ 400,000.00	
610893	Gould Park Area Stormwater Sys Imp	\$ 0.00	
610504	Fifth Avenue NCR (Krumm Park)	\$1,745,000.00	
	TOTAL	\$2,308,000.00	

		Amended To:	
	PROJECT TITLE	2002 BUDGET AMENDED	CHANGE AMOUNT
610846	West Fifth Avenue Stormwater Sys Imp	\$ 8,109.00	\$ 5,109.00
610904	Fairwood/Koebe] Storm Sys Imp.	\$ 56,019.00	\$ 56,019.00
610737	Noe~Bixby Road Stormwater Sys Imp	\$ 52,611.00	\$ 12,611.00
610739	Petzinger Road Stormwater System Imp	\$ 58,924.00	\$ 8,924.00
610706	Marsdale Avenue Stormwater Sys Imp	\$ 110,900.00	\$ 40,900.00
610944	Olentangy/Evans Run Storm Sys Imp	\$ 776,085.00	\$ 376,085.00
610893	Gould Park Area Stormwater Sys Imp	\$ 75,000.00	\$ 75,000.00
610504	Fifth Avenue NCR (Krumm Park)	\$1,170,352.00	(\$574,648.00)
	TOTAL	\$2,308,000.00	\$ 0.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0303-03

To authorize and direct the Director of Public Utilities to enter into a service agreement with Perkin Elmer Instruments LLC. for laboratory equipment located at the Surveillance Laboratory within the Division of Sewerage and Drainage, and to authorize the expenditure of \$35,351.96 from the Sewerage System Operating Fund, to waive the competitive bidding procedures of the Columbus City Code and to declare an emergency. (\$35,351.96)

WHEREAS, the Division of Sewerage and Drainage. Surveillance Laboratory has wastewater testing equipment used to analyze metals in the wastewater at Jackson Pike and Southerly wastewater Treatment Plants and the Industrial Pre-Treatment Lab that requires to be maintained through periodic maintenance, and

WHEREAS, Perkin Elmer is the manufacturer and distributor of said equipment and has submitted a quotation for the one (1) year service agreement and,

WHEREAS, the Division of Sewerage and Drainage is requesting the waiver of the procurement procedures of the Columbus City Code, 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 service agreement for the maintenance of Perkin Elmer ELAN 6000 MAS Instrument, AS91 Flame Autosampler, Peristaltic Pump Assembly, and AA System located at the Division of Sewerage and Drainage Surveillance Laboratory with Perkin Elmer Instruments LLC 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 and directed to enter into a service agreement with Perkin Elmer Instruments LLC for the for the maintenance of Perkin Elmer ELAN 6000 MAS Instrument, A591 Flame Autosampler, Peristaltic Pump Assembly, and AA System for the Division of Sewerage and Drainage, Surveillance Laboratory.

SECTION 2. That the expenditure of \$35.35 1.96, or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund 650, as follows, to pay the cost thereof.

Department of Public Utilities				
Dept. No	Object Level One	Object Level Three	OCA Code	Amount
60-05	06	3372	605105	\$35,351.96

Section 3 That this Council finds it in the best interest of the City to waive the provisions of the Columbus City Code, Section 329.06 and 329.07, to authorize the Director of Public Utilities to execute an agreement with Perkin Elmer Instruments LLC. for services referenced in Section 1 herein and that said provisions are hereby waived

SECTION 4. 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0304-03

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Pomeroy & Associates, Inc., for the preparation of construction plans and specifications for three sanitary sewer improvement projects located in the Driving Park Community, to authorize the transfer and expenditure of \$314,388.00 from the 1991 Voted Sanitary Bond Fund; to amend the 2001 Capital Improvements Budget for the Division of Sewerage and Drainage, and to declare an emergency. (\$314,388.00)

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities administered a contract with R. D. Zande & Associates, Inc., to perform a comprehensive engineering evaluation of the sanitary and combined sewer infrastructure in order to determine the improvements necessary to reduce the street, yard, and basement flooding that has occurred in the Driving Park community for decades; and

WHEREAS, the result of this infrastructure evaluation was the development of a prioritized listing of capital improvement projects that will rehabilitate and improve the sanitary and combined systems serving the Driving Park community; of which this contract will provide construction plans and specifications for the Frebis/Ellsworth Sewer Improvements Project. Livingston Avenue Sewer Improvements Project. and the Forest Street Sewer Improvements Project; and

WHEREAS, the Director of the Public Utilities requested detailed proposals from the firms of Pomeroy & Associates, Inc., Jones-Stuckey, Inc., and C.F. Bird & R.J. Boll. Inc. for the aforementioned project services; and received these proposals on July 26, 2002; in accordance with the procurement provisions of Section 329.11 of the Columbus City Codes; and

WHEREAS, based upon an evaluation of these proposals utilizing predetermined criteria, a selection committee determined that Pomeroy & Associates, Inc., submitted the best proposal for the required project services, to which the Director of the Department of Public Utilities concurred; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it has been determined necessary for this Council to authorize the Director of Public Utilities to award a professional engineering services contract for purposes of providing the aforementioned services; to transfer funds from within the 1991 Voted Sanitary Bond Fund; and to amend the 2002 Capital Improvements Budget, in order to fulfill the project schedule commitments contained within the Consent Order executed between the City of Columbus and the Ohio Attorney Generals Office for the preservation of the public health, peace, and safety, now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to transfer monies in the said fund as follows:

**Division of Sewerage and Drainage, Division 60-05
 Fund No.664, 1991 Voted Sanitary Bond Fund**

FROM:				
Project	Title	OCA Code	Amount	
650350	Wastewater Treatment Plants	642918	\$314,388.00	
TO:				
Project	Title	OCA Code	Amount	
650634	Frebis/Ellsworth Sewer Improvements	664634	\$ 86,544.00	
650635	Livingston Ave. Sewer Improvements	664635	\$164,719.00	
650636	Forest Street Sewer Improvements	664636	\$ 63,125.00	

Section 2 That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the 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 3. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with Pomeroy & Associates, Inc., 599 Scherers Court, Worthington, Ohio 43085, in connection with the capital improvements projects identified within the preamble hereto, in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 4. That for the purpose of paying the cost of the professional engineering services contract the expenditure of 5314,388.00, or as much thereof as may be needed, be and the same is hereby authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6676	650634	664634	\$ 86,544.00
60-05	664	6676	650635	664635	\$164,719.00
60-05	664	6676	650636	664636	\$ 63,125.00

Section 5. That the 2002 Capital Improvements Budget Ordinance No. 1674-02 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a professional engineering service contract award as referenced in the preamble hereto:

CURRENT:			
Project CIP No.	Project Title	2002 Budget Amount	
650634	Frebis / Ellsworth Sewer Improvements	\$0	
650635	Livingston Ave. Sewer Improvements	\$0	
650636	Forest Street Sewer Improvements	\$0	
	TOTAL	\$0	
TO:			
Project CIP No.	Project Title	2002 Budget Amount	Change Amount
650634	Frebis / Ellsworth Sewer Improvements	\$ 86,544	\$ 86,544
650635	Livingston Ave. Sewer Improvements	\$164,719	\$164,719
650636	Forest Street Sewer Improvements	\$ 63,125	\$ 63,125
	TOTAL	\$314,388	\$314,388

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0305-03

To authorize the Director of Public Utilities to contract with Maintenance Unlimited, Inc. for the necessary construction services; to provide for payment of testing and prevailing wage coordination services to the Transportation Division; for costs associated with the Olentangy River Road/Evans Run Stormwater System Improvements Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$711,084.76 from the Storm Sewer Bonds Fund; and to declare an emergency. (\$711,084.76)

WHEREAS, bids for construction of the Olentangy River Road/Evans Run Stormwater System Improvements Project were received December 18, 2002, 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 testing and prevailing wage coordination services for costs associated with the Olentangy River Road/Evans Run Stormwater System Improvements Project This will allow the construction services to begin at the earliest practicable date.

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 contract for the aforementioned project 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 award and execute a contract for construction of the Olentangy River Road/Evans Run Stormwater System Improvements Project with the lowest and best bidder, Maintenance Unlimited, Inc., 14800 Foltz Industrial Parkway, Strongsville, Ohio 44149, in the amount of \$696,084.76 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 of \$15,000.00.

Section 2. That for the purpose of paying the cost of the construction contract, the cost of the testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed, is hereby authorized as follows:

Division	Fund	Project	Object Level Three	OCA Code	Amount
60-15	685	610944	6621	685944	\$711,084.76

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0306-03

To authorize the Director of Public Utilities to modify the professional engineering services contract with Metcalf & Eddy of Ohio, Inc. in connection with the Sewer System I/I (Inflow/Infiltration) Clintonville Area Project; to authorize the transfer and expenditure of \$682,223.55 from the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$682,223.55)

WHEREAS, Contract No. XC818604. was authorized by Ordinance No. 1889-97, as passed by Columbus City Council on July 21, 1997, was executed September 8, 1997, and approved by the City Attorney on October 23, 1997, for purposes of undertaking the necessary preliminary engineering required to mitigate localized flooding and sanitary backups that have existed for decades. within the Clintonville community of the City of Columbus, in connection with the Sewer System I/I (Inflow/Infiltration) Remediation-Clintonville Area Project. for the Division of Sewerage and Drainage, and

WHEREAS. Modification No. 1 to Contract No. XC818604, identified as EL001027, was authorized by Ordinance No.2743-00, as passed December 11, 2000, was executed on January 9th, 2001, and approved by the City Attorney on January 17, 2001, for purposes of continuing with the preliminary engineering services of the original contract work under the Clintonville Area I/I Project; and to further provide detailed engineering and survey services for the first three capital improvement projects known as the Clintonville Area Manhole Rehabilitation Project: the Clintonville Area Storm Disconnection Project and the Walhalla Ravine Area Sanitary Improvements Project. that address specific sanitary and combined sewer infrastructure problems within the Clintonville community of the City of Columbus; and

WHEREAS, Division engineering personnel have determined it necessary fund the testing engineering, and economic evaluation to establish baseline private I/I sources within two Clintonville sub sewersheds of approximately 500 homes in order to determine the extent and cost of alternatives for eliminating these sources, in order to establish a basis for the development of a potential private source elimination policy for the City of Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities in that it has been determined necessary for this Council to authorize the Director of Public Utilities to modify the aforementioned professional engineering services contract for purposes of providing the aforementioned services; and to appropriate and transfer funds from within the 1991 Voted Sanitary Bond Fund; thereby preserving the public health, peace and safety; now, therefore,

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

Section 1. That the City Auditor is hereby authorized and directed to transfer monies in the said fund as follows:

**Division of Sewerage and Drainage, Division 60-05
Fund No.664, 1991 Voted Sanitary Bond Fund**

FROM				
Project	Title	OCA Code	Amount	
650350	Wastewater Treatment Plants	642918	\$ 26,026.49	
650361	WWTF General Construction Mgt	642918	\$113,077.08	
650473	Brewery District Sewer Improvements	651473	\$152,399.81	
650662	Walhalla Ravine Area San. Improve.	654662	\$373,406.84	

TO:

Project	Title	OCA Code	Amount
650405	Sewer System I/I Remediation	650405	\$664,910.22

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the 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 3. That the Director of Public Utilities be, and hereby is, authorized to modify the professional engineering services contract identified as City Auditor's Contract No. XC81 8604. with the Metcalf & Eddy of Ohio, Inc., Inc., 2800 Corporate Exchange Drive, Suite 250, Columbus, Ohio 43231, for professional engineering services associated with the Sewer System 1/I (Inflow/Infiltration) Remediation-Clintonville Project, in accordance with the terms and conditions as contained in the Modification No.2 Agreement, on file in the office of the Division of Sewerage and Drainage's. Sewer System Engineering Section.

Section 4. That for the purpose of paying the cost of the professional engineering services contract modification the expenditure of \$682,223.55, or as much thereof as may be needed. be and the same is hereby authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6676	650405	650405	\$682,223.55

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0307-03

To authorize the Director of Public Utilities to enter into contract with the Complete General Construction Company, Inc., for the construction of the Fairwood Avenue Sewer Replacement Project; and to authorize the expenditure of \$1,192,326.67 from the Ohio Water Pollution Control Loan Fund, to appropriate the proceeds of an OWDA loan for this project; and to amend the 2002 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,192,326.67)

WHEREAS, three competitive bids for the construction of the Fairwood Avenue Sewer Replacement Project, were received on November 6, 2002, and

WHEREAS, the City of Columbus will receive financial assistance, identified as Loan No. CS392511-01 from the Ohio Water Development Authority, State of Ohio Water Pollution Control Loan Fund; and therefore is being accounted for within the Ohio Water Pollution Control Loan Fund established by the City Auditor's Office: and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that is immediately necessary to authorize the Director of Public Utilities to execute the subject contract so as to allow the immediate commencement of the construction services that are required to urgently rehabilitate this vital sanitary sewer with out delay; and to and to appropriate the proceeds of an OWDA loan for this project; thereby preserving the public health, peace and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the proceeds from the Ohio Water Development Authority Loan No. CS3925 11-01, for Part A of the Fairwood Avenue Sewer Replacement Project; and funds from the unappropriated monies in Fund 666, the amount of \$1,441,900.00 that includes funding for the cost of construction, professional engineering, and capitalized interest, is hereby appropriated to the Division of Sewerage and Drainage as follows:

Division	Fund	Object level Three	Project Acct.	OCA	Amount
60-05	666	6630	650633	666633	\$1,441,900.00

Section 2. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Fairwood Avenue Sewer Replacement Project, with the lowest and best bidder, the Complete General Construction Company, Inc. 1221 E. Fifth Avenue, Columbus, Ohio 43219, in the amount of \$1,192,326.67 in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage.

Section 3. That for the purpose of paying the cost of the construction contract for the improvements, the expenditure of \$1,192,326.67, or as much thereof as may be needed, is hereby authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	666	6630	650633	666633	\$1,192,326.67

Section 4. That the 2002 Capital Improvements Budget Ordinance No.0726-01 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a sanitary sewer rehabilitation contract as referenced in the preamble hereto:

CURRENT:

Project CIP No.	Project Title	2002 Budget Amount
650633	Fairwood Avenue Sewer Replacement	\$ 881,736
650648	Atwood Terrace/Akola Relief Sewer	\$ 141,000
650649	Atwood Terrace/Weber Relief Sewer	\$ 163,000
650655	Genesee Ave. Sanitary Relief Sewer	\$ 68,000
650657	Lenore/Huy Sanitary Relief Sewer	\$ 41,000
	TOTAL	\$1,294,736

TO:

Project CIP No.	Project Title	2002 Budget Amount	Change Amount
650633	Fairwood Avenue Sewer Replacement	\$1,272,327	\$390,591
650648	Atwood Terrace / Akola Relief Sewer	\$ 0	-\$141,000

650649	Atwood Terrace / Weber Relief Sewer	\$ 0	-\$163,000
650655	Genessee Ave. Sanitary Relief Sewer	\$ 0	-\$ 68,000
650657	Lenore/Hoy Sanitary Relief Sewer	\$ 22,409	-\$ 18,591
	TOTAL	\$1,294,736	\$ 0

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0308-03

To authorize the Finance Director to establish Blanket Purchase Orders, for light duty trucks and vans, from established Universal Term Contracts with Springfield Ford and Byers Chevrolet, for the Division of Water, to authorize the expenditure of \$379,997.00 from Water Systems Operating Fund, and to declare an emergency. (\$379,997.00)

WHEREAS, the Purchasing Office has established Universal Term Contracts FL001351 and FL001353, with Springfield Ford and Byers Chevrolet, respectively, for light duty trucks and vans, 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 Finance Director to establish Blanket Purchase Orders, for light duty trucks and vans, from the above mentioned Universal Term Contracts, for various Division of Water activities, for the immediate 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 establish Blanket Purchase Orders, for light duty trucks and vans, from established Universal Term Contracts with Springfield Ford and Byers Chevrolet, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$379,997.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 06, Object Level Three 6652, OCA Codes and amounts listed below, to pay the cost thereof.

<u>VENDOR</u>	<u>OCA CODE</u>	<u>AMOUNT</u>
Springfield Ford	601898	\$ 17,317.00
	602359	\$ 18,206.00
	602631	\$ 19,042.00
	602649	\$ 38,084.00
	602730	\$ 17,317.00
	Subtotal	\$ 109,966.00
Byers Chevrolet	601880	\$ 213,264.00
	602482	\$ 21,223.00
	602961	\$ 35,544.00
	Subtotal	\$ 270,031.00
GRAND TOTAL	\$ 379,997.00	

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 nor vetoes the same.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0309-03

To authorize the Finance Director to establish Blanket Purchase Orders, for water treatment chemicals, from Universal Term Contracts in process with US Aluminate Co., JCI-Jones Chemicals, Inc., Univar USA Inc., BOC Gates, Carmeuse Lime / Black River Div., American Soda, LLP, and Carus Chemical Co., for the Division of Water, to authorize the expenditure of \$6,873,558.30 from Water Systems Operating Fund, and to declare an emergency. (\$6,873,558.30)

WHEREAS, the Purchasing Office is in the process of establishing Universal Term Contracts, for water treatment chemicals, against Solicitations SA000355 through SA000361, 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 Finance Director to establish Blanket Purchase Orders, for water treatment chemicals, based on Universal Term Contracts in process, for the immediate 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 establish Blanket Purchase Orders, for water treatment chemicals, from Universal Term Contracts in process. for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of 86,873,558.30 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 02. Object Level Three numbers, OCA Codes. vendors, and amounts listed below, to pay the cost thereof.

<u>VENDOR / CHEMICAL</u>	<u>OCA CODE</u>	<u>OBJECT LEVEL THREE</u>	<u>AMOUNT</u>
US Aluminate Co.	602417	2204	805,709.10
		2204	539,630.00
Aluminum Sulfate	602474		
		Subtotal	1,345,339.10
JCI-Jones Chemicals, Inc.	602417	2189	33,696.00
		2189	58,968.00
Liquid Caustic Soda	602532		
		Subtotal	92,664.00
Univar USA Inc.	602417	2190	126,246.00
Liquid Chlorine	602474	2190	190,800.00
		2190	25,440.00

		Subtotal	342,486.00
BOC Gases	602417	2204	278,638.50
Carbon Dioxide	602474	2204	140,490.00
	602532	2204	<u>21,408.00</u>
		Subtotal	440,536.50
Carmeuse Lime/Black River	602417	2191	1,127,500.50
Quicklime	602474	2191	841,680.00
	602532	2191	<u>841,680.00</u>
		Subtotal	2,810,860.50
American Soda, LLP	602417	2204	1,190,543.20
Soda Ash	602532	2204	<u>430,465.00</u>
		Subtotal	1,621,008.20
Cams Chemical Co.	602417	2204	166,564.00
Potassium Permanganate	602474	2204	<u>54,100.00</u>
			<u>220,664.00</u>
		GRAND TOTAL	6,873,558.30

Section 3. That 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0310-03

To authorize the Finance Director to establish Blanket Purchase Orders. for water treatment chemicals, from established Universal Term Contracts with LCI, Ltd., Shannon Chemical Corporation, and Envirotrol Inc., for the Division of Water, to authorize the expenditure of \$1,642,925.11 from Water Systems Operating Fund, and to declare an emergency. (\$1,642,925.11)

WHEREAS, the Purchasing Office has established Universal Term Contracts FL000708, FL000710, and FL001091 for water treatment chemicals, 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 Finance Director to establish Blanket Purchase Orders, for water treatment chemicals, based on the above mentioned Universal Term Contracts, for the immediate 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 establish Blanket Purchase Orders, for water treatment chemicals, from established Universal Term Contracts, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$1,642,925.11 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 02, Object Level Three numbers, vendors, contract numbers with expiration dates, OCA Codes, and amounts listed below, to pay the cost thereof.

Vendor / Chemical	Contract Number	Expires	OCA Code	Object Level Three	Amount
LCI, Ltd.	FL000708	3/31/04	602417	2204	63,400.00
Hydrofluosilicic Acid			602474	2204	87,175.00
			602532	2204	<u>23,775.00</u>
				Subtotal	174,350.00
Shannon Chemical Corp.	FL000710	3/31/04	602417	2204	246,828.87
Zinc Orthophosphate			602474	2204	246,431.40
			602532	2204	<u>68,364.84</u>
				Subtotal	561,625.11
Envirotrol Inc.	FL001091	3/31/05	602417	2204	373,450.00
Powdered Activated Carbon			602474	2204	<u>533,500.00</u>
				Subtotal	906,950.00
				GRAND TOTAL	\$ 1,642,925.11

Section 3. That for reasons stated in the preamble hereto, which is hereby made apart hereof, this Ordinance is hereby declared to be an emergency 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0311-03

To authorize the transfer of funds and appropriation authority between projects within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; to amend the 2002 Capital Improvements Budget Ordinance 1674-02 to provide sufficient budget authority for the purchase of various materials and services necessary for completion of capital improvement projects for the Division of Electricity and to declare an emergency. (\$910,802.73)

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to transfer funds and to amend the Capital Improvements Budget Ordinance 1674-02 to provide sufficient budget authority for materials and services for various capital improvement projects 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 City Auditor is hereby authorized and directed to transfer \$910,802.73 within the Voted 1995 and 1999 Street Lighting and Distribution Improvements Fund 553, Division No.60-07, as follows:

FROM:				
Project No.	Project Name	OCA	Object Level 3	Amount
670177	Capacitor Program	675074	6621	\$489,468.00
670105	Customer Development	675041	6621	397,115.05
670945	Mayor's Emergency	671945	6621	24,219.68
				\$910,802.73

TO:				
Project No.	Project Name	OCA	Object Level 3	Amount
670607	Jeffrey Square	670607	6621	\$489,468.00
670608	Distribution System Imp.	670608	6621	421,334.73
				\$910,802.73

SECTION 2. That Section 1 of the 2002 Capital Improvements Budget Ordinance 1674-02 is hereby amended as follows in order to provide sufficient budget authority for the purchase of materials and services necessary for the completion of various capital improvement projects:

DIVISION OF ELECTRICITY, DIVISION 60-07

FUND	PROJECT NUMBER	PROJECT NAME	CURRENT CIB AMOUNT	AMENDED CIB AMOUNT
553	670105	New Customer Development	397,116	0
553	670177	Capacitor Program	705,000	215,532
553	670607	Jeffrey Square	0	489,468
553	670608	Distribution System Improvements	213,844	637,179
581	670116	North Substation	9,008	0

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0312-03

To authorize and direct the Public Service Director to establish a purchase order to fund an existing contract with Rumpke of Ohio, Inc., for yard waste collection service for the Refuse Collection Division, Public Service Department, to expend \$1,989,480.00 or so much thereof as may be necessary from the General Fund and to declare an emergency. (\$1,989,480.00)

WHEREAS, there is a need for the Public Service Department, Refuse Collection Division, to continue to provide yard waste collection to residents, and

WHEREAS, the existing contract for yard waste collection with Rumpke of Ohio, Inc., commenced March 1, 2001, for a five-year period, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Refuse Collection Division, in that it is immediately necessary to establish a purchase order to attach current-year funding to this yard waste collection contract, 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 be and hereby is authorized to establish a purchase order with Rumpke of Ohio, Inc., for yard waste collection service for the Refuse Collection Division for the period March 1, 2003, through December 31, 2003, inclusive.

SECTION 2. That the expenditure of \$1,989,480.00 or so much thereof as may be necessary for this purpose is hereby authorized from the General Fund, Fund 010, Organizational Level 59-02, Public Service Department, Refuse Collection Division, Object Level One Code 03, Object Level Three Code 3336, as follows:

OCA Code	Amount
591198	\$ 663,160.00
591727	\$ 663,160.00
591941	\$ 663,160.00
Total	\$1,989,480.00

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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0313-03

To authorize the Public Service Director to modify and extend an existing agreement with Rumpke of Ohio, Inc., for provision of optional subscription curbside recycling collection service to residents for the period March 1, 2003, through December 31, 2003, inclusive, for the Refuse Collection Division, Public Service Department, and to declare an emergency. (\$-0-)

WHEREAS, Rumpke of Ohio, Inc., provides subscription curbside recycling collection service to City of Columbus residents at the latter's option for a \$4.00 per month fee paid directly by the residents to Rumpke, and

WHEREAS, this contract was authorized by Ordinance #0365-01, passed by City Council on February 22, 2001, and

WHEREAS, this agreement was meant to run for a five year period, from March 1, 2001, through February 28, 2006, and

WHEREAS, City Council's authorization for this contract needs to be extended for the period March 1, 2003, through December 31, 2003, inclusive, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Refuse Collection Division, in that it is immediately necessary to modify and extend this contract, 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 existing contract between the City of Columbus and Rumpke of Ohio, Inc., for provision of subscription curbside recycling service be and hereby is modified and extended from March 1, 2003, through December 31, 2003, inclusive, with no change in pricing.

SECTION 2. That for the reasons stated in the preamble hereto, which is hereby made to be 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.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RESOLUTIONS

RES NO. 028X-03

To salute the Greater Columbus Arts Council's Americorps program, *Children of the Future*, for receiving the 2003 Government Leadership in the Arts Award.

WHEREAS, the Greater Columbus Arts Council's Americorps program, *Children of the Future*, recently received the 2003 Government Leadership in the Arts Award from the United States Conference of Mayors and Americans for the Arts in the category of "Excellence in Arts Programs for Youth;" and

WHEREAS, the Greater Columbus Arts Council's Americorps program, *Children of the Future*, has been ranked by the President's Committee on the Arts and the Humanities in Washington, D.C. among the top ten percent of arts-based programs for at-risk youth nationwide; and

WHEREAS, the Greater Columbus Arts Council's Americorps program, *Children of the Future*, has provided multiple neighborhood safe havens in high-crime communities for over 12,500 participating children ages 5 - 12, five days per week, year round, during after-school and summer afternoon hours for eight years, including daily arts programming in dance, creative writing, music, theatre and visual arts; and

WHEREAS, the Greater Columbus Arts Council's Americorps program, *Children of the Future*, has increased the constructive conflict resolution, communication, and positive self-expression skills of participating children; and has increased their awareness regarding general public safety issues such as substance abuse, domestic abuse, influence of gangs, and gun safety; and

WHEREAS, the Greater Columbus Arts Council's Americorps program, *Children of the Future*, has benefited the families and schools, and neighborhoods of participating children; and

WHEREAS, the Greater Columbus Arts Council's Americorps program, *Children of the Future*, has documented participation from children representing over 90% of Columbus Public Schools' elementary and middle schools; now, therefore

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

That this Council does hereby salute the Greater Columbus Arts Council's Americorps program, *Children of the Future*, for receiving the 2003 Government Leadership in the Arts Award.

BE IT FURTHER RESOLVED

The city council acknowledges that with the help of its program partners including the City of Columbus Recreation & Parks Department, the Department of Public Safety, the Columbus Metropolitan Housing Authority, the Martin Luther King, Jr. Performing and Cultural Arts Complex, the J. Ashburn, Jr. Youth Center, the Homeless Families Foundation, the Somali Women's Association, and the Boys & Girls Clubs of Columbus, Inc. -- the program looks forward to serving children and families in the Columbus community for many years to come.

Adopted February 24, 2003 Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 029X-03

To honor and recognize the 2003 Institute for Achievement and Excellence Superintendent's Award

WHEREAS, there were 36 schools recognized for their significant contributions towards improved achievement on the Ohio Proficiency Test in the Columbus Public Schools; and

WHEREAS, the Superintendent's Equity Award was given to twelve schools that have narrowed the district's achievement gaps among racial, economic, and gender subgroups on four or five parts of the Ohio Proficiency Test; and

WHEREAS, the Superintendent's Improvement Award was presented to five schools that either made a significant average gain across all five tests or made growth that exceeds state established criteria; and

WHEREAS, the Superintendent's Achievement Award was given to three schools that met or exceeded the State established criteria on all five sections of the proficiency test; and

WHEREAS, thirteen schools met the above described criteria to receive the Superintendent's Improvement and Equity Award; and

WHEREAS, one school met the above described criteria to receive the Superintendent's Achievement and Equity Award; and

WHEREAS, the Superintendent's Excellence Award was presented to two schools whose students' pass rate is classified as exemplary in both achievement and improvement; now, therefore

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

That this Council does hereby honor and recognize the 2003 Institute for Achievement and Excellence Superintendent's Award.

Adopted February 24, 2003 Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 030X-03

To recognize and congratulate the Isabelle Ridgway Care Center for its 90 years of service in the Columbus, Ohio African American community.

WHEREAS, on Saturday, February 22, 2003 the community will be celebrating the Isabelle Ridgway Care Center's 90 years of service at a "Founder's Day Celebration" in the King Arts Complex Ballroom starting at 11:30 am with the theme of 'Isabelle's Tea Room', a throw-back to the Harem Renaissance era; and

WHEREAS, the Ridgway Center was established by Isabelle Ridgway on September 15, 1912 to aid, assist and care for the elderly of the City of Columbus and Franklin County and was initially named the "Old Folks Home"; and

WHEREAS, after relocating several times, the Ridgway Center has settled at 1520 Hawthome Avenue and continues to be a vibrant institution housing 100 residents in comfort, companionship, understanding and love; and, also, serving many individuals and families each year through their programming; and

WHEREAS, while the Center's longevity speaks for itself, this recent statement made by a visiting physician may best describe the facility, "Having visited many nursing homes in my career, should the need ever occur, this is the place that I would want to be."; now therefore,

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

That this Council does hereby celebrate and commemorate the Isabelle Ridgway Care Center for its 90 years of wonderful service to the African American community.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to the Isabelle Ridgway Care Center as a token of our esteem.

Adopted February 24, 2003 Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 031X-03

To honor and recognize the Columbus Flames.

WHEREAS, Amy Sturgis and Donna Ford are the founders of the Columbus Flames; and

WHEREAS, these ladies set out to make their dream of owning a women's full contact football team a reality; and

WHEREAS, the Flames have acquired a top-notch coaching staff lead by Hank Patterson.; and

WHEREAS, the Columbus Flames have been featured on 610 AM, WHOK 95.9 FM, Power 107.5 FM, Q-Fm-96, WSYX-ABC 6, Fox 28, NBC 4 and WLIO; and

WHEREAS, the Columbus Flames have also been featured in The Columbus Dispatch 8NP, Dayton Daily News and This Week News; and

WHEREAS, The City of Columbus is excited to have the Columbus Flames here in central Ohio; now, therefore

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

That this Council does hereby honor and recognize The Columbus Flames.

Adopted February 24, 2003 Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

BIDS WANTED - PURCHASING OFFICE
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Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a 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 1, 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 PROPOSAL CALL (614) 645-7599

BID OPENING DATE 03/06/03

BID FOR POLICE CRUISERS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 6, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: POLICE

Bid for POLICE CRUISERS Solicitation No. SA-000415 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(02/22/03; 03/01/03)

BID FOR TRACTOR W/6' MOWER

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 6, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: WATER

Bid for TRACTOR w/6' MOWER Solicitation No. SA-000413 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(02/22/03; 03/01/03)

BID FOR AUTO & TRUCK RADIATOR REPAIR

Sealed proposals for the following items will be received by, the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 6, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for AUTO & TRUCK RADIATOR REPAIR Solicitation No. SA-000412 GRW in accordance with specifications on file in the

Purchasing Office.

Joel Taylor, Finance Director

(02/22/03; 03/01/03)

BID FOR OEM SMALL ENGINE PARTS

Sealed proposals for the following items will be received by, the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 6, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for OEM SMALL ENGINE PARTS Solicitation No. SA-000411 GRW in accordance with specifications on file in the Purchasing

Office.

Joel Taylor, Finance Director

(02/22/03; 03/01/03)

BID OPENING DATE 03/13/03**BID FOR 16' STEP VAN**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 13, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: WATER

Bid for 16' STEP VAN Solicitation No. SA-000414 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(02/22/03; 03/01/03; 03/08/03)

BID FOR PURCHASE OF MICROCUVETTES

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on March 13, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Health

Bid for Purchase of Microcuvettes Solicitation No. SA000418DRM in accordance with specifications on file in the Purchasing Office.

Joel Taylor Finance Director

(03/01/03; 03/08/03)

BID FOR AUTO BODY REPAIR SERVICES

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 13, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for AUTO BODY REPAIR SERVICES Solicitation No. SA-000417 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor Finance Director

(03/01/03; 03/08/03)

BID OPENING DATE 03/20/03**BID FOR 60' BUCKET TRUCK**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00 a.m. Local Time on MARCH 20, 2003 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries

Envelopes must be plainly marked: ELECRTICITY

Bid for 60' BUCKET TRUCK Solicitation No. SA-000416 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor Finance Director

(03/01/03; 03/08/03; 03/15/03)

BIDS WANTED - OTHER DIVISIONS

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a 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 1, 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 PROPOSAL CALL THE LISTED DIVISION

BID FOR DEPOSIT OF PUBLIC MONEY

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, and building and loan or savings associations or companies situated in Franklin County, Ohio, whose application for deposit of public money has been approved by the Columbus Depository Commission that bids will be accepted by the City Treasurer for the deposit of inactive funds:

The City Treasurer will accept such bids by telephone (645-7727) or in person between the hours of 8:00 a.m. and 10:45 a.m. Monday through Friday. Such bids should specify the time span of the certificate of deposit, the rate of interest being offered, the amount of funds being bid upon, and the beginning and ending date for which said bid is applicable. By order of the Columbus Depository Commission.

THOMAS ISAACS, Chairman
HUGH J. DORRIAN, Secretary
JOEL S. TAYLOR, Member

BID OPENING DATE 03/11/03

HUDSON STREET STAIRS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, March 11, 2003, and publicly opened and read immediately thereafter for: HUDSON STREET STAIRS

The work for which proposals are invited consists of the demolition of footings, asphalt walks, fencing, plant material and the installation of stone steps, retaining walls, new asphalt walk, iron fencing, drainage, plant material, grading, seeding and other such work as may be necessary to complete the contract in accordance with the plans and specifications

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-5765 upon a non-refundable payment of \$25.00 per package.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual/Specifications containing the Proposal must be submitted in a sealed envelope marked "HUDSON STREET STAIRS."

PRE-BID CONFERENCE

A Pre-bid Conference will be held Tuesday March 4, 2003, at 2:00p.m. at the site. Hudson street west of Neil Avenue. Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference

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. A certified copy of the authority to act must accompany all bonds signed by an agent.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements 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 will be required to assure the faithful performance of the work. Bonds shall be with a surety or sureties licensed to conduct business in the State of Ohio, according to Section 103.5 of the City of Columbus Construction and Materials Specifications, latest edition.

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 the Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., Room 301, 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 Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunities Commission Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215 (614) 645-4764.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Executive Director of Recreation and Parks of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, 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.

OSHA/EPA/ADA 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 requirement.

Jerry Saunders, President Recreation and Parks Commission

Wayne A. Roberts, Executive Director Recreation and Parks Department

(02/22/03; 03/01/03)

OLD NORTH-UNIVERSITY AREA STREET TREE PLANTINGS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00a.m. on Tuesday, March 11, 2003, and publicly opened and read immediately thereafter for: OLD NORTH-UNIVERSITY AREA STREET TREE PLANTINGS

The work for which proposals are invited consists of the supply and installation of street trees, shrubs and perennials and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614)645-5765 upon a non-refundable payment of \$25.00 per package.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual / Specifications containing the Proposal must be submitted in a sealed envelope marked "OLD NORTH-UNIVERSITY AREA STREET TREE PLANTINGS".

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 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. A certified copy of the authority to act must accompany all bonds signed by an agent. The dollar amount of the Proposal Bond must be filled in completely on the Proposal Bond Form.

PREVAILING WAGE RATE

Prevailing wage is not required on landscape installation.

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 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 the 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, 1 800 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 Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Recreation and Parks of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, 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.

Jerry Saunders, President Recreation and Parks Commission

Wayne A. Roberts, Executive Director Recreation & Parks Department

(02/22/03; 03/01/03)

BID OPENING DATE 03/12/03

HAP CREMEAN WATER PLANT AUTOMATION UPGRADE

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 until 3:00 P.M. local time, on March 12, 2003 and publicly opened and read at the hour and place for construction of the HAP CREMEAN WATER PLANT AUTOMATION UPGRADE Contract No. 1040, Project No. 690413. The work for which proposals are invited consists primarily of all work, material and equipment needed for the removal of the existing process control system and installation of a new process control system operating under the latest version of the Oasys SCADA system software, a product of Metso Automation, Inc. of Calgary, Alberta Canada, 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 on file in the office of the Deputy Administrator, Water Supply, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio 43215, Phone (614-645-7100) and are available there. 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: HAP CREMEAN WATER PLANT AUTOMATION UPGRADE, Contract No. 1040, Project No. 690413

CONTACT PERSON
The City of Columbus Contact Person for this project is Paul Washburn of the Division of Water's Technical Support Section (614) 645-7100

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 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 sixty (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.

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.

(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.

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, 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

\$10,000.00, 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 \$10,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, 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.

(02/22/03; 03/01/03)

BID OPENING DATE 03/19/03

**DUBLIN ROAD AT URLIN AVENUE STORM SEWER
C.I.P. NO.888**

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, MARCH 19, 2003, and publicly opened and read at that hour and place for the following project: **DUBLIN ROAD AT URLIN AVENUE STORM SEWER, C.I.P. NO.888**

The work for which proposals are invited consists of the furnishing and construction of approximately 145 feet of 48-inch storm sewer pipe across Dublin 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, which include Bid Books and the Construction Plans (CC-11783) 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. 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: **DUBLIN ROAD AT URLIN AVENUE STORM SEWER, C.I.P. NO.888**
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 have the AMOUNT EXPRESSED 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.

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 apart 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; 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.

QUALITY FACTORS INFORMATION FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit, with its bid, a completed Quality Factors Information Form and Affidavit of Bidder, completed and notarized.

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 investigation was performed during the design phase of the project and is included in the supplemental specifications section.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 60 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.

(03/01/03; 03/08/03)

**POWELL DITCH IMPROVEMENTS
C.I.P. NO.828**

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, March 19, 2003, and publicly opened and read at that hour and place for the following project: **POWELL DITCH IMPROVEMENTS, C.I.P. NO.828**

The work for which proposals are invited consists of the furnishing or construction of open channel improvements along Powell Ditch between Scarborough Boulevard and Lake Club Drive, 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 (CC-11067) in CD (Compact Disc) format, 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. 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. Full-size Construction Plans are available to prospective bidders upon request, at a cost of \$25.00 per set.

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: **POWELL DITCH IMPROVEMENTS, C.I.P. NO.828**
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 have the AMOUNT EXPRESSED IN DOLLARS AND CENTS in order to be 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 that 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 apart 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; 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.

QUALITY FACTORS INFORMATION FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit, with its bid, a completed Quality Factors Information Form and Affidavit of Bidder, completed and notarized.

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 Investigation was performed during the design phase of the project, and the Report is available for review, upon request, to all bid set recipients.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within ~ 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.

(03/01/03; 03/08/03)

BID OPENING DATE 03/26/03

BID FOR 3500 INDIANOLA AVENUE, DEPARTMENT OF PUBLIC UTILITIES, DIVISION OF ELECTRICITY.

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 Monday, March 26, 2003, and publicly opened and read at the hour and place for the associated 3500 Indianola Avenue, Department of Public Utilities, Division of Electricity. The work for which proposals are invited consists of foundations, floors, structure, roof, exterior walls, interior walls, fixed equipment, plumbing, fire protection HVAC and electrical 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 Division of Electricity, 3568 Indianola Avenue, Columbus, Ohio 43214, upon payment of \$75.00 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 3500 Indianola Avenue, Department of Public Utilities, Division of Electricity.

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.

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 West Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 East 17th Avenue, Columbus, Ohio 43219(614)645-3182.

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 120 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 corporations organized under the laws of any other state.

PRE-BID CONFERENCE

A pre-bid conference for this subject will be held on March 18, 2003 at 10:00 a.m. at 3568 Indianola Avenue, Columbus, Ohio 43214.

SITE ADMITTANCE

All Contractors shall call the Division of Electricity Dispatch Center at (614) 645-7627 before entering site at all times.

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.
- (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 \$10,000.00, 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 \$10,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, 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.

(03/01/03; 03/08/03)

BID OPENING DATE 04/08/03

**BID FOR
CONSTRUCTION OF A NEW POLICE ACADEMY**

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, on Tuesday, April 8, 2003, and publicly opened and read at the hour and place for CONSTRUCTION OF A NEW POLICE ACADEMY.

A pre-bid meeting will be held Friday, March 14, 2003 at 10:00 am., at the existing Police Academy, 2609 McKinley Avenue, Columbus, Ohio 43204. The work for which bids are invited consist of construction of a new police academy, site utilities and site work.

Copies of the Contract Documents shall be available at ATLAS BLUEPRINT & SUPPLY CO., 374 WEST SPRING STREET,

COLUMBUS, 0111043215 beginning MONDAY, MARCH 10, 2003. Contract documents shall be available to prospective bidders for a cost of \$200.00. If contract documents are returned to ATLAS BLUEPRINT & SUPPLY CO., contractor shall receive a refund of \$100.00 by ATLAS BLUEPRINT & SUPPLY CO.

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: CONSTRUCTION OF A NEW POLICE ACADEMY.

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.

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.

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.

LINDA K. PAGE, DIRECTOR, PUBLIC SERVICE DEPARTMENT

JOHNNY B. SCALES, ADMINISTRATOR DIVISION OF FACILITIES MANAGEMENT

(02/15/03; 02/22/03; 03/01/03)

ADVERTISEMENT FOR BIDS

Sealed proposals will be received in the office of the City Engineer of the City of Columbus, Ohio, 109 N. Front Street, Room 300, 3rd Floor, Columbus, OH 43215 until 3:00 P.M. local time, on March 20, 2003, and publicly opened and read for the State of Ohio, Department of Transportation, FRA - CR - 61 - 2.10 (Hard Road Phase B), Construction of Grade Separation with CSX Railroad, City of Columbus, Franklin County construction project. The work for which proposals are invited consists of reconstruction and widening of Hard Road; railroad bridge; lighting; traffic control including signals; excavation, embankment, temporary pavement and pavement removal; storm and sanitary sewer work; water lines; concrete and asphalt concrete pavement; concrete curbs, sidewalks, and ADA Ramps; maintenance of traffic; and miscellaneous items 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 City Engineer, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$ 80.00 for a half size set or \$350.00 for a full size set. 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 FRA - CR - 61 - 2.10 (Hard Road Phase B).

PROPOSAL GUARANTY

The bidder is required to submit with their proposal a Proposal Guaranty (Bid Guaranty) in accordance with Section 153.54 of the Ohio Revised Code, consisting of either a Proposal Bond, in the form provided in the Bid Submittal Documents with a Surety Company or Corporation licensed to conduct business in the State of Ohio to provide said surety, 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. The Proposal Bond signed by an agent of the Surety Company or Corporation must be accompanied by certification that the agent has the authority to sign and to enforce all terms of the Proposal Bond.

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

A Contract Performance and Payment Bond (Contract Bond) for 100 percent of the amount of the contract with a Surety Company or Corporation licensed to conduct business in the State of Ohio in accordance with Section 153.54 of the Ohio Revised Code and in accordance with Section 103.05 of the City of Columbus, Ohio, Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

SUBSURFACE DATA

Subsurface data was obtained for project design purposes. Copies of the report are available upon execution of the subsurface information release form.

PRE-BID CONFERENCE

There will be a pre-bid conference held for this project on March 10, 2003, (3/10/03) at 9:00 AM in Room A, 1881 E. 25th Avenue, Columbus, Ohio.

CONTRACT COMPLETION

Construction completion time is 5/30/05, which includes complete correction for all inspections, including the Final Inspection. Estimated Notice to Proceed (NTP) is 5/01/03. If the NTP is delayed past 5/01/03, the completion time will be increased by the same number of days as the delay time of the NTP from 5/01/03.

The 404/401 waterway permits for this project have yet to be authorized by the US Army Corps of Engineers (ACE) and/or the Ohio Environmental Protection Agency (OEPA). The Contractor shall not perform any work in and/or place any fill in jurisdictional streams or wetlands until the final 404/401 permits are authorized by the ACE and the OEPA. The City expects to have these permits by 5/1/03. However, should a permit issuance delay occur, the City may delay the NTP for 90 days or allow or require the Contractor to start preliminary work that does not require the 404/401 permits without any additional compensation for bids submitted.

The Contractor will not need to delay work in order to satisfy Environmental Document requirements for the Indiana Bat. The City will arrange for the marking and the removing of any trees suitable for Indiana Bat brood rearing and roosting habitat prior to the NTP should the Contractor not receive the NTP conducive to removing potential bat trees after September 15 and before April 15.

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 Project Management, Transportation Division, 109 N. Front Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-7348, 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 their bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification from the Columbus EBO Office.

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.

Each Proposal must contain the full name of the party or parties submitting the Proposal and all persons having a financial or contractual interest therein. Each bidder must submit evidence of their experience on projects of similar size and complexity.

Disadvantaged Business (DBE) Requirement: DBE participation goals (subcontracts, materials, and/or supplies) have been set on this project for those certified as DBE's in accordance with the TEA - 21 (1998) and 49 CFR, Part 26, and qualified to bid with ODOT under Chapter 5525 of the Ohio Revised Code (ORC). The DBE goal designation is 10 %. In addition, contractor compliance with 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.

The bidder must, as part of its bid response: elect one of the two Bidder's Affirmative Action Requirements, adapt the Bidder's EEO Covenants, and complete the Bidder's Certification. Failure to complete the required sections may cause the bidder's proposal to be rejected as being non-responsive to the State's Equal Employment Opportunity Requirements and in non-compliance with the State Equal Employment Opportunity Bid Conditions. In addition, the bidder must submit a copy of a valid Certificate of Compliance for Equal Employment Opportunity purposes prior to the execution of a contract.

A Bidder must be pre-qualified by the State of Ohio according to the ORC Chapter 5525 and the rules and regulations governing pre-qualification for a bid to be considered for contract award.

The selected contractor and each subcontractor shall be enrolled and in good standing in a drug free work place program approved by the Ohio Bureau of Workers' Compensation.

Federal Regulation 23 CFR 635.410 requires all bidders for Federal and Federal Aid contracts to submit bids based upon using only domestic steel and iron products. Construction material specifications for the Project shall include the "Steel Made in the United States" provision pursuant to Sections 153.011 and 5525.21 of the Ohio Revised Code. All contractors and subcontractors involved with the project will, to the extent practical use Ohio products, materials, services, and labor in the implementation of their project.

DOMESTIC STEEL USE REQUIREMENTS AS SPECIFIED IN SECTION 153.011 OF THE REVISED CODE APPLY TO THIS PROJECT. COPIES OF SECTION 153.011 OF THE OHIO REVISED CODE CAN BE OBTAINED FROM ANY OF THE OFFICES OF STATE OF OHIO, DEPARTMENT OF ADMINISTRATIVE SERVICES.

(02/22/03; 03/01/03; 03/08/03)

**PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL (RFP)
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)**

**PROFESSIONAL SERVICES
REQUEST FOR STATEMENTS OF QUALIFICATIONS (RFSQ)
2001-2003 STORMWATER CAPITAL IMPROVEMENT PROGRAM**

The City of Columbus, Ohio, Division of Sewerage and Drainage (DOSD) has added several new projects to the 2001 - 2003 Stormwater Capital Improvement Program and is hereby requesting Statements of Qualifications (SOQ) for Engineering Consulting Services for 2001-2003 Stormwater Capital Improvement Program Projects in accordance with City Code Chapter 329.09 through 329.12. FIRMS THAT HAVE ALREADY SUBMITTED A QUALIFIED SOQ IN YEARS 2001 and 2002 NEED NOT RESUBMIT.

The submitted Statements of Qualifications will be considered for all remaining 2002 and 2003 stormwater projects. The SOQ solicitation/submittal process will be repeated for 2004 and subsequent Stormwater Capital Improvement Programs (SWCIP). SOQs may be submitted at any time through the year 2003; however, offerors are strongly encouraged to submit SOQs as early as possible to assure their consideration for the maximum possible number of projects. SOQs must be submitted to the City by COB Friday, March 7, 2003, to be considered for the next project (or group of projects). SOQs submitted for 2001-2003 SWCIP will not be considered for 2004 and subsequent SWCIPs, unless specifically stated otherwise. SOQs may be updated or replaced by offerors at any time after submittal.

Four SOQ copies shall be submitted. The Statements of Qualifications will be reviewed by the City and three firms will be selected to receive a Request for Proposal (RFP) for each project (or group of projects).

Statements of Qualifications will be received by the Department of Public Utilities, Division of Sewerage and Drainage. The SOQs should be directed to: Tom A. Russell, P.E., Stormwater Program Manager, Division of Sewerage and Drainage, 910 Dublin Road, 3rd Floor, Room 3008, Columbus, Ohio 43215

Firms with expertise in any of the areas listed below are invited to submit SOQs.

Qualifications:

- Open Channel and Erosion Control Design (Hydraulics using HEC-RAS or similar computer program), Streambank Restoration/Protection using Bioengineering Methods
- Stormwater Detention/Retention Design
- Stormwater Pump Station Design (Hydraulics, Electric Controls, Field Services)
- Complex Areawide/Watershed Stormwater Studies (Dynamic Computer Modeling using SWMM or similar program electronically linked with GIS base map and stormwater system inventory/complaints)
- Non-Complex Stormwater Studies (Typically using Rational Method and/or non-complex computer modeling), Storm Sewer Design, Culvert Design
- Post-Construction BMPs (Bioengineered Wetlands, Wetland Mitigation, Streambank Restoration/Protection)
- Permitting/Regulatory issues (state and federal level)
- Dam Safety Analysis/Design

Projects currently scheduled for 2001-2003 include:

~~CIP 940 Wilson Road Stormwater System Improvements-Awarded~~
~~CIP 945 Cleveland Ave / Morse Rd Stormwater System Improvements-Awarded~~
~~CIP 985 Skyline Drive Stormwater System Improvements-Awarded~~
~~CIP 972 Marion Road Stormwater System Improvements-Awarded~~
~~CIP 874 Cassady Avenue Area Stormwater System Improvements-Awarded~~
~~CIP 706 Marsdale Avenue Stormwater System Improvements-Awarded~~
~~CIP 734 Midland / Eakin Area Stormwater System Improvements-Awarded~~
~~CIP 736 Glendower / Llewellyn Area Stormwater System Improvements-Awarded~~
~~CIP 737 Noe Bixby Road Stormwater System Improvements-Awarded~~
~~CIP 739 Petzinger Road Stormwater System Improvements-Awarded~~
~~CIP 740 Olive / Westgate Area Stormwater System Improvements-Awarded~~
~~CIP 741 Wicklow Road Stormwater System Improvements-Awarded~~
 CIP 990 North Central Areawide Stormwater System Improvements
 CIP 738 Olentangy Blvd & Amazon Pl Stormwater System Improvements
 CIP 742 Charleston Avenue Stormwater System Improvements
 CIP 744 Parkside Road Stormwater System Improvements - **Added project.**
 CIP 745 Eaton/Wharton Avenue Area Stormwater System Improvements - **Added project.**
 CIP 746 Southard/Fornoff Area Stormwater System Improvements - **Added project.**
 CIP 747 Southgate/Landers Area Stormwater System Improvements - **Added project.**
 CIP 748 Oakland Park Ave Stormwater System Improvements- **Added project.**
 CIP 749 Canyon Drive / Glenmont Ave Area Stormwater System Improvements- **Added project.**
 CIP 750 Clintonville Area Miscellaneous Stormwater System Improvements- **Added project.**
 CIP 751 Olentangy River Road Culvert Replacement & E. Fifth Ave Stormwater System Improvements- **Added project.**

Additional projects may be included in the 2001-2003 Stormwater Capital Improvement Program at a future date.

General Description: Anticipated tasks for the projects may include, but are not limited to, the following: Review existing files, reports and complaint records; field surveying for planimetrics, topography, preliminary and detailed design purposes, and locations of existing utilities and easements; preparing metes and bounds legal easement descriptions; verifying watershed boundaries; simple and complex hydraulic and hydrologic analyses; formulating mitigation alternatives, preparing preliminary design and construction cost estimates for mitigation alternatives; determining the need and preparation of the necessary documentation for Corps of Engineers 404 permitting, Ohio EPA 401 permitting and other relevant permits; evaluating impacts on FEMA flood plains and preparing applications to modify FEMA flood plain maps; preparing reports detailing the research, assumptions, investigations and evaluations performed; and performing detailed design of system improvements.

Notice For Equal Business Opportunity Requirements - Minority and Female Business Enterprise (MBE and FBE) Participation: No specific contract goals for Minority and Female Business Enterprise (MBE and FBE) participation have been established at this time for the 2001-2003 Stormwater Capital Improvement Program. The Equal Business Opportunity Commission Office continues to encourage inclusiveness in the expenditure of public funds.

Selection Procedure: The DOSD, Stormwater Management has promulgated a written General Policy and Procedure to be followed to request and evaluate SOQs and Proposals for Professional Service Contracts in accordance with Columbus City Code, Chapter 329.09 through 329.12. The procedure for procurement of consulting engineering services is summarized as follows: (1) Public Notice requesting Statements of Qualifications, (2) Statements of Qualifications submitted, (3) Evaluation and initial screening of SOQs, (4) Request for Proposals issued to three firms, (5) Review of Proposals (6) Interview (may be requested during proposal evaluation) (7) Selection, (8) Negotiation with selected firm, (9) Award of Contract.

All offerors, and all subcontract entities proposed, shall have City of Columbus Contract Compliance Certificate Numbers (CCCN's). Offerors shall include a listing of CCCN's for themselves and their proposed subcontractors in their statements of qualifications or shall include completed applications for certification. Applications for certification are available from: Equal Business Opportunity Commission Office, 109 North Front Street, 4th Floor, Columbus, Ohio 43215-9020

A copy of the Information Package (which include Preliminary Project Information, Qualifications Questionnaire and General Policy and Procedure) is available to each offeror upon request at no charge at the DOSD Permit Office, 910 Dublin Road, 3 Floor, Room 3044. All offerors that have not already submitted a qualified SOQ are required to obtain the Information Package. FIRMS THAT HAVE ALREADY SUBMITTED A QUALIFIED SOQ IN YEARS 2001 and 2002 NEED NOT RESUBMIT.

Evaluation Criteria: The Evaluation criteria and point values are listed in the General Policy and Procedure. The contact person for the selection process shall be: Greg Fedner, P.E., Stormwater CIP Manager, Division of Sewerage and Drainage, 910 Dublin Road, Room 3008, Columbus, Ohio 43215-9053, (614) 645-8072

John R. Doult, P.E., Director, Department of Public Utilities

(02/22/03; 03/01/03)

PROPOSALS FOR SCT/WASMIS SOFTWARE TESTING SUPPORT AND MAINTENANCE

Sealed proposals for the following item(s) will be received by the Purchasing Office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on MARCH 13, 2003 and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offeror unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: WATIIR

PROPOSALS FOR SCT/WASMIS SOFTWARE TESTING SUPPORT AND MAINTENANCE, PROPOSAL NO. SA000419JY in accordance with specifications on file in the Purchasing Office.

(03/01/03; 03/08/03)

PUBLIC NOTICES

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2003 are scheduled as follows:

- Monday, February 3, 2003
- Monday, May 12, 2003
- Monday, September 29, 2003

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, 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) 645-8539.
(10/2002; 10/2003)

**OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION
ANNOUNCEMENTS
APPLY DAILY MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:30 P.M.**

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is 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. Interested applicants should regularly check this location for examination announcements. Also, please visit our website at www.csc.columbus.gov.
(01/2003; 12/2003)

**BOARD OF REVIEW
OF GENERAL AND LIMITED
SIGN ERECTORS
MEETING SCHEDULE**

MEETING TIME: 1ST Tuesday of each month (except May & November) November through April 3:30 p.m. and May through October at 4:00, 757 Carolyn Avenue, Hearing Room E.

CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting

Questions: Dave Reiss: 645-7973

CUT-OFF DATES	MEETING DATES
January 28	February 5
February 25	March 4
March 25	April 4
May 6	May 13
May 27	June 3
June 24	July 1
July 29	August 5
August 26	September 2
September 24	October 1
November 4	November 11
November 26	December 3

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
WARM AIR & HYDRONICS CONTRACTORS
MEETING SCHEDULE
2003**

MEETING TIME: 2nd Tuesday of each month, 5:00 pm at 757 Carolyn Avenue, Hearing Room D.

CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting

Questions: Cheryl Roahrig: 645-3270

CUT-OFF DATES	MEETING DATES
February 6	February 11
March 4	March 11
April 1	April 8
May 6	May 13

June 3	June 10
July 1	July 8
August 5	August 12
September 2	September 9
October 7	October 14
November 4	November 11
December 2	December 9

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
ELECTRICAL CONTRACTORS
MEETING SCHEDULE
2003**

MEETING TIME: 2nd Wednesday of each month, 5:00 pm at 757 Carolyn Avenue, Hearing Room E.
CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting
Questions: Jerry Tudor: 645-6076

CUT-OFF DATES	MEETING DATES
February 7	February 12
March 5	March 12
April 2	April 9
May 7	May 14
June 4	June 11
July 2	July 9
August 6	August 13
September 3	September 10
October 1	October 8
November 5	November 12
December 3	December 10

(01/25/03; 12/27/03)

**BOARD OF REVIEW
OF REFRIGERATION CONTRACTORS
MEETING SCHEDULE**

MEETING TIME: 1ST Wednesday of each month at 5:00 pm at 757 Carolyn Avenue, Hearing Room H.
CUT-OFF TIME FOR APPLICATIONS: One week prior to the meeting
Questions: Cheryl Roahrig: 645-3270

CUT-OFF DATES	MEETING DATES
January 29	February 5
February 26	March 5
March 26	April 2
April 30	May 7
May 28	June 4
June 25	July 2
July 30	August 6
August 27	September 3
September 24	October 1
October 29	November 5
November 26	December 3

(01/25/03; 12/27/03)

**BOARD OF REVIEW OF
PLUMBING CONTRACTORS
2003 BOARD MEETING
SCHEDULE**

MEETING TIME: 3rd Wednesday of each month at 5:00 p.m.
CUT-OFF TIME FOR APPLICATIONS: 1 week prior to the meeting
QUESTIONS: Larry Caito: 645-6340

CUTOFF DATES	MEETING DATES
February 12	February 19
March 12	March 19
April 9	April 16
May 14	May 21

June 11	June 18
July 9	July 16
August 13	August 20
September 10	September 17
October 8	October 15
November 12	November 19
December 10	December 17

(01/25/03; 12/27/03)

**EXHIBIT A
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):

- Wednesday, January 8, 2003- Operations Complex, 420 W Whittier Street
- Wednesday, February 12, 2003 - Operations Complex, 420 W Whittier Street
- Wednesday, March 12, 2003-- Operations Complex, 420 W Whittier Street
- Wednesday, April 9, 2003-- Operations Complex, 420 W Whittier Street
- Wednesday, May 14, 2003 - Walnut Hill Golf Course, 6001 E. Livingston Avenue
- Wednesday, June 11, 2003 - Goodale Shelterhouse, 120 W Goodale Boulevard
- Wednesday, July 9, 2003 - Gillie Recreation Center, 2100 Morse Road
- August Recess - No meeting
- Wednesday, September 10, 2003-Whetstone Park of Roses Shelterhouse, 4015 Olentangy Boulevard
- Wednesday, October 8, 2003- Davis Youth Complex (Franklin Park), 1755 E. Broad Street
- Wednesday, November 12, 2003 - Operations Complex, 420 W Whittier Street
- Wednesday, December 10, 2003 - Operations Complex, 420 W Whittier Street

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).

(02/01/03 thru 12/13/03)

**PUBLIC HEARING
BY COLUMBUS CITY COUNCIL**

The following Rezoning/Variance Ordinances will be heard by City Council on Monday, March 3, 2003 at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 0237-03** To rezone **9380 SOUTH OLD STATE ROAD (43085)**, being 10.75± acres located on the west side of South Old State Road, 100± feet south of Erin Street, From: R, Rural District, To: R-2, Residential District.
 - Z02-085**

 - 0238-03** To rezone **3334 WEST CASE ROAD (43071)**, being 18.14± acres located at the northeast corner of Riverside Drive and West Case Road, From: R, Rural District, To: PUD-6, Planned Unit Development District.
 - Z01-049**

 - 0239-03** To grant a Variance from the provisions of Section 3345.11, Site Plan Requirements for showing parcels for dwelling units and multiple family unit buildings, for the property located at **3334 WEST CASE ROAD (43071)**, to permit detached dwellings without each having a separate parcel in the PUD-6, Planned Unit Development District.
 - CV02-003**

 - 0215-03** To rezone **6861 CLEVELAND AVENUE (43081)**, being 0.63± acres located on the northwest corner of Cleveland Avenue and Schrock Road, From: C-5, Commercial District, To: CPD, Commercial Planned Development District.
 - Z02-082**
- (TABLED 2/24/03)**

(02/22/03; 03/01/03)

**PROPERTY MAINTENANCE APPEALS BOARD
MONDAY, MARCH 10, 2003
1:00 PM - 757 CAROLYN AVENUE
HEARING ROOM**

1. Approval of February 10, 2003 meeting minutes
2. Case Number HAB-1343
Appellant: Carlisle W. Coleman
Property: 77 S. PRINCETON AVENUE

- Inspector: Mike O'Keefe
3. Case Number PMA-0001
Appellant: Donald W. Ritzer
Property: 278 SOUTH MONROE AVENUE
Inspector: Michael Huggins
4. Case Number PMA-0002
Appellant: Robert J. Duffy
Property: 600 NORTH NELSON ROAD
Inspector: Noel Rader

NOTE: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Regulations Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call Toni Gillum-Boehm at 645-5884 or TDD 645-3293.
(03/01/03; 03/08/03)

BID FOR SALE OF: TREES / SHRUBS

In accordance with the Columbus City Code Section 326.26, sealed bids for the Sale of TREES / SHRUBS will be received by the Purchasing Office at 50 West Gay Street, First Floor, Columbus, OH 43215, until MARCH 13, 2003 AT 11:00A.M. Local Time and at that time will publicly be opened and read. Bids received after the time for opening of bids will be returned to the bidder unopened. The City will not be responsible for late mail or other means of delivery.

Envelopes must be plainly marked: RECREATION AND PARKS DEPT. BID FOR SALE OF: TREES / SHRUBS
PROPOSAL NUMBER: 2856 CRD, in accordance with the specifications on file in the Purchasing Office

For information regarding the bidding process, please contact Charlotte Derifield at the Purchasing Office at (614)-645-1492. For information regarding the specifications, please contact the Forestry Division of the Recreation & Parks Department, (614)-645-6640.
(03/01/03; 03/08/03)

PUBLIC HEARING **BY COLUMBUS CITY COUNCIL**

The following Rezoning/Variance Ordinances will be heard by City Council on Monday, March 10, 2003 at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 0314-03** To rezone **2250 McCUTCHEON ROAD (43219)**, being 10.3± acres located on the south side of
Z02-081 McCutcheon Road, 1265± feet east of Sunbury Road, From: L-I, Limited Institutional District, To: R-2, Residential District.
- 0315-03** To rezone **6625 EAST BROAD STREET (43004)**, being 8.59± acres located on the south side of
Z02-060 East Broad Street at the terminus of Brice Road, From: L-C-2, Limited Commercial District and PUD-8, Planned Unit Development District, To: PUD-8, Planned Unit Development District.
- 0316-03** To rezone **5700 FRANTZ ROAD (43016)**, being 5.88± acres located at the southeast corner of
Z02-093 Frantz Road and Shannon Heights Boulevard, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District.
- 0317-03** To grant a Variance from the provisions of Sections 3367.01, M-2, Manufacturing District,
CV02-070 3342.28, Minimum Number of Parking Spaces Required of Columbus City Codes; for the property located at **5542 CHANTRY DRIVE (43232)**, to permit an 80 dwelling-unit apartment complex in the M-2, Manufacturing District with one parking space per unit for the 40 dwelling-unit complex located north of Chantry Drive.
- 0318-03** To rezone **1656 CHAMPION AVENUE (43207)**, being 2.24± acres located at the northeast
Z02-091 corner of Champion Avenue and Markison Avenue, From: C-4, Commercial District, To: L-R-2, Limited Residential District.
- 0319-03** To rezone **3333 REFUGEE ROAD (43232)**, being 3.26± acres located at the southwest corner of
Z02-084 Refugee Road and Schwartz Road, From: C-4, Commercial District, To: L-M-2, Limited Manufacturing District.
- 0320-03** To grant a Variance from the provisions of Section 3332.039, R-4 District Use; 3332.05, Area
CV02-060 District Lot Width Requirements; 3332.15, Area District Requirements; 3332.19, Fronting on a Public Street; 3332.25, Maximum Side Yard Permitted; 3332.27, Rear Yard; and 3342.28, Minimum Number of Parking Spaces Required for the property located at **690 NEIL AVENUE (43215)**, to permit a carriage house on a lot developed with a single-family dwelling with reduced development standards in the R-4, Residential District.
- 0321-03** To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District Use,
CV02-072 3332.13, R-3 Area District Requirements; 3332.21, Building Lines; 3332.25, Maximum Side Yards Required; 3332.26, Minimum Side Yard Permitted; 3332.27, Rear Yard; 3342.17, Parking Lot Screening; and 3342.28, Minimum Number of Parking Spaces Required, for the property located at **490 TAYLOR AVENUE (43203)**, to allow the development of 29 multi-family dwelling units and a community center with reduced development standards in the R-3,

Residential District.

- 0322-03**
CV02-066 To grant a Variance from the provisions of Sections 3355.02, C-4, Commercial District Use; 3332.039, R-4, Residential District Use; 3333.24, Rear Yard; 3342.02, Administrative Requirements; 3342.17, Parking Lot Screening; 3342.18, Parking Setback Line; and 3342.28, Minimum Number of Parking Spaces Required, for the property located at **3005 EAST FIFTH AVENUE (43219)**, to permit a new one-story building with two ground floor dwelling units in the C-4, Commercial District; a parking lot as a principle use in the R-4, Residential District; and to make conforming an existing 18-unit apartment building partially located in the C-4, Commercial District.
- 0240-03**
CV02-048 To grant a Variance from the provisions of Sections 3332.03, R-1, Residential District; 3332.34, Residential Character; and 3342.08©, Driveway, for the property located at **5436 ROBERTS ROAD (43026)**, to permit limited motor vehicle sales in conjunction with and existing single-family dwelling in the R-1, Residential District.
- 0323-03**
CV02-071 To grant a Variance from the provisions of Sections 3355.02, C-4, Commercial District; 3355.05, Building Lines in Community Scale Districts; 3342.07, Drive-in Stacking Area, for the property located at **3633 SOUTH HIGH STREET (43207)**, to permit gasoline sales and a car wash.
- 0356-03**
Z02-077 To rezone **700 CHILDRENS DRIVE (43205)**, being 37.64± acres located west of Parsons Avenue and north of Kennedy Drive and generally extending from the southeast corner of Parsons Avenue and Mooberry Street, east to the southwest corner of Mooberry Street and the first alley east of and parallel with Eighteenth Street, south to the northwest corner of the first alley east of and parallel with Eighteenth Street and Livingston Avenue, south to the northeast corner of Livingston Avenue and Heyl Avenue, west to the northeast corner of Jackson Street and Parsons Avenue, and north to the southeast corner of Parsons Avenue and Mooberry Street (excluding all of Livingston Park), From: R-4 Residential District, C-4, Commercial District and CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District.
- (03/01/03; 03/08/03)**

CHANGES IN YOUR 1959 COLUMBUS CITY CODE

ORD NO. 0178-03

To amend Chapter 1105 of the Columbus City Codes, 1959, regarding compensation for yard landscaping resulting from repairs to the water distribution system.

WHEREAS, the Division of Water assumes responsibility for damages to landscaping and property done in the course of repairing the water distribution system; and

WHEREAS, the Division of Water may not be able to make repairs in a time frame acceptable to the property owner; and

WHEREAS, the Division of Water wishes to offer financial compensation in exchange for landscaping or property repairs in certain instances; and

WHEREAS, in those instances wherein the property owner accepts responsibility for repairs and signs a release to that effect, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Council of the City of Columbus to amend Chapter 1105 of the Columbus City Codes, regarding compensation for yard landscaping resulting from repairs to the water distribution system. 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 Chapter 1105 of the Columbus City Codes I 959. be amended by adding the following section:

1105.20 Yard Restoration

In cases wherein the Division of Water has performed excavation in an easement for the purposes of repairing or replacing a portion of the water distribution system, the Division of Water may offer to compensate property owner for acceptance of responsibility for yard restoration in lieu of the Division of Water providing this service. Acceptance of responsibility shall be established by means of a signed agreement with the property owner. Compensation shall be made as a credit to the property owner's account. Compensation shall be based on the square footage of the damaged area applied to a predetermined cost structure, based on actual costs.

Section 2. Compensation for such services shall be from funds appropriated for such purposes within the Division of Water, or included within the contract for construction of the improvement, or as otherwise appropriated by Council and certified by the Auditor.

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

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0179-03

To amend various sections of the Columbus Zoning Code (Title 33) in order to adopt the digital zoning map as the official zoning map for the city of Columbus.

WHEREAS, the adoption of a digital version of the Columbus Zoning Map as the official zoning map for the city, replacing the former paper and mylar version, is the next step in fully implementing a computer based system to both more accurately reflect the zoning on any parcel and well as allowing for better customer services through computer based solutions; and

WHEREAS, this process will also allow the Department of Development to implement internet based zoning tools that will allow customers to answer zoning questions and to perform some of their own research from any location at any time over the internet, truly allowing for digital government.; and

WHEREAS, in a public hearing on January 23, 2003, the Columbus Development Commission voted to recommend adoption of this ordinance; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Columbus City Codes, 1959, are hereby supplemented by adoption of a new Section 3309.01 reading as follows:

3309.01 Digital zoning map establishment and maintenance.

Columbus City Council has adopted the Official Zoning Map (also known as the Digital Zoning Map or Zoning Map) in digital form and deems the digital zoning map to be the Official Zoning Map for the City of Columbus. This map contains the districts and all overlay boundaries as described in this Zoning Code and conforms to provisions of this Zoning Code and all ordinances and laws related to zoning that are now in effect and which in the future may be in effect. The repository for the Official Zoning Map, in any form including digital, is the Department. Responsibility for maintenance of the Official Zoning Map is established in the Department.

Section 2. That the Columbus City Codes, 1959, are hereby supplemented by adoption of a new Section 3309.02

reading as follows:

3309.02 Zoning Map districts.

The area, height, overlay and use districts as designated in the Zoning Code shall be part of the Zoning Map.

Section 3. That the Columbus City Codes, 1959, are hereby supplemented by adoption of a new Section 3309.141 reading as follows:

3309.141 Basic height district established.

Premises for which no height limitation is specified are classified in the 35-foot height district.

Section 4. That the Columbus City Codes, 1959, are hereby supplemented by adoption of a new Section 3309.16 reading as follows:

3309.16 Digital Zoning Map.

Use district and data tables designated in C.C. 3309.04 through 3309.13 shall be contained in the digital zoning map.

Section 5. That Section 3309.17 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3309.17 Interpretation of zoning district boundaries.

Where uncertainty exists with respect to the boundaries of any of the aforesaid zoning district, ~~districts as shown on the zoning map,~~ the following rules shall apply:

A. Boundaries Follow Streets, Alleys or Highways. Where a district boundary is indicated as approximately following the right-of-way line of a highway, street, or alley, ~~such line shall be construed that line is deemed to be & such the district boundary~~

B. Boundaries Parallel Street, Alley or Right-of-Way Lines. Where a district boundary is indicated as approximately parallel to the right-of-way line of a highway, street or alley, ~~such the district boundary shall be construed is deemed~~ as being parallel thereto and at such and at a distance as contained in the therefrom as indicated on the digital zoning map. If no distance is given, determination of dimensions shall be made will be by reference to the appropriate zoning case file. If there is no file, the scale of the contained in the digital zoning map shall be used to determine such dimension will determine the dimension.

C. Boundaries Follow Lot Lines. Where a district boundary is indicated as approximately following a lot line, ~~such the lot line shall be construed shall be deemed to be said the boundary~~

D. Boundaries Follow Railroad Lines. Where the boundary of a district follows a railroad line, ~~such the boundary shall be is~~ deemed to be located midway between the right-of-way lines of ~~such the~~ railroad line.

E. Boundaries Follow Waterways. Where the boundary of a district follows a stream, lake or other body of water, ~~said boundary line shall be construed the boundary line is deemed~~ to be at the limit of the jurisdiction of the city unless otherwise indicated.

F. Submerged Areas. All areas within the corporate limits which are under water and are not shown as included within any district ~~shall be are~~ subject to all of the regulations of the district which immediately adjoins the water area. If the water area adjoins two (2) or more districts, the boundaries of each district ~~shall be construed is deemed~~ to extend into the water area in straight lines until they meet boundary lines or extended boundary lines of another district.

G. District Regulations Apply to ~~Schools, Parks, Etc-All Other Uses~~. Any area shown on the zoning map as a park, playground, school, cemetery, or water ~~shall be is~~ subject to the zoning regulations of the district in which it is located. In case of doubt, the zoning regulations of the most ~~restricted restrictive~~ adjoining district shall govern.

H. Property Not Included in District. ~~Property which has not been~~ Premises not specifically included within a district, or which has become a part of the city by annexation, shall automatically ~~be classed be classified~~ as lying and being in the R-Rural District or as specified in ~~city codes C.C. 3310.09, Zoning of annexed territory, until such classification shall have been~~ the classification is changed by an amendment to the official zoning map as provided by law.

I. Vacation of Right-of-Way. Whenever any street, alley or other right-of-way is vacated in the manner authorized by law, the zoning district adjoining each side of ~~such the~~ street, alley or right-of-way ~~shall be is~~ automatically extended to the center of ~~such vacation and all area included in the vacation shall then and henceforth be the vacated area which is then~~ subject to all regulations of the extended districts.

Section 6. That Section 3343.31 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3343.31 Incorporation of Mobile Home Park Districts into Manufactured Home Park District.

~~Any A~~ lot or premise, ~~tract or land designated on the Zoning Map lying within~~ classified in the MHP Mobile Home Park District is ~~hereby deemed~~ incorporated into the MHP Manufactured Home Park District for all intents and purposes; and uses ~~thereon shall must~~ conform to the standards of this chapter and code. A manufactured home park ~~shall be is~~ permitted on such lot, tract or land provided that it conforms to the requirements in effect at the commencement of ~~such the~~ use.

No existing legally established use which conformed to zoning provisions immediately prior to the incorporation into the MHP Manufactured Home Park District of such lot, tract or land ~~shall be is~~ considered non-conforming for the purposes of remodeling, alteration, addition or reconstruction.

~~The Zoning Map attached to Ordinance No 1620 77, passed September 19, 1977, already indicates MHP as the~~

~~zoning for such real property~~

Section 7. That Section 3345.03 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3345.03 Density and dedicated lands.

(a) Any density up to and including eight dwelling units per acre may be applied for, but each density shall be equal to the sum of all dwelling units proposed for the project application divided by the net land area of the site; the net land area of the site shall be the total land area of the site included in the application minus dedicated streets. The dwelling unit density for all or any part of a Planned Unit Development District shall be classified as follows for any density applied for:

Planned Unit Development District	Maximum number of dwelling units allowed per acre
PUD-2	Two
PUD-4	Four
PUD-6	Six
PUD-8	Eight

(b) The average density for a Planned Unit Development District application shall be equal to and titled as one of the named district categories included in this subsection and shall not exceed the calculated average density of the application for the Planned Unit Development District. ~~For example, in an application with an average density of six units per acre, the zone district shall be titled as "PDU 6" on the application and on the official map when approved as an ordinance in the form and manner provided by law.~~

(c) No Certificate of Zoning Clearance shall be approved until all lands shown on the site plan in the approved Planned Unit Development District or in any proposed stage being converted to a completed stage as provided in ~~Section C.C. 3345.12~~ to be dedicated for public use are dedicated.

(d) Any person acquiring or obtaining control of land having been dedicated for public use as shown on the site plan in an approved Planned Unit Development District may develop such land for the public use shown on the site plan or for any use or combination of uses permitted in the Planned Unit Development District at or below the average density established for the approved Planned Unit Development District.

Section 8. That Section 3370.09 of the Columbus City Codes, 1959 is hereby amended to read as follows:

3370.09 Map designation.

~~Upon the establishment of a Limited Overlay on a particular lot or premises by ordinance of Council, the zoning map shall be amended to indicate that the lot is subject to a Limited Overlay and its Development Plan by the addition of the appropriate initial and a hyphen, that is, "L" immediately preceding the symbolic that overlay designation will be included with the designation of the underlying zoning district as part of the Official Zoning Map.~~

Section 9. That Section 3372.07 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3372.07 Map designation.

~~Upon institution of a planning overlay by ordinance of council, the zoning map shall be amended to indicate the area subject to a planning overlay by the addition of an appropriate border designation, initial and a hyphen (P-) Upon the establishment of a Planning Overlay on a lot or premises by ordinance of Council, immediately preceding the symbolic a designation of that overlay will be included with the designation of the underlying zoning as part of the Official Zoning Map.~~

Section 10. That Section 3372.506 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3372.506 Zoning Map.

~~The boundaries of the University Area Planning Overlay, as indicated in this sub-chapter and initially contained in Ordinance 1216-87, including all subsequent amendments, shall be indicated on the Official Zoning Map. Pursuant to C.C. 3372.07, the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended, shall reflect the establishment of the university area planning overlay by Ordinance 1216-87 upon each lot affected thereby.~~

Section 11. That Section 3384.03 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3384.03 Boundaries of overlay.

The AEO-Airport Environs Overlay District shall contain all airport environs for Port Columbus International Airport, Bolton Field, the Ohio State University Airport, and any future airport as defined in this chapter and ~~shall be indicated AEO on the zoning map.~~

The AEO-Airport Environs Overlay District is subdivided into three subdistricts which represent different levels of noise impact. The geographic location of these noise zone subdistricts shall be indicated on the zoning map, as per the requirements of this Zoning Code, as follows:

- (a) Subdistrict A, which shall include the area within the 65 Ldn to 70 Ldn noise exposure area.
- (b) Subdistrict B, which shall include the area within the 70 Ldn to 75 Ldn noise exposure area.
- (c) Subdistrict C, which shall include the area within the 75 Ldn and greater noise exposure area.

The boundaries of the AEO-Airport Environs Overlay District and its subdistricts, as adopted herein, shall be reviewed and amended as appropriate whenever the operating authority of an airport certifies its update or amendment of the noise contour maps and/or the FAR Part 150 Noise Compatibility Program to the ~~director~~ Director with a copy thereof.

Copies of the appropriate noise contour map and FAR Part 150 Noise Compatibility Study shall be on file and open to public inspection in offices of Port Columbus International Airport, Bolton Field Airport, Ohio State University Airport, and any future airport as defined in this chapter. Copies of all appropriate noise contour maps also shall be on file and open to public inspection in the ~~city's development regulation division~~ Department.

Section 12. That section 3385.02 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3385.02 Flood plain development overlays established.

The flood plain constitutes two overlays, which are ~~hereby established for~~ and effective in the floodway and floodway fringe areas of the city and which shall be subject to the regulations of this chapter. These overlays, the floodway overlay and the floodway fringe overlay, are detailed on the flood profile and Flood Insurance Rate Map (FIRM) ~~and shall be outlined on the zoning map.~~

The regulations contained ~~herein in this Chapter~~ prescribe the minimum requirements for adequate land use and control measures necessary to achieve the objectives of C.C. 3385.01 for the floodplain and ~~shall be~~ are liberally construed in favor of the city. These two overlays distinguish between:

- (1) The hazards to life and property associated with that portion of the floodplain required to carry and discharge the waters of a baseflood (the floodway overlay) and
- (2) The remaining portion of the flood plain that is subject to inundation during a base flood (the floodway fringe overlay).

The regulations of this chapter ~~shall be~~ are construed as being supplementary to the regulations imposed on the same lands by virtue of the land's being part of a zoning district. It is not intended by the chapter to repeal, abrogate, annul, or in any way impair or interfere with existing provisions of other laws or ordinances, except those specifically repealed by this chapter. However, where this chapter imposes greater restrictions, the provisions of this chapter ~~shall~~ will prevail.

Section 13. That Section 3309.131 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3309.131 Airport Environs Overlay.

~~Pursuant to Chapter 3384, the Airport Environs Overlay is hereby established and its designating symbol shall be the letters "ABO" followed by a hyphen both immediately preceding the symbolic designation of the underlying zoning district. Subdistrict designation of "A," "B," or "C," shall also be indicated for different levels of noise impact 65 to 70 Ldn, 70 - 75 Ldn, and 75 Ldn and greater noise exposure areas respectively~~

Upon the establishment of the Airport Environs Overlay on a lot or premises by ordinance of Council, a designation of that overlay and all subdistricts shall be included with the designation of the underlying zoning as part of the Official Zoning Map.

Section 14. That Section 3309.135 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3309.135 Limited overlay.

~~Pursuant to Chapter 3370, the limited overlay is hereby established and its designating symbol shall be the letter "1" followed by a hyphen both immediately preceding the symbolic designation of the underlying zoning district.~~

Upon the establishment of a Limited Overlay on a lot or premises by ordinance of Council, a designation of that overlay shall be included with the designation of the underlying zoning as part of the Official Zoning Map.

Section 15. That Section 3370.09 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3370.09 Map designation.

~~Upon the establishment of a limited overlay on a particular lot by ordinance of council, the zoning map shall be amended to indicate that the lot is subject to a limited overlay and its development plan by the addition of the appropriate initial and hyphen, that is, "L " immediately preceding the symbolic designation of the underlying zoning district.~~

Upon the establishment of a Limited Overlay on a lot or premises by ordinance of Council, a designation of that overlay shall be included with the designation of the underlying zoning as part of the Official Zoning Map.

Section 16. That Section 3309.137 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3309.137 Planning overlay.

~~Pursuant to Chapter 3372 the planning overlay is hereby established and its designating symbol, unless otherwise provided for in Chapter 3372, shall be the letter "P" followed by a hyphen both immediately preceding the symbolic designation of the underlying zoning district.~~

Upon the establishment of a Planning Overlay on a lot or premises by ordinance of Council, a designation of that overlay shall be included with the designation of the underlying zoning as part of the Official Zoning Map.

Section 17. That Section 3309.139 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3309.139 Hellbranch Run watershed protection overlay.

~~Pursuant to Chapter 3372, the Hellbranch Run watershed protection overlay is hereby established and its designating symbol is the letters "HRWPO" followed by a hyphen both immediately preceding the symbolic designation~~

of the underlying zoning district.

Upon the establishment of the Hellbranch Run Watershed Protection Overlay on a lot or premises by ordinance of Council, a designation of that overlay shall be included with the designation of the underlying zoning as part of the Official Zoning Map.

Section 18. That prior existing Sections 3309.01, 3309.02, 3309.141, and 3309.16 of the Columbus City Codes, 1959, are hereby repealed.

~~3309.01 Map established—Maintenance,~~

~~There is hereby established and maintained in the offices of the division of regulations a zoning map dated November 12, 1976, which indicates thereon the district boundaries described in this Zoning Code and which further conforms to the provisions of this Zoning Code and all other ordinances and laws relating to zoning which are now in effect and may hereafter be in effect. Nothing contained herein shall be construed as changing the boundaries of zoning districts previously established by ordinance of council.~~

~~Said zoning map shall be kept up to date and reflect any changes in zoning and districts which may hereafter be lawfully adopted.~~

~~3309.02 Districts on map; map designations and rules~~

~~The use, height and area districts designated on said Zoning Map are hereby established. The map designations and map designation rules which accompany the Map are by reference incorporated herein. No building or premises shall be erected or used except in conformity with the regulations herein prescribed for the use, height and area districts in which such building or premises are located.~~

~~309.141 Basic height district established~~

~~Property within any district which has no specific height limitation is hereby classified in the thirty five (35) foot height district and shall be subject to the regulations and restrictions thereof. Any lot or parcel of land for which no height district indication appears on the zoning map shall be presumed to be in the thirty five (35) foot height district until sufficient administrative or legislative documentation contrary to such presumption is presented to the regulations administrator such as ordinance of council or an order of the board of zoning adjustment.~~

~~3309.16 Zoning map symbols.~~

~~Use district symbols designated in city codes 3309.04 through 3309.13 appear at appropriate locations on the zoning map. An assigned height district which was not uniformly textually prescribed for the entire use district may also appear with the use district symbol and as designated in city codes 3309.14.~~

~~3372.506 Zoning Map.~~

~~Pursuant to C.C. 3372.07, the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended, shall reflect the establishment of the University Area Planning Overlay by Ordinance 1216-87 upon each lot affected thereby.~~

Section 19. This ordinance shall take effect and be in force from the earliest period allowed by law.

Passed February 24, 2003, Matthew D. Habash, President of Council / Approved February 25, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

**TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE**

Code	Ordinance	2002	Page	Subject
To establish new chapter 1934 of the Columbus City Codes	1183-02	30	1584	To establish new chapter 1934 of the Columbus City Codes, 1959, thereby establishing the authority to assess and collect an emergency medical services reimbursement fee.
To repeal ordinance 1128-02	1335-02	31	1686	To repeal ordinance 1128-02 in order to correct a numbering conflict in Chapter 3372 and to supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "High Street: North of Morse Road Planning Overlay" for that portion of the High Street corridor from Morse Road-Rathbone Avenue to the city of Worthington corporate line; and to declare an emergency.
To enact new Chapter 373	0754-02	31	1689	To enact new Chapter 373 of the Columbus City Codes, 1959, to provide for an excise tax upon the short-term rental of passenger vehicles and to provide for administration and collection of the tax by the City Auditor.
To repeal existing Chapters 3101 and 3103	1368-02	38	1768	To repeal existing Chapters 3101 and 3103 of the Columbus City Code, 1959, and to reorganize existing code language and create new Chapters 3101, 3103, and 3105 in Title 31, "Planning and Platting," to better organize and update the enabling sections of the Planning and Platting Code to be similar to other development related titles and construction, thereby paralleling the Zoning and Building Codes.
To supplement and amend various sections	1415-02	39	1801	To supplement and amend various sections in Title 13, "Refuse Collection Code", in order to allow for the streamlining of code enforcement through the centralization of enforcement staff in the Department of Development while still allowing for the regulation of refuse collection by the Department of Public Service.
To amend Chapter 1105	1447-02	39	1807	To amend Chapter 1105 of the Columbus City Codes, 1959, to modify the current method of assessing front footage fees for tapping into City of Columbus water lines.
To amend Chapters 1105 and 1147	1448-02	39	1808	To amend Chapters 1105 and 1147 of the Columbus City Codes, 1959 to eliminate unnecessary language regarding the grace period and penalty assessment dates of water and sewer bills.
To correct an inadvertent omission in Chapter 3372	1463-02	40	1844	To correct an inadvertent omission in Chapter 3372 (Urban Commercial Overlay) of the Columbus City Codes through a minor amendment to Section 3372.611 (Design Standards).
To amend the Columbus City Codes	1534-02	44	2017	To amend the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3380, Standards For Areas of Special Graphics Control, in order to create the "Morse Road Special Graphics Control Area" for that portion of the Morse Road corridor from Interstate 71 to the centerline of Sunbury Road (map attached), and to repeal existing Sections 3380.101 and 3380.103.
To supplement the Columbus City Codes	1535-02	44	2019	To supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "Morse Road Planning Overlay" for that portion of the Morse Road corridor from Interstate 71 to the centerline of Sunbury Road (map attached).
To amend the Columbus City Codes	1715-02	48	2278	To amend the Columbus City Codes, 1959, as it relates to 2003 water rates for customers of the Division of Water.
To amend Chapter 1149 of the Columbus City Codes	1716-02	48	2281	To amend Chapter 1149 of the Columbus City Codes 1959, to enact new Stormwater fees effective January 1, 2003, and to repeal the existing Section being amended.
To amend Chapter 1147	1717-02	48	2281	To amend Chapter 1147, Section 1147.11 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2003, and to repeal the existing Section being amended.
To authorize an amendment	1718-02	48	2284	To authorize an amendment to Columbus City Codes, 1959, Title 21, Chapter 2133.03.
To supplement the Columbus City Codes	1877-02	51	2516	To supplement the Columbus City Codes, 1959, by amending sections of Chapter 3332 by deleting reference to lot area standards from the use sections in this chapter; and by making general language, grammatical and organizational changes; and to adjust definitions in Chapter 3303 to clarify the delegations of zoning powers.
To repeal and enact various sections of the Columbus City Codes	1878-02	51	2526	To repeal and enact various sections of the Columbus City Codes, 1959, in order change the name and scope of the Columbus traffic and transportation commission to the Columbus Transportation and Pedestrian Commission.
To enact Chapter 904 of the Columbus City Code	1879-02	51	2527	To enact Chapter 904 of the Columbus City Code to regulate the limited use or occupation of public sidewalk other real property within public right-of-way.