

Columbus City Bulletin



**Bulletin 14
April 5, 2003**



Proceedings of City Council

Vol. LXXXVIII

Saturday, April 5, 2003

NO. 14

**PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 10
MONDAY, MARCH 31, 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, Richard W. Sensenbrenner, 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.

**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, MARCH 31 2003:

New Type: C1, C2
To: Superamerica Beverage LLC
DBA Speedway #1216
6175 E Livingston Ave
Columbus Ohio 43232

New Type: D5
To: Jennifer L Miller
461 Commerce Sq Dr
Columbus Ohio

New Type: C2
To: Columbus CVS LLC
DBA CVS/Pharmacy #5436
2100 E Dublin-Granville Rd
Columbus Ohio 43229

Stock Type: D1, D2, D3, D3A, D6
To: Houlihans Restaurants Inc
DBA J Gilberts
1 E Campus View Rd Suite 100 1st Fl
Columbus Ohio 43235

Transfer Type: C1, C2, D6
To: Mt. Vernon Food & Deli Inc
DBA Steves Foodmart & Deli
334 N 20th St
Columbus Ohio 43203
From: Melvin Steward
DBA Stewards Foodmart & Deli
334 N 20th St
Columbus Ohio 43203

Transfer Type: D5
To: Max & Ermas Restaurants Inc
DBA Max & Ermas
8000 E Broad St
Columbus Ohio 43068
From: 2542 Inc
2542 W Broad St 1st Fl Rear & Bsmt
Columbus Ohio 43204

Transfer Type: C1, C2
To: Johyna Inc
DBA Nabbys
1235 E Hudson St
Columbus Ohio 43211
From: Shalash Enterprises Inc
DBA Nabbys
1235 E Hudson St
Columbus Ohio 43211

Transfer Type: D1, D3, D3X, D6
To: Bob Evans Farms Inc
6193 Cleveland Ave
Columbus Ohio 43229
From: Cooker Restaurant Corp
6193 Cleveland Ave & Patio
Columbus Ohio 43229

Transfer Type: D1, D2, D3
To: Joe Dubyas LLC
DBA Sunnyside Grill
1055 E Weber Rd
Columbus Ohio 43211
From: T & P Sunnyside Grill Inc
DBA Sunnyside Grill
1055 E Weber Rd
Columbus Ohio 43211

(04/05/03)

Transfer Type: C2
To: S B Joyce Inc
DBA Tinder Box
4028 Townsfair Way
Columbus Ohio 43219
From: Bowling Inc
DBA Tinder Box
4028 Townsfair Way
Columbus Ohio 43219

ORDINANCES

ORD NO. 0411-03

To authorize and direct the Director of Recreation and Parks to enter into a Memorandum of Understanding with the Franklin County Metro Parks and the Audubon Society and to enter into a twenty-five-year lease agreement, in the amount of \$1.00, with the Franklin County Metro Parks for the development of a park and nature center on the Whittier Peninsula.

WHEREAS, the Franklin County Metro Parks and the Audubon Society wish to enter into a Memorandum of Understanding with the Columbus Recreation and Parks Department for the development of a park and nature center on the Whittier Peninsula; and

WHEREAS, the Franklin County Metro Parks wishes to enter into a twenty-five year lease agreement, in the amount of \$1.00 with the Recreation and Parks Department; and

WHEREAS, this development is consistent with the Riverfront Vision Plan adopted by City Council in 1998; 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 a Memorandum of Understanding with the Franklin County Metro Parks and the Audubon Society and to enter into a twenty-five-year lease agreement, in the amount of \$1.00, with the Franklin County Metro Parks for the development of a park and nature center on the Whittier Peninsula.

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk

ORD NO. 0423-03

To authorize the City Attorney to appropriate and expend \$102,000 from fees collected by the Bad Checks and Criminal Diversion Programs for the purpose of offsetting the cost of the salaries of the Programs' employees. (\$102,000.00)

WHEREAS, administrative fees are imposed and collected by the City Attorney's Office for the Bad Checks and Criminal Diversion Programs; and

WHEREAS, the City Attorney would like to spend some of those fees to offset the cost of the salaries for individuals who coordinate those Programs; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, Division of Law, in that it is immediately necessary to appropriate and expend said funds 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, OHIO:

SECTION 1. That the City Auditor is hereby authorized and directed to appropriate \$102,000 from:

<u>Dept.</u>	<u>Div. No.</u>	<u>Fund No.</u>	<u>Subfund No.</u>	<u>OCA No.</u>	<u>Obj. Level Three No.</u>	<u>Amount</u>
City Attorney	24-01	223	134	223131	1000	\$50,000.00
City Attorney	24-01	223	134	223134	1000	\$52,000.00

SECTION 2. That the City Attorney is hereby authorized and directed to expend those funds for the purpose of paying the salaries of his Bad Checks Program Coordinator and his Night Prosecution Mediation Program Coordinator.

SECTION 3. That for the reasons stated in the preamble hereto, 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0427-03

To authorize the Director of the Department of Development to petition the Director of the Ohio Department of Development to certify a designated area in the northern part of the city of Columbus as an Enterprise Zone (the North Zone).

WHEREAS, the Ohio Revised Code Sections 5709.61 through 5709.69 (the "Act") authorizes the City of Columbus (the "City") to designate areas as Enterprise Zones and to execute agreements with certain enterprises for the purpose of establishing, expanding, renovating or occupying facilities and hiring new employees and preserving jobs within said zones in exchange for specified local tax incentives granted by the municipality; and

WHEREAS, the Columbus City Council (the "Council") upon due consideration desires to implement said Act and to designate an Enterprise Zone in the north part of the city to promote the economic welfare of the city; and

WHEREAS, the City is a municipal corporation defined by the United States office of management and budget as a central city of a metropolitan statistical area and thus eligible pursuant to the Act to designate one or more areas within its municipal limits as Enterprise Zones; and

WHEREAS, the Council finds and determines that the proposed new Enterprise Zone (the "North Zone") meets the all the requirements of the Act for designation as an Enterprise Zone under Section 5709.632 of the Ohio Revised Code, including: (1) a single continuous boundary, and (2) a population of at least four thousand (4,000) persons according to the best and most recent data available; and

WHEREAS, the Council finds and determines that designation of the North Zone pursuant to the Ohio Revised Code Section 5709.632 will promote the economic welfare of the residents of the city by creating new jobs and retaining and preserving existing jobs and employment opportunities within the Zone and is in the best interest of the city; and

WHEREAS, the Council is required by law to administer all Enterprise Zones and agreements within the city of Columbus and will therefore appoint a designee to be responsible for: (1) the establishment and operation of the Tax Incentive Review Council as specified in O.R.C. Section 5709.85, (2) to ensure that the Enterprise Zone Agreements contain the information required in Ohio Revised Code Section 5709.631, including but not limited to a description of the project, the amount to be invested, the number of jobs created and/or retained, the annual payroll associated with these jobs and the specific percentage and number of years of tax abatement being granted on real and/or tangible personal property, (3) to forward copies of all Enterprise Zone Agreements to both the Ohio Department of Development and the Ohio Department of Taxation within fifteen days after the agreement is entered into as specified in the Ohio Revised Code, (4) to notify affected Board(s) of Education of proposed projects a minimum of fourteen days prior to formal local legislative consideration and to include comments by the Board(s) of Education as part of the review process as required under O.R.C. Section 5709.83, (5) to maintain a centralized record of all aspects of the Zone, including copies of all agreements, a list of the members of the Tax Incentive Review Council, and a summary of the Tax Incentive Review Council's review of each agreement, (6) to submit a comprehensive annual report of the status of all Zone activities on or before March 31 of each year pursuant to Ohio Revised Code Section 5709.68; and

WHEREAS, the Council will have the responsibility for the negotiation and administration of all Enterprise Zone Agreements pursuant to O.R.C. Section 5709.631; and

WHEREAS, the Council hereby agrees to the establishment of a Tax Incentive Review Council pursuant to Section 5709.85 of the Ohio Revised Code and will appoint the required representatives to said Council within sixty (60) days after the State of Ohio Director of Development certifies the Enterprise Zone; NOW, THEREFORE,

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

Section 1. That City Council hereby finds and determines that the City is eligible under the Act to establish one or more Enterprise Zones to promote the economic welfare of the city.

Section 2. That Council hereby finds and determines that the proposed new Enterprise Zone (the "North Zone") depicted and described in Exhibits A and B, attached hereto and made a part hereof, is located within the corporate limits of Columbus; has a single continuous boundary, has a population of at least four thousand (4,000) persons and that development and/or redevelopment in the North Zone would result in job opportunities being created and preserved in that Zone and would improve the economic climate of the municipality.

Section 3. That, based on the aforesaid facts and information, Council hereby finds and determines that the North Zone meets the all the characteristics of the Act for designation as an Enterprise Zone of the City of Columbus under Section 5709.632 of the Ohio Revised Code.

Section 4. That the City Council hereby designates the North Zone, depicted in Exhibit A and described in Exhibit B, as an Enterprise Zone of the City of Columbus pursuant to and in accordance with the requirements of the Act.

Section 5. That City Council hereby authorizes and directs the Director of the Department of Development to petition the Director of the Ohio Department of Development to certify that the proposed North Zone meets the necessary characteristics of the Ohio Revised Code Section 5709.632.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibits A & B are on file in the City Clerk's office.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0428-03

To authorize the Director of the Department of Development to petition the Director of the Ohio Department of Development to certify a designated area in the southeast part of the city of Columbus as an Enterprise Zone (the Southeast Zone).

WHEREAS, the Ohio Revised Code Sections 5709.61 through 5709.69 (the "Act") authorizes the City of Columbus (the "City") to designate areas as Enterprise Zones and to execute agreements with certain enterprises for the purpose of establishing, expanding, renovating or occupying facilities and hiring new employees and preserving jobs within said zones in exchange for specified local tax incentives granted by the municipality; and

WHEREAS, the Columbus City Council (the "Council") upon due consideration desires to implement said Act and to designate an Enterprise Zone in the southeast part of the city to promote the economic welfare of the city; and

WHEREAS, the City is a municipal corporation defined by the United States office of management and budget as a central city of a metropolitan statistical area and thus eligible pursuant to the Act to designate one or more areas within its municipal limits as Enterprise Zones; and

WHEREAS, the Council finds and determines that the proposed new Enterprise Zone (the "Southeast Zone") meets the all the requirements of the Act for designation as an Enterprise Zone under Section 5709.632 of the Ohio Revised Code, including: (1) a single continuous boundary, and (2) a population of at least four thousand (4,000) persons according to the best and most recent data available; and

WHEREAS, the Council finds and determines that designation of the Southeast Zone pursuant to the Ohio Revised Code Section 5709.632 will promote the economic welfare of the residents of the city by creating new jobs and retaining and preserving existing jobs and employment opportunities within the Zone and is in the best interest of the city; and

WHEREAS, the Council is required by law to administer all Enterprise Zones and agreements within the city of Columbus and will therefore appoint a designee to be responsible for: (1) the establishment and operation of the Tax Incentive Review Council as specified in O.R.C. Section 5709.85, (2) to ensure that the Enterprise Zone Agreements contain the information required in Ohio Revised Code Section 5709.631, including but not limited to a description of the project, the amount to be invested, the number of jobs created and/or retained, the annual payroll associated with these jobs and the specific percentage and number of years of tax abatement being granted on real and/or tangible personal property, (3) to forward copies of all Enterprise Zone Agreements to both the Ohio Department of Development and the Ohio Department of Taxation within fifteen days after the agreement is entered into as specified in the Ohio Revised Code, (4) to notify affected Board(s) of Education of proposed projects a minimum of fourteen days prior to formal local legislative consideration and to include comments by the Board(s) of Education as part of the review process as required under O.R.C. Section 5709.83, (5) to maintain a centralized record of all aspects of the Zone, including copies of all agreements, a list of the members of the Tax Incentive Review Council, and a summary of the Tax Incentive Review Council's review of each agreement, (6) to submit a comprehensive annual report of the status of all Zone activities on or before March 31 of each year pursuant to Ohio Revised Code Section 5709.68; and

WHEREAS, the Council will have the responsibility for the negotiation and administration of all Enterprise Zone Agreements pursuant to O.R.C. Section 5709.631; and

WHEREAS, the Council hereby agrees to the establishment of a Tax Incentive Review Council pursuant to Section 5709.85 of the Ohio Revised Code and will appoint the required representatives to said Council within sixty (60) days after the State of Ohio Director of Development certifies the Enterprise Zone; NOW, THEREFORE,

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

Section 1. That City Council hereby finds and determines that the City is eligible under the Act to establish one or more Enterprise Zones to promote the economic welfare of the city.

Section 2. That Council hereby finds and determines that the proposed new Enterprise Zone (the "Southeast Zone") depicted and described in Exhibits A and B, attached hereto and made a part hereof, is located within the corporate limits of Columbus, has a single continuous boundary, has a population of at least four thousand (4,000) persons and that development and/or redevelopment in the Southeast Zone would result in job opportunities being created and preserved in that Zone and would improve the economic climate of the municipality.

Section 3. That, based on the aforesaid facts and information, Council hereby finds and determines that the Southeast Zone meets the all the characteristics of the Act for designation as an Enterprise Zone of the City of Columbus under Section 5709.632 of the Ohio Revised Code.

Section 4. That the City Council hereby designates the Southeast Zone, depicted in Exhibit A and described in Exhibit B, as an Enterprise Zone of the City of Columbus pursuant to and in accordance with the requirements of the Act.

Section 5. That City Council hereby authorizes and directs the Director of the Department of Development to petition the Director of the Ohio Department of Development to certify that the proposed Southeast Zone meets the necessary characteristics of the Ohio Revised Code Section 5709.632.

Section 6. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Note: Exhibits A & B are on file in the City Clerk's office.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0429-03

To accept the plats titled Turnberry Farms Section 7 Part 1 and Turnberry Farms Section 7 Part 2, from Homewood Corporation, by John H. Bain Chief Executive Officer.

WHEREAS, the plats titled TURNBERRY FARMS SECTION 7 PART 1 and TURNBERRY FARMS SECTION 7 PART 2 (herein after 'plats'), have been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Homewood Corporation, by John H. Bain Chief Executive Officer, owners of the platted land, desires to dedicate to the public use all or such parts of the Court and Drives shown on said plats and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plats; now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the plat titled TURNBERRY FARMS SECTION 7 PART 1 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 2. That the plat titled, TURNBERRY FARMS SECTION 7 PART 2 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0430-03

To authorize the Director of Public Utilities to enter into a contract with Sound Com Corporation for the Division of Water Miscellaneous Improvements - Division of Water Training Facility Audio video Equipment and Installation, for the Division of Water, to authorize the expenditure of \$104,004.41 from the Waterworks Enlargement Voted 1991 Bonds Fund, (\$104,004.41)

WHEREAS, the Director of Public Utilities did receive and open bids on November 27, 2002 for the Division of Water Miscellaneous Improvements - Division of Water Training Facility Audio Video Equipment and Installation for the Division of Water, Department of Public Utilities, and

WHEREAS, a satisfactory low bid has been received, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, it is necessary to authorize the Director of Public Utilities to enter into a contract with Sound Com Corporation, for the Division of Water Miscellaneous Improvements - Division of Water Training Facility Audio Video Equipment and Installation, 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. The Director of Public Utilities be and is hereby authorized to enter into a Contract with Sound Com Corporation, 4388 Tuller Road, Dublin, Ohio, in the amount of \$104,004.41 for the Division of Water Miscellaneous Improvements - Division of Water Training Facility Audio Video Equipment and Installation for the Division of Water, Department of Public Utilities, Contract No. 1034 on the basis of the lowest responsive and responsible bid received on November 27, 2002.

Section 2. That for the purpose of paying the cost thereof the expenditure of \$104,004.41 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds Fund, Fund No.606, Department of Public Utilities, Division of Water, Dept/Div No.60-09, Object Level Three 6621, Object Level One 06, Project No. 690290, OCA Code 642900.

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

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0431-03

To authorize and direct the Director of Public Utilities to enter into an agreement with Cues Incorporated for Telemonitoring Equipment Parts and Repair Services in accordance with the provisions of sole source procurement for the Division of Sewerage and Drainage, and to authorize the expenditure of \$75,000.00 from the Sewerage System Operating Fund. (\$75,000.00)

WHEREAS, Cues Incorporated is the manufacturer and sole provider of parts and service for the five (5) TV trucks utilized by the Division of Sewerage and Drainage, and.

WHEREAS, it is necessary to enter into an agreement for Telemonitoring Equipment Parts and Services, therefore

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

SECTION 1. This Council finds it in the best interest of the City of Columbus to authorize the Director of Public Utilities to enter into a service contract for Telemonitoring Equipment Parts and Service for the Sewer Maintenance Operations Center for a period of one (1) year in accordance with the provisions of Columbus City Code, Section 329.07.

SECTION 2. That the purpose stated in Section 1 hereof, the expenditure of \$75,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund. Fund No. 650, as follows, to pay the cost thereof.

Department of Public Utilities

Dept. No	Object Level One	Object Level Three	OCA Code	Amount
60-05	02	2263	605089	\$75,000.00

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0432-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with Bonded Chemicals for the purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and to authorize the expenditure of \$275,400.00 from the Sewerage System Operating Fund. (\$275,400.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with Bonded Chemicals for the Purchase of Sodium Hypochlorite for the Division of Sewerage and Drainage, and

WHEREAS, a blanket purchase order will be issued in accordance with the fees 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 Sodium Hypochlorite with Bonded Chemicals for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$275,400.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, as follows, to pay the cost thereof.

Department of Public Utilities				
Dept. No	Object Level One	Object Level Three	OCA Code	Amount
60-05	02	2204	605055	135,000.00
60-05	02	2204	605022	140,400.00
TOTAL				275,400.00

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0433-03

To authorize the Finance Director to establish a blanket purchase order with L. D. McFarland Company for the purchase of Wooden Poles for the Division of Electricity in accordance with terms and conditions of the universal term contract and to authorize the expenditure of \$39,861.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund. (\$39,861.00)

WHEREAS, the Division of Electricity requires Wooden Poles for distribution system line improvements; and

WHEREAS, the Purchasing Office has established a universal term contract with L. D. McFarland Company for the option to purchase Pole Line Hardware based upon bids received and opened on December 21, 2000, SO002196BGB; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized to enter into a blanket purchase order with L. D. McFarland Company, in the amount of \$39,861.00, for the purchase of Wooden Poles for the Division of Electricity, in accordance with terms and conditions of universal term contract FL000695.

SECTION 2. That to pay the cost of the aforesaid purchase order, the expenditure of \$39,861.00, or so much thereof as may be needed, is hereby authorized from the Division of Electricity, Division No.60-07, Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund 553, Distribution System Improvements Project Number 670608, OCA 670608, Minor Object Level Three 6621.

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0434-03

To authorize the Finance Director to establish blanket purchase orders for the purchase of Pole Line Hardware for the Division of Electricity in accordance with terms and conditions of universal term contracts and to authorize the expenditure of \$58,373.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund. (\$58,373.00)

WHEREAS, the Division of Electricity requires Pole Line Hardware for distribution system line improvements, and

WHEREAS, the Purchasing Office has established universal term contracts for the option to purchase Pole Line Hardware based upon bids received and opened on October 11, 2001, SA000092BGB; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized to enter into blanket purchase orders, in the amount of \$58,373.00, for the purchase of Pole Line Hardware for the Division of Electricity, in accordance with terms and conditions of universal term contracts, as follows

VENDOR	UTC NUMBER	CONTRACT COMPLIANCE	AMOUNT
General Electric Supply	FL001003	140689340	\$ 8,068.00
Reed City Power Line	FL001037	381783949	19,535.00
Hughes Supply/ELASCO	FL001036	370798775	19,892.00
WESCO Dist.	FL001034	251723345	9,740.00
Becker Supply	FL001035	310553243	1,138.00
Total			\$58,373.00

SECTION 2. That to pay the cost of the aforesaid purchase orders, the expenditure of \$58,373.00, or so much thereof as may be needed, is hereby authorized from the Division of Electricity, Division No. 60-07, Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund 553, Distribution System Improvements Project Number 670608, OCA 670608, Minor Object Level Three 6621.

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0435-03

To authorize the Finance Director to establish blanket purchase orders for the purchase of Transformers and Regulators for the Division of Electricity in accordance with terms and conditions of universal term contracts and to authorize the expenditure of \$220,573.00 from the Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund. (\$220,573.00)

WHEREAS, the Division of Electricity requires Transformers and Regulators for distribution system line improvements; and

WHEREAS, the Purchasing Office has established universal term contracts for the option to purchase Transformers and Regulators based upon bids received and opened on August 29, 2002, Proposal Number SA000308BGB; now, therefore,
 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance Director be and is hereby authorized to enter into blanket purchase orders, in the amount of \$220,573.00, for the purchase of Transformers and Regulators for the Division of Electricity, in accordance with terms and conditions of universal term contracts, as follows:

<u>VENDOR</u>	<u>UTC NUMBER</u>	<u>CONTRACT COMPLIANCE</u>	<u>AMOUNT</u>
WESCO Dist.	FL001504	251723345	\$121,397.00
ERMCO	FL001507	610701489	14,891.00
Hughes Supply/ELASCO	FL001505	370798775	54,890.00
Delta Y	FL001506	431348557	29,395.00
Total			\$220,573.00

SECTION 2. That to pay the cost of the aforesaid purchase orders, the expenditure of \$220,573.00, or so much thereof as may be needed, is hereby authorized from the Division of Electricity, Division No.60-07, Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund 553, Distribution System Improvements Project Number 670608, OCA 670608, Minor Object Level Three 6621.

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0436-03

To authorize and direct the Director of Finance to establish a Blanket Purchase Order with Bearing Distributors Inc and E&I Corporation for the purchase of Grit Collector Components for the Division of Sewerage and Drainage, and to authorize the expenditure of \$45,000.00 from the Sewerage System Operating Fund. (\$45,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract with Bearing Distributors Inc and E&I Corporation for the purchase of Grit Collector Components 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 Grit Collector Components with Bearing Distributors Inc and E&I Corporation for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$45,000.00 or so much thereof as may be necessary. be and is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, as follows, to pay the cost thereof.

<u>Department of Public Utilities</u>				
<u>Dept. No.</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>OCA Code</u>	<u>Amount</u>
60-05	02	2245	605063	45,000.00

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

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0437-03

To authorize and direct the Finance Director to enter into ten contracts for an option to purchase Personal Safety Products, with Airgas Safety, Colonial Industrial Products, Edco Tool & Supply, Finley Fire Equipment Company, Inc., Jendco Supply, Inc., Premier Safety & Service, Inc., R.M. Wilson Company, Safety Solutions, Inc., Safety Today, and Total Safety, Inc., to authorize the expenditure of ten dollars to establish contracts from the Purchasing/Contract Operation Fund. (\$10.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on November 7, 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; 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 ten contracts for an option to purchase Personal Safety Products in accordance with Solicitation No. SA000342DRM as follows

<u>Company</u>	<u>Item(s)</u>	<u>Amount</u>
Airgas Safety	Primary: 28, 30 and Rain Fair Secondary: 31, 33, 36 & Bata/Onguard	\$ 1.00
Colonial Industrial Products	Primary: 1, 6, 10, 13, 18, 21, 25, 28, 29, 31, 42-45, 49 & 52 Secondary: 17, 23, 24, 27, 40, 48, 50, 53, 55, 57 & 61	\$ 1.00
Edco Tool & Supply	Primary: 34 & 37	\$ 1.00

	Secondary: 47	
Finley Fire Equipment	Primary: 17 & 53 Secondary: 16, 41 & 45	\$ 1.00
Jendco Supply, Inc.	Primary: 2-5, 9, 11, 20, 32, 33, 35, 41, 57, 61, Lakeland, Kimberly-Clark, Accuform Signs, National Marker Distributor, Eagle, Seattle Glove, French Creek & Go-Jo Secondary: 7, 38, 43, 51, 60 & Microflex Glove	\$ 1.00
Premier Safety	Primary: 8, 19, 22, 27, 30, 38, 40, 47, 48, 58 & 59 Secondary: 2-5, 11-13, 24, 26, 32, 33, 35, 36, 39, 44 & 46	\$ 1.00
R.M. Wilson Company	Primary: 8, 19, 46 & 58 Secondary: 2-5, 12, 26, 39 & 59	\$ 1.00
Safety Solutions, Inc.	Primary: 7, 12, 14-16, 26, 36, 39, 51, 54, 55, 60, PIP-Marigold & Microflex Glove Secondary: 6, 9, 10, 18, 20, 25, 29, 37, 42, 56, Liberty Glove and Safety & Kimberly-Clark	\$ 1.00
Safety Today	Primary: 23, 56, Bata/Onguard, Liberty Glove and Safety & Pelican Secondary: 1, 14, 15, 21, 29, 52, 54 & Lakeland	\$ 1.00
Total Safety, Inc.	Primary: 24 Secondary: 22, 33, 41 & 53	\$ 1.00

SECTION 2. That the expenditure of \$10.00 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 ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended March 31, 2003, Matthew D. Habash, President of Council / Approved as amended April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0443-03

To authorize and direct the Director of Public Service to enter into a contract with Battelle Memorial Institute for the purpose of installing and maintaining traffic control devices located at the intersection of Fifth Avenue and Tisdale Street for the Battelle Memorial Institute at 505 King Avenue; and to declare an emergency.

WHEREAS, Battelle Memorial Institute has agreed to pay for the maintenance of traffic control devices located at the intersection of Fifth Avenue and Tisdale Street, and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is necessary for the Director of Public Service to enter into a contract with Battelle Memorial Institute for the purpose of maintaining a traffic control device, in accordance with the conditions on file in the office of the Director of Public Service, for the preservation of the public peace, property health, and safety; now, therefore,

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

Section 1. That the Director of Public Service be and is hereby authorized and directed to enter into a contract with Battelle Memorial Institute; 505 King Avenue; Columbus, Ohio 43201-2693 (FED ID #31-4379427), for the purpose of maintaining traffic signal equipment for the Battelle Memorial Institute at 505 King Avenue.

Section 2. That this contract shall be in accordance with the conditions on file in the office of the Director of Public Service.

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0444-03

To authorize and direct the Director of Public Service to enter into a contract with Battelle Memorial Institute for the purpose of installing and maintaining traffic control devices located at the intersection of King Avenue and Cannon Drive/Battelle driveway for the Battelle Memorial Institute at 505 King Avenue; and to declare an emergency.

WHEREAS, Battelle Memorial Institute has agreed to pay for the maintenance of traffic control devices located at the intersection of King Avenue and Cannon Drive/Battelle driveway. and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is necessary for the Director of Public Service to enter into a contract with Battelle Memorial Institute for the purpose of maintaining a traffic control device, in accordance with the conditions on file in the office of the Director of Public Service, for the preservation of the public peace, property, health, and safety; now, therefore,

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

Section 1. That the Director of Public Service be and is hereby authorized and directed to enter into a contract with Battelle Memorial Institute; 505 King Avenue; Columbus, Ohio 43201-2693 (FED ID #31-4379427), for the purpose of maintaining traffic signal equipment for the Battelle Memorial Institute at 505 King Avenue.

Section 2. That this contract shall be in accordance with the conditions on file in the office of the Director of Public Service.

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0452-03

To authorize the Director of the Department of Development to enter into a contract with Catholic Social Services for the Chores Program; to authorize the expenditure of \$40,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$40,000.00)

WHEREAS, the Director of the Department of Development desires to enter into a contract with Catholic Social Services to fund the Chores Program; and

WHEREAS, the Chores Program will provide minor home maintenance and repair services to low and moderate-income elderly and disabled homeowner-occupants in the City of Columbus: and

WHEREAS, Catholic Social Services is a non-profit organization: and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with Catholic Social Services for the preservation of 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 Catholic Social Services to fund the Chores basic home maintenance and repair program.

Section 2. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure \$40,000.00 or so much thereof as necessary, be and is hereby authorized to be expended from the Department of Development, Department No. 44-10 Fund 248, Subfund 001, Object Level One 03, Object Level Three 3336, OCA 441121.

Section 4. That for the reasons stated in the preamble hereto, which 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0458-03

To rezone 1060 POLARIS PARKWAY (43240), being 1.69± acres located on the east side of Polaris Parkway at the eastern terminus of Gemini Parkway, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District.

WHEREAS, application #Z02-029 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.69± acres from L-C-4, Limited 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 this rezoning is a required follow-up of Council Variance CV02-025 (Ordinance 0928-02) which was passed June 24, 2002 to allow development of the site to occur sooner than could be accomplished by the rezoning process in order to satisfy contractual obligations. The applicant requests the CPD, Commercial Planned Development District to develop the site with a convenience store with gasoline sales, carwash and restaurant. This proposal is consistent with the land use recommendations of the Far North Plan, 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:

1060 POLARIS PARKWAY (43240), being 1.69± acres located on the east side of Polaris Parkway at the eastern terminus of

Gemini Parkway, and being more particularly described as follows:

Situate in the County of Delaware, State of Ohio, City of Columbus, being located in Farm Lot 13, Section 4, Township 3 North, Range 18 West, United States Military Lands, and being 1.689 acres out of a 52.338 acre tract conveyed to N.P. Limited Partnership by deed of record in Deed Book 533, Page 490, all references being to the Recorder's Office, Delaware County, Ohio, and being more particularly described as follows:

Commencing for reference, at a magnetic nail found at the intersection of the centerline of Polaris Parkway (as recorded in Plat Book 24, Page 137) with the centerline of Fashion Mall Parkway (formerly known as Gemini Road):

Thence with the centerline of said Fashion Mall Parkway North 70° 31' 37" East a distance of 100.01 feet;

Thence leaving said centerline across said 52.338 acre tract South 19° 28' 23" East a distance of 52.18 feet to an iron pin set, being the south line of said Fashion Mall Parkway and also being the TRUE point of beginning for the parcel herein described;

Thence along the said south line North 64° 48' 59" East a distance of 21.87 feet to an iron pin set; Thence continuing along said south line North 70° 31' 37" East a distance of 244.65 feet to an iron pin set;

Thence leaving said south line South 33° 43' 37" East a distance of 200.17 feet to a capped iron pin found at the northeast corner of a 1.575 acre tract conveyed to Polaris Medical, LTD in Deed Book 638, Page 691;

Thence with the north line of said 1.575 acre tract South 56° 16' 21" West a distance of 337.84 feet to an iron pin set, said pin being the northwest corner of said 5.575 acre tract and also being the northeasterly right of way line of said Polaris Parkway;

Thence continuing along said northeast line North 19° 28' 23" West a distance of 76.67 feet to an iron pin set;

Thence with a curve to the right having a radius of 20.00 feet, a central angle of 84° 17' 28", an arc length of 29.42 feet, a chord bearing North 22° 40' 21" East, and a chord distance of 26.84 feet to the TRUE point of Beginning, containing 1.68, more or less.

Subject, however, to all legal rights-of-way and easements of previous record.

The bearings contained herein are based on the same meridian as the bearings of the centerline of Fashion Mall Parkway (North 70° 31' 37" East) as shown in Deed Book 543, Page 093.

To Rezone From: L-C-4, Limited 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 Z02-029," and text titled, "DEVELOPMENT TEXT CPD, COMMERCIAL PLANNED DEVELOPMENT 1.689± ACRES," both signed by Richard C. Brahm, Attorney for the Applicant, both dated January 13, 2003, and the text reading as follows:

**DEVELOPMENT TEXT
CPD, COMMERCIAL PLANNED DEVELOPMENT
1.689 ± ACRES**

EXISTING DISTRICT:	L-C4, LIMITED COMMERCIAL
PROPOSED DISTRICT:	CPD, COMMERCIAL PLANNED DEVELOPMENT
PROPERTY ADDRESS:	1060 POLARIS PARKWAY, COLUMBUS, OH, 43240
OWNER:	NP LIMITED C/O RICHARD C. BRAHM, ESO., SHULER PLANK AND BRAHM, 145 EAST RICH STREET, COLUMBUS, OH 43215

APPLICANT: BP-BOVIS C/O RICHARD C. BRAHM, ESQ., SHULER PLANK AND BRAHM, 145 EAST RICH STREET, COLUMBUS, OH 43215
 DATE OF TEXT: January 13, 2003
 APPLICATION NUMBER: Z02-029

INTRODUCTION:

The subject property is 1.689 acres located at the northeast corner of Polaris Parkway and Fashion Mall Parkway (formerly Gemini Parkway). The 1.689 acre site is presently part of Sub-Area 6-C (68± acres) of the Polaris Centers of Commerce. Commercial uses (C-1 through C-4) are permitted in Sub-Area 6-C. Applicant proposes to rezone the property to the CPD, Commercial Planned Development District to permit a convenience store with the sale of gasoline, which use may also include a car wash. The convenience store may also include a restaurant with seating within the convenience store building. Polaris Parkway and Fashion Mall Parkway are both major arterial roads appropriate for the location of the proposed use. Property in all directions is zoned for a wide range of commercial uses.

The site is located in Area J-1, as designated in the Far North Plan. Area J-1 is the 1200± acre Polaris Centers of Commerce development. The Far North Plan recognizes Area J-1 as a major office, commercial and industrial complex under development and specifically recommends that auto-oriented uses be located at the major intersections along Polaris Parkway. The rezoning proposal is consistent with the recommendations of the Far North Plan. The use will provide auto and convenience oriented services consistent with a major office, commercial and industrial development.

PERMITTED USES: The permitted uses shall be those uses permitted in the C-1, C-2, C-3, C-4, and C5 Commercial Districts in the Columbus Zoning Code, except for the following uses, which shall be prohibited:

- a. Adult book store, adult motion picture theater, or adults only entertainment establishment
- b. Billboards
- c. Off premise graphics other than as approved by the Columbus Graphics Commission.
- d. Used car lots, except used car lots used in conjunction with the sale of new cars.
- e. Outside storage of items with the exception of items offered for sale and accessory to a permitted use, such as hardware, lumber, or landscaping sales uses, etc.
- f. Storage of hazardous wastes except for small quantities generated or used in connection with testing labs or other permitted use under controlled conditions in compliance with all laws regulating such materials.
- g. A car wash as the primary or sole use of the property.

DEVELOPMENT STANDARDS:

Except as otherwise listed herein, the development standards established by the C-4 Commercial District shall apply.

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

1. Building Height: The height district shall be H-35, allowing for a 35 foot height limitation in accordance with Sections 3309.14 and 3309.142 of the Columbus Zoning Code.

2. Building Setback Lines:

(a) The building setback line shall be as noted on the plan titled "CPD Plan" and as follows: fifty (50) feet from any road right-of-way, three (3) feet from any side property line, and ten (10) feet from any rear property line, except as otherwise set forth herein in the development text and in a.1, a.2. and a.3.

1. No building setback shall be required from any property line, other than a property line abutting a public street, that is created within and internal to a larger site for which a Certificate of Zoning Clearance has been issued and the parcel created by the property line continues to function as part of the overall site for which the Certificate of Zoning Clearance was issued.

2. The required building setback from Polaris Parkway shall be fifty (50) feet, as designated on the plat titled Dedication Plat of Polaris Parkway, Worthington Road, Old State Road, Olde Worthington Road and Easements (PB 24, Page 137-145, inclusive, Delaware County Recorders Office, Delaware Ohio), except as otherwise permitted by this Development Text. The Polaris Parkway building line shall be as measured from the right of way/property lines as depicted on the plat, regardless of any future dedication of right of way and regardless of any current or future designation of Polaris Parkway on the Columbus Thoroughfare Plan.

3. The building setback line for canopies covering gasoline pumps shall be twentyfive (25) feet from any public street right-of-way. The required Polaris Parkway building setback line for canopies shall be measured as in 2. DEVELOPMENT STANDARDS, (A)(2) Building Lines (a), 2., above.

3. Parking Setback Lines:

a) The parking setback line shall be as noted on the plan titled "CPD Plan" and as follows: thirty (30) feet from Polaris Parkway and twenty (20) feet from Fashion Mall Parkway (except as otherwise set forth herein) If site development includes a pump island canopy over motor vehicle fuel pumps, the parking setback shall be fifteen (15) feet.

1) The required Polaris Parkway parking setback line shall be thirty (30) feet, unless otherwise designated in this Development Text, as designated on the plat titled Dedication Plat of Polaris Parkway, Worthington Road, Old State Road, Olde Worthington Road and Easements (PB 24, Page 137-145, inclusive, Delaware County Recorders Office, Delaware Ohio). The required Polaris Parkway parking setback line shall be as measured from the right of way/property lines as depicted on the plat, regardless of any future dedication of right of way.

b) No parking or maneuvering areas, except driveways, shall be constructed nearer than three (3) feet from any side or rear property line, except as follows:

1) Internal aisles for vehicular circulation within parking lots to provide internal connection and circulation between adjacent parking lots are permitted.

2) No parking or maneuvering setback shall be required from any property line, other than a property line abutting a public street, that is created within and internal to a larger site for which a Certificate of Zoning Clearance has been issued and the parcel created by the property line continues to function as part of the overall site for which the Certificate of Zoning Clearance was issued.

3) Wheel blocks shall be provided in any parking spaces adjacent to the three (3) foot side or rear property line parking setback and the wheel blocks shall be placed within the parking space to prevent the overhang of vehicles into the parking setback.

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

1) Access: Vehicular access shall be from a right-in/right-out curbcut on Polaris Parkway and a full turning movement curbcut on Fashion Mall Parkway, as depicted on the "CPD Plan", with the exact location of the curbcuts subject to final engineering.

2) Parking:

a) Off street parking shall be provided in compliance with the provisions of Chapter 3342 of the Columbus

Zoning Code, except as follows:

- 1) Required parking for the convenience store use shall be calculated at the rate of one (1) space per 250 gross square feet, including area used for an on-premise restaurant with seating in conjunction with and internal to the convenience store.
 - 2) There shall be no required parking for a carwash, as long as a carwash is developed in conjunction with an on-premise convenience store with gasoline sales.
 - 3) No more than five (5) stacking spaces shall be required for an automatic carwash developed in conjunction with an on-premise convenience store with motor vehicle fuel sales.
- 3) Freight Loading Areas:
- (a) Provision for handling all truck service shall be totally within each parcel. No off-street loading areas or loading docks shall be located on or along the front wall of any building, within the front yard of any parcel or nearer than fifteen (15) feet from any side or rear property line. Off-street loading areas or loading docks located on or along the side wall of any building shall in no event be located nearer than twenty-five (25) feet from the front of the building and such facilities and all activities therein shall be screened from view from all public streets with buildings or view-obscuring treatment such as landscaped mounds, a wall or fence, dense planting, strips of trees or shrubs, or a combination thereof so as to achieve a minimum height of 6' high and an opacity of not less than seventy five percent (75%). All such view-obscuring measures shall be maintained in good condition and appearance by the owner of the property containing such freight loading area at all times.
- C. Buffering, Landscaping, Open Space and/or Screening Commitments.
- 1) Landscaping: The basic landscape design approach shall be to soften streetscape views of parcel parking lots and enhance site entries. Plants shall be arranged to highlight building entries, soften building masses, provide scale to site development, screen and organize parking and service areas, and define parcel edges. The following standards shall apply:
 - (a) Existing vegetation within and adjacent to parcels shall be preserved and incorporated into the landscape scheme where feasible.
 - (b) For all retaining walls an area to be planted with shrubs and/or vines shall be provided between the wall and any paved area.
 - (c) All open areas on each developed parcel not occupied by buildings, structures, outside storage areas, parking areas, street right-of-way paved areas, driveways, walkways and off-street loading areas shall be suitably graded and drained and shall be landscaped with lawns, trees and shrubs.
 - (d) Each parcel shall provide minimum three (3) foot wide landscape buffer areas within the parcel and adjacent and parallel to the side and rear property lines, except where no building setback is required (C. Development Standards, 2. Building Lines, a(1)), where aisles connect adjacent parking lots (C. Development Standards, 4. Parking, b(1)) and where no parking setback is required (C. Development Standards, 4. Parking, b(2)). The surface of the side and rear buffer areas shall be expressly reserved for the planting of lawns, trees or shrubs and no structures (except approvable graphics), equipment of any nature (except utility equipment, which shall be either underground or fully screened) or paved areas (except driveways) shall be permitted within the side and rear buffer areas.
 - (e) Each parcel shall provide in the front of the parcel a minimum thirty (30) foot wide landscape buffer area, unless otherwise permitted by this Development Text, outside of but adjacent and parallel to any public street, as depicted and measured on the Dedication Plat of Polaris Parkway, Worthington Road, Old State Road, Olde Worthington Road and Easements, as referenced for determination of parking setback in 2(A)-(2)-(a)(3) Parking 1. from the property lines as shown on the Dedication Plat of Polaris Parkway, Worthington Road, Old State Road, Olde Worthington Road and Easements. Except for graphics and driveways, the surface of the front buffer area shall be expressly reserved for the planting of lawns, trees or shrubs. Storm water detention or retention areas may occur in said buffer areas.
 - 2) Screening: It is the intention of the Applicant to establish deed restrictions for the Property which will apply rigorous design standards governing the manner in which screening is implemented on each parcel to create a high quality aesthetic impact and to implement the general standards set forth below.
 - (a) Screening with landscaping (or screening materials which may consist of any combination of earth mounding, landscaping, walls, and/or fences) shall be provided so as to hide trash collection areas and waste storage area from view, to a minimum opacity of not less than seventy five percent (75%). All such landscaping shall be properly trimmed and all screening shall be maintained in a neat and tidy manner. All service areas shall be separated from public circulation and parking areas.
 - (b) Where freestanding walls are used for screening, they shall be integrated into the building design and/or landscaping plan so as to appear to be a natural element of the building and/or lot on which such building is located.
 - 3) The minimum size of any trees at installation shall be as follows:
 - a) Deciduous 2.5" caliper
 - b) Ornamental 1.5 inch
 - c) Evergreen 5 feet high
 - 4) Landscaping shall be maintained in a healthy state. Any dead plant material shall be removed and replaced with like plant material at the next planting season or within 6 months, whichever occurs sooner.
- D. Building Design and/or Interior/Exterior Commitments:
- 1) All heating, ventilating, air conditioning and other building mechanical systems and equipment, whether roof mounted or ground level, shall be fully screened from view from all public streets. As an exception to the foregoing, equipment requiring ventilation may be located within architectural elements having an opacity of at least 80%. Ground level equipment is permitted but will be screened by landscaping or other materials.
- E. Dumpsters, Lighting, Outdoor Display Areas and/or Environmental Commitments.
- 1) Lighting: Exterior lighting enhances the atmosphere and safety at public parking, walkways and entrances. The following standards shall apply:
 - (a) All external lighting shall be cutoff type fixtures (downlighting) and shall minimize light spillage to off-site parcels provided, however, that building and landscaping may be uplighted from a concealed source.
 - (b) Parking lot lighting shall be no higher than 28.
 - (c) Canopy light fixtures shall be recessed or fully shielded.
 - 2) The car wash stacking lane may be located in front of the dumpster.
- F. Graphics Commitments.
- All signage and graphics shall conform to Article 15 of the Columbus Graphics Code as it applies to the CA district. Any variances needed from the applicable graphics requirements shall be submitted to the Columbus Graphics Commission. Any Ground Sign

shall be monument style.

G. Miscellaneous:

- 1) Site Design:
 - a) 3342.28, Minimum Number of Parking Spaces Required: To calculate required parking for the convenience store building at a rate of 1 space per 250 gross square feet, inclusive of any restaurant/seating area that may be within the convenience store.
 - b) 3342.28, Minimum Number of Parking Spaces Required: To reduce required parking to zero (0) for a carwash, as long as a carwash is developed in conjunction with an on-premise convenience store with gasoline sales.
 - c) 3342.07, Drive-in Stacking: To reduce required vehicle stacking for an automatic car wash bay from 8 to 5 spaces for an automatic carwash developed in conjunction with an on-premise convenience store with motor vehicle fuel sales.
 - d) 3342.09, Dumpster Area, to permit the stacking lane for the car wash to be in front of the dumpster, as approved by the Division of Refuse.
- 2) Site Plan. The plan titled "CPD Plan -Z02-029" dated December 15,2002 prepared by W.D. Partners and signed January 13, 2003 by Richard C. Brahm, Attorney for Applicant, is hereby incorporated by reference.
- 3) Applicability. This ordinance shall supercede any and all references applicable to this site as part of Sub-Area 6-C, as referenced in Ordinance 1413-01 (Z91 -01 8C)
- 4) Severability. If for any reason any one or more articles, sections, sentences, clauses or parts of this Text are held invalid by any court of law or duly authorized public body, such determination shall not affect, impair or invalidate the remaining provisions of this Text, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this Text held invalid and the invalidity of any section, sentence, clauses or parts of the Text in any one or more instances shall not prejudice in any way the validity of the Text in any other instance.
- 4) Future Variance Applications: The Board of Zoning Adjustment shall be the body to hear any and all variance requests to site development standards, including any and all specific site development standards contained in this ordinance or as depicted on the CPD plan.

H. CPD Requirements:

- 1) Natural Environment and Existing Land Uses. The site is flat and is undeveloped. The site is presently zoned for commercial use and is adjacent to other commercially zoned property.
- 2) Existing Land Use: Undeveloped
- 3) Transportation and Circulation: The site is located at the northeast corner of Polaris Parkway and Fashion Mall Parkway. The intersection is a major signalized arterial intersection in the Polaris Centers of Commerce development. Vehicular access will be from/to both streets.
- 4) Visual Form of the Environment: The property is part of a 1200+ acre commercial development. Property in all directions is zoned for commercial use. Major commercial development have and will occur on adjacent property.
- 5) Proposed Development: A convenience store with a restaurant, motor vehicle fuel sales and a car wash.
- 6) Behavior Pattern. The CPD site is situated on an arterial intersection which is appropriate for the proposed use and will provide retail services to motorists in the area.
- 7) 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 as amended March 31, 2003, Matthew D. Habash, President of Council / Approved as amended April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0469-03

To accept Memorandum of understanding #2002-04 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE)ICWA Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

WHEREAS, representatives of the City and Columbus Municipal Association of Government Employees (CMAGE)/CWA, Local 4502 entered into Memorandum of Understanding #2002-04, a copy of which is attached hereto as Exhibit 1 to amend Appendix B of the Collective Bargaining Contract between the City and CMAGE/CWA. August 24, 2002 through August 23, 2005; and

WHEREAS, it is necessary to amend the Collective Bargaining Contract between the City and CMAGEICWA by accepting Memorandum of Understanding #2002-04 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 Memorandum of Understanding #2002-04 amends the Collective Bargaining Contract between the City and CMAGEICWA, August 24, 2002 through August 23, 2005.

Section 2. That City Council, in the best interest of the City, hereby recognizes and accepts Memorandum of Understanding #2002-04, marked as Exhibit 1, a copy of which is attached hereto, executed between representatives of the City and CMAGEICWA to be effective with the beginning of the payperiod following passage by City Council.

Section 3. 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.

Note: Exhibit 1 on file in the City Clerk's office.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0470-03

To accept Memorandum of Understanding #2002-05 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2002 through March 31, 2005; and to declare an emergency.

WHEREAS, representatives of the City and American Federation of State, County and Municipal Employees (AFSCME), Local 1632, entered into Memorandum of Understanding #2002-05, a copy of which is attached hereto as Exhibit 1 to amend Appendix A of the Collective Bargaining Contract between the City and AFSCME. Ohio Council 8, Local 1632, April 1,2002 through March 31,2005; and

WHEREAS, it is necessary to amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, by accepting Memorandum of Understanding #2002-05 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 Memorandum of Understanding #2002-05 amends the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2002 through March 31, 2005.

Section 2. That City Council, in the best interest of the City, hereby recognizes and accepts Memorandum of Understanding #2002-05, marked as Exhibit 1, a copy of which is attached hereto, executed between representatives of the City and AFSCME, Ohio Council 8, Local 1632, to be effective with the beginning of the payperiod following passage by City Council.

Section 3. 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0471-03

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$140,000 for the Woodstream East Subdivision Street Light Assessment Project. (\$140,000) Section 55(b) of the City Charter

WHEREAS, pursuant to Ordinance 0654-02 adopted April 22, 2002, this Council determined to proceed with the street lighting project described below in accordance with Resolution 118X-01 adopted by this Council on July 9, 2001; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years and the maximum maturity of notes being five (5) years; and

WHEREAS, it is deemed necessary to issue notes in anticipation of the issuance of bonds, in the amount of \$140,000, to provide for the payment of a portion of the costs of the street lighting project described below; NOW THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. It is hereby declared necessary to issue bonds of the City of Columbus, Ohio, (the "City") in the principal sum of \$140,000 (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring for the Woodstream East Subdivision including Woodstream Drive from Sunbury Road to Woodstream Court, Pleasant Woods Court, Still Breeze Court, Whisper Cove Court, Big Walnutview Drive, Twig Court, and Big Walnutview Court by installing poles, fixtures, power cable, and conduit, constructing control facilities, and doing such other things as may be necessary.

Section 2. The Bonds shall be of the denomination of \$5,000 or any integral multiple thereof, shall be dated on or before the maturity date of the Notes hereinafter provided for and issued in anticipation of the issuance of such Bonds, shall bear interest at a rate presently estimated to be six per centum (6%) per annum, payable semiannually until the principal sum is paid and shall mature in ten (10) annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes (the "Notes") in the principal amount of \$140,000 shall be issued in anticipation of the levy and collection of said special assessments and in anticipation of the issuance of the Bonds for the purpose set forth above.

Section 4. After said improvements are completed and the costs thereof ascertained, Council shall by ordinance assess upon the benefited property, in the manner provided in the legislation referring to said improvements and heretofore adopted by this Council, the entire cost and expense thereof, except the portion to be paid by the City in accordance with the provisions of the Ohio Revised Code and Section 178 of the City Charter, and shall authorize the issuance of the Bonds under the provisions of Section 133.30 of the Ohio Revised Code and Section 189 of the City Charter.

All assessments collected for the improvements and the unexpended balances remaining in the special improvement fund after the cost and expense of the improvements have been paid, shall be applied to the payment of principal of and interest on the Notes, and then to the payment of principal of and interest on the Bonds.

Section 5. In the event that the special assessments are not levied or the Bonds are not issued to provide a fund for the payment of the Notes at maturity, a general tax shall be levied against all of the property in the City for the payment of the Notes and the interest thereon; provided, however, that during the years while the Notes are outstanding there shall be levied on all taxable property in the City, in addition to all other taxes and inside of the limitations of Article XII, Section 2, of the Constitution of Ohio, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and shall be collected by the same officer, in the same manner, and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. Funds derived from said levies hereby required shall be placed in a separate and distinct fund, which, together with interest collected on the same shall be irrevocably pledged for the payment of the principal and interest on the Notes or the Bonds when and as the same fall due; provided, however, that in each year to the extent that funds from the collection of the special assessments referred to in Section 1 hereof or other sources are lawfully available for the payment of the Notes and Bonds, and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such funds so available and appropriated.

Section 6. The Notes shall be the full general obligation of the City and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. The Notes shall be designated "City of Columbus, Ohio Woodstream East Subdivision Street Light Assessment Bond Anticipation Notes, 4-03".

Section 8. The Notes shall be issued only as one fully registered note, in the denomination of \$140,000; shall be numbered RN-1; shall be dated April 2, 2003; shall mature on July 2, 2004; and shall bear interest payable at maturity at the rate of one and six-tenths percent (1.6%) per annum. The Notes shall be subject to redemption, at a redemption price equal to the par amount redeemed, at the option of the City at any time prior to maturity upon one day's prior written notice to the Note Registrar.

Section 9. The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance; shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the principal office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note in the principal amount equal to the principal amount of the Note surrendered and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner, except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the transfer of the Notes. All Notes issued upon any transfer shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer.

Section 11. The Notes shall be sold to the City's Treasury Investment Board at a price equal to 100% of the principal amount thereof plus accrued interest, if any, from the dated date of the Notes to the date of purchase.

The proceeds from the sale of the Notes, except accrued interest or costs of issuance, allocable to the Notes shall be deposited in the City Treasury and applied to the payment of the costs of the project described in Section 1 of this Ordinance.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

Section 12. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or the Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceed which may be invested on an unrestricted yield or requires the city to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 13. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 15. The City Clerk is hereby directed to forward a certified copy of this ordinance to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0472-03

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$1,225,000 for the Clintonville II Street Light Assessment Project. (\$1,225,000) Section 55(b) of the City Charter

WHEREAS, pursuant to Ordinance 1165-02 adopted July 15, 2002, this Council determined to proceed with the street lighting project described below in accordance with Resolution 120X-01 adopted by this Council on July 9, 2001, and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years and the maximum maturity of

notes being five (5) years; and

WHEREAS, it is deemed necessary to issue notes in anticipation of the issuance of bonds, in the amount of \$1,225,000, to provide for the payment of a portion of the costs of the street lighting project described below; NOW THEREFORE,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. It is hereby declared necessary to issue bonds of the City of Columbus, Ohio, (the "City") in the principal sum of \$1,225,000 (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring in the Clintonville II area including Dunedin Road from High Street to Indianola Avenue, Piedmont Road from Torrence Road to Indianola Avenue, Torrence Road from High Street to Indianola Avenue, Brevoort Road from High Street to Indianola Avenue, Fredonia Avenue from Oakland Park Avenue to Piedmont Road, Calumet Street from East North Broadway to Torrence Road, Colerain Avenue from Oakland Park Avenue to Blenheim Road, Granden Road from Torrence Road to Blenheim Road, Fallis Road from Granden Road to Indianola Avenue, Richards Road from Granden Road to Indianola Avenue, Acton Road from Granden Road to Indianola Avenue, Chatham Road from Foster Street to Indianola Avenue, Blenheim Road from High Street to Indianola Avenue, Glenmont Avenue from High Street to Indianola Avenue, Foster Street from Glencoe Road to Glenmont Avenue, and Sharon Avenue from Richards Road to Glenmont Avenue, by installing poles, fixtures, power cable, and conduit, constructing control facilities, and doing such other things as may be necessary.

Section 2. The Bonds shall be of the denomination of \$5,000 or any integral multiple thereof, shall be dated on or before the maturity date of the Notes hereinafter provided for and issued in anticipation of the issuance of such Bonds, shall bear interest at a rate presently estimated to be six per centum (6%) per annum, payable semiannually until the principal sum is paid and shall mature in ten (10) annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes (the "Notes") in the principal amount of \$1,225,000 shall be issued in anticipation of the levy and collection of said special assessments and in anticipation of the issuance of the Bonds for the purpose set forth above.

Section 4. After said improvements are completed and the costs thereof ascertained, Council shall by ordinance assess upon the benefited property, in the manner provided in the legislation referring to said improvements and heretofore adopted by this Council, the entire cost and expense thereof, except the portion to be paid by the City in accordance with the provisions of the Ohio Revised Code and Section 178 of the City Charter, and shall authorize the issuance of the Bonds under the provisions of Section 133.30 of the Ohio Revised Code and Section 189 of the City Charter.

All assessments collected for the improvements and the unexpended balances remaining in the special improvement fund after the cost and expense of the improvements have been paid, shall be applied to the payment of principal of and interest on the Notes, and then to the payment of principal of and interest on the Bonds.

Section 5. In the event that the special assessments are not levied or the Bonds are not issued to provide a fund for the payment of the Notes at maturity, a general tax shall be levied against all of the property in the City for the payment of the Notes and the interest thereon; provided, however, that during the years while the Notes are outstanding there shall be levied on all taxable property in the City, in addition to all other taxes and inside of the limitations of Article XII, Section 2, of the Constitution of Ohio, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and shall be collected by the same officer, in the same manner, and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. Funds derived from said levies hereby required shall be placed in a separate and distinct fund, which, together with interest collected on the same shall be irrevocably pledged for the payment of the principal and interest on the Notes or the Bonds when and as the same fall due; provided, however, that in each year to the extent that funds from the collection of the special assessments referred to in Section 1 hereof or other sources are lawfully available for the payment of the Notes and Bonds, and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such funds so available and appropriated.

Section 6. The Notes shall be the full general obligation of the City and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. The Notes shall be designated "City of Columbus, Ohio Clintonville II Street Light Assessment Bond Anticipation Notes, 4-03".

Section 8. The Notes shall be issued only as one fully registered note, in the denomination of \$1,225,000; shall be numbered RN-I; shall be dated April 2, 2003; shall mature on April 2, 2005; and shall bear interest payable at maturity at the rate of one and eight-tenths percent (1.8%) per annum. The Notes shall be subject to redemption, at a redemption price equal to the par amount redeemed, at the option of the City at any time prior to maturity upon one day's prior written notice to the Note Registrar.

Section 9. The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance; shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the principal office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note in the principal amount equal to the principal amount of the Note surrendered and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The

City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the transfer of the Notes. All Notes issued upon any transfer shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer.

Section 11. The Notes shall be sold to the City's Treasury Investment Board at a price equal to 100% of the principal amount thereof plus accrued interest, if any, from the dated date of the Notes to the date of purchase.

The proceeds from the sale of the Notes, except accrued interest or costs of issuance, allocable to the Notes shall be deposited in the City Treasury and applied to the payment of the costs of the project described in Section 1 of this Ordinance.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

Section 12. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or The Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceed which may be invested on an unrestricted yield or requires the city to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 13. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 15. The City Clerk is hereby directed to forward a certified copy of this ordinance to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0473-03

Authorizing the issuance and sale of special assessment bond anticipation notes in the amount of \$328,000 for the Eastmoor II Streetlighting Assessment Project. (\$328,000) Section 55(b) of the City Charter

WHEREAS, pursuant to Ordinance 1973-02 adopted December 16, 2002, this Council determined to proceed with the street lighting project described below in accordance with Resolution 93X-02 adopted by this Council on May 20, 2002: and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the Improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years and the maximum maturity of notes being five (5) years; and

WHEREAS, it is deemed necessary to issue notes in anticipation of the issuance of bonds, in the amount of \$328,000, to provide for the payment of a portion of the costs of the street lighting project described below; NOW, THEREFORE,
BE IT ORDATNED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. It is hereby declared necessary to issue bonds of the City of Columbus, Ohio, (the "City") in the principal sum of \$328,000 (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring in the Eastmoor II area, which includes Bexley Park Road from Gould Road to James Road, Bryden Road from Gould Road to Enfield Road, Sherwood Road from Gould Road to Enfield Road, Enfield Road from Fair Avenue to Main Street, Eastmoor Boulevard from Fair Avenue to Maui Street, Brookside Drive from Fair Avenue to Main Street, Kellner Road from Kellner Place to Main Street, Chesterfield Road from Sherwood Road to Main Street, Kellner Place, and Van Heyde Place.

Section 2. The Bonds shall be of the denomination of \$5,000 or any integral multiple thereof (except that one Bond may be in the denomination of \$3,000 or any integral multiple of \$5,000 in excess thereof), shall be dated on or before the maturity date of the Notes hereinafter provided for and issued in anticipation of the issuance of such Bonds, shall bear interest at a rate presently estimated to be six per centum (6%) per annum, payable semiannually until the principal sum is paid and shall mature in ten (10) annual installments after their issuance.

Section 3. It is necessary to issue and this Council hereby determines that notes (the "Notes") in the principal amount of \$328,000 shall be issued in anticipation of the levy and collection of said special assessments and in anticipation of the issuance of the Bonds for the purpose set forth above.

Section 4. After said improvements are completed and the costs thereof ascertained, Council shall by ordinance assess upon the benefited property, in the manner provided in the legislation referring to said improvements and heretofore adopted by this Council, the entire cost and expense thereof, except the portion to be paid by the City in accordance with the provisions of the Ohio Revised Code and Section 178 of the City Charter, and shall authorize the issuance of the Bonds under the provisions of Section 133.30 of the Ohio Revised Code and Section 189 of the City Charter.

All assessments collected for the improvements and the unexpended balances remaining in the special improvement fund after the cost and expense of the improvements have been paid, shall be applied to the payment of principal of and interest on the Notes, and then to the payment of principal of and interest on the Bonds.

Section 5. In the event that the special assessments are not levied or the Bonds are not issued to provide a fund for the payment of the Notes at maturity, a general tax shall be levied against all of the property in the City for the payment of the Notes and the interest thereon: provided, however, that during the years while the Notes are outstanding there shall be levied on all taxable property in the City, in addition to all other taxes and inside of the limitations of Article XII, Section 2, of the Constitution of Ohio, a direct tax annually not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes.

Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and shall be collected by the same officer, in the same manner, and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof. Funds derived from said levies hereby required shall be placed in a separate and distinct fund, which, together with interest collected on the same shall be irrevocably pledged for the payment of the principal and interest on the Notes or the Bonds when and as the same fall due; provided, however, that in each year to the extent that funds from the collection of the special assessments referred to in Section 1 hereof or other sources are lawfully available for the payment of the Notes and Bonds, and are appropriated for such purpose, the amount of such tax shall be reduced by the amount of such funds so available and appropriated.

Section 6. The Notes shall be the full general obligation of the City and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity, together with interest thereon, and is hereby pledged for such purpose.

Section 7. The Notes shall be designated "City of Columbus, Ohio Eastmoor II Street Light Assessment Bond Anticipation Notes, 4-03".

Section 8. The Notes shall be issued only as one fully registered note, in the denomination of \$328,000; shall be numbered RN-1; shall be dated April 2, 2003; shall mature on October 2, 2004; and shall bear interest payable at maturity at the rate of one and seven-tenths percent (1.7%) per annum. The Notes shall be subject to redemption, at a redemption price equal to the par amount redeemed, at the option of the City at any time prior to maturity upon one day's prior written notice to the Note Registrar.

Section 9. The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance; shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar (as defined in Section 10 hereof) as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar as paying agent. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar.

Section 10. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, note registrar, transfer agent and paying agent (collectively, the "Note Registrar") for the Notes. So long as any of the Notes remain outstanding, the City will cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this Section (the "Note Register"). The person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the principal office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note in the principal amount equal to the principal amount of the Note surrendered and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange any Note for a period of fifteen days next preceding the date of its maturity.

In all cases in which Notes are transferred hereunder, the City shall cause to be executed and the Note Registrar shall authenticate and deliver Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the City and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The City or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the transfer of the Notes. All Notes issued upon any transfer shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer.

Section 11. The Notes shall be sold to the City's Treasury Investment Board at a price equal to 100% of the principal amount thereof plus accrued interest, if any, from the dated date of the Notes to the date of purchase.

The proceeds from the sale of the Notes, except accrued interest or costs of issuance, allocable to the Notes shall be deposited in the City Treasury and applied to the payment of the costs of the project described in Section 1 of this Ordinance.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Notes in the manner provided by law. Said proceeds are hereby appropriated for such purposes.

Section 12. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the

Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or the Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceed which may be invested on an unrestricted yield or requires the city to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

Section 13. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

Section 15. The City Clerk is hereby directed to forward a certified copy of this ordinance to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 16. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0474-03

To authorize the City Auditor to create a sub fund to be named Delinquent Parking Tickets within the Collection Fees Fund 295 for the deposit of delinquent parking ticket collection fees, and to declare an emergency.

Whereas it is necessary to create a Sub Fund within the Collection Fees Fund 295 for the deposit of delinquent parking ticket collection fees, now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor is authorized to create a sub fund to be named the Delinquent Parking Tickets within the Collection Deposits Fund 295.

Section 2. That the Administrator of the Parking Violations Bureau shall deposit funds collected by authorized collection agencies or other vendors from delinquent parking tickets into both the City's General Fund and the Delinquent Parking Ticket Sub Fund in a ratio equal to the current contractually agreed upon collection rate Revenues equal to the collection rate shall go into the Collection Fees Fund 295, while the balance of the revenues collected shall be deposited into the General Fund 010

Section 3. That all funds placed into the Delinquent Parking Ticket Sub Fund of the Collection Deposit Fund 295 shall be appropriated for the payment of the collection fee to the collection agency.

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0475-03

To authorize the transfer of funds between projects within the Public Safety voted bond funds and to amend the 2002 Capital Improvement Budget. To authorize the Public Service Director to modify a contract for the Facilities Management Division with Roose Company, Inc., for construction of Fire Station 34; to authorize the expenditure of \$477,000.00 from the Fire Division's Capital Improvement Fund, and to declare an emergency. (\$477,000.00)

WHEREAS, it is necessary to transfer funds and amend the 2002 Capital Improvement Budget, and
WHEREAS, Ordinance 1234-02, passed Council on July 22, 2002, authorizing the Public Service Director to enter into contract EL002537. for construction of Fire Station 34, 5201 Wilcox Road, with Roose Company, Inc., and

WHEREAS, as a result of soil conditions at the construction site, it is now necessary to modify said contract with Roose Company, Inc., and
WHEREAS, the continuation of testing by the contractor unveiled further poor soil conditions, and

WHEREAS, it was determined by the City of Columbus that the entire sight located at 5201 Wilcox Road required the complete removal, replacement and re-compaction of the unfit soil, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to modify a contract with Roose Company Inc., for construction of Fire Station 34, thereby preserving the public health. peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the transfer of funds be and is hereby authorized and directed as follows:

Transfer From:

Division	Fund	Object Level 1	Project #	Project Name	OCA	Amount
3003	701	06	330021	Police Facility Renovation	644559	\$1,270,000

Transfer To:

<u>Division</u>	<u>Fund</u>	<u>Object Level 1</u>	<u>Project #</u>	<u>Project Name</u>	<u>OCA</u>	<u>Amount</u>
3003	701	06	330003	Community Safety Center	644559	\$793,000

Transfer To:

<u>Division</u>	<u>Fund</u>	<u>Object Level 1</u>	<u>Project #</u>	<u>Project Name</u>	<u>OCA</u>	<u>Amount</u>
3004	701	06	340115	Fire Station # 34	644559	\$477,000.00

SECTION 2. That the Public Service Director is hereby authorized to modify Contract FL 002537 with Roose Company Inc., for construction of Fire Station 34, 5201 Wilcox Road.

SECTION 3. That the expenditure of \$477,000.00, or so much thereof that may be necessary in regard to the action authorized in Section 1., be and is hereby authorized and approved as follows:

FROM:

<u>Division</u>	<u>Fund</u>	<u>OCA Code</u>	<u>Project</u>	<u>Object Level 1</u>	<u>Object Level 3</u>	<u>Amount</u>
3004	701	644559	340115	06	6620	\$477,000.00

SECTION 4. That the 2002 Capital Improvement Budget, Ordinance No. 1674-02, is hereby amended as follows:

<u>Fund No.</u>	<u>Project Name</u>	<u>Funding Source</u>	<u>Current CIB</u>	<u>Amended CIB</u>
701	Community Safety Center	Voted 1999	\$1,270,000	\$ 793,000.00
701	Fire Station #34	Voted Carryover	\$2,728,426.00	\$3,205,426.00

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0476-03

To authorize the City Auditor to enter into contract for services regarding rebates to the Internal Revenue Service with respect to various bond issues; to authorize an expenditure not to exceed \$50,000; to waive the competitive bidding provisions of Columbus City Codes. and to declare an emergency. (\$50,000)

Whereas, the City must Comply with Internal Revenue Service regulations regarding rebate amounts due the IRS related to various bond issues; and

Whereas, Variable Rate issues require specialized calculations; and

Whereas, the firm Thompson Coburn specializes in variable rate and other rebate calculations; and

Whereas, it is necessary to authorize the City Auditor to enter into such contract with Thompson Coburn: now, therefore,

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

Section 1 That the City Auditor is hereby authorized to enter into a contract with Thompson Coburn to provide services regarding rebate with respect to various bond issues.

Section 2. That all monies necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

Section 3. That an expenditure not to exceed \$50,000 is hereby authorized from the Debt Service Fund 430, 22-01, Object Level One 03, Object Level Three 3324.

Section 4. That the competitive bidding provision of Section 329 of the Columbus City Code has been waived.

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0477-03

To authorize an appropriation of \$4,750.00 from the unappropriated balance of the Special Purpose Fund to the Division of Police, to provide partial funding for the costs associated with the Columbus Police Reserves Organization, and to declare an emergency. (\$4,750.00)

WHEREAS, contributions have been made for the operations of the Columbus Police Reserves organization; and

WHEREAS, an appropriation is needed to cover costs associated with the Columbus Police Reserves Organization; 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 appropriate the aforementioned funds, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That from the unappropriated monies in the Special Purpose Fund, No.223, 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 \$4,750.00 is appropriated to the Division of Police, as follows:

<u>DIV</u>	<u>OCA</u>	<u>SUB-FD</u>	<u>OBJL #3</u>	<u>AMOUNT</u>
30-03	301218	026	2221	\$ 1,500.00
30-03	301218	026	2290	1,000.00
30-03	301218	026	3392	<u>2,250.00</u>
TOTAL				\$ 4,750.00

Section 2. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Public Safety Director; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0478-03

To authorize the City Attorney's Office, Real Estate Division, to expend an additional \$75,000.00 for land acquisition services for the Norton Road project from the Voted 1995, 1999 Streets and Highways Fund; and to declare an emergency. (\$75,000.00)

WHEREAS, the City of Columbus, Public Service Department, Transportation Division. in cooperation with Franklin County, the State of Ohio and the Federal Highway Administration is engaged in the acquisition of right-of-way for the Norton Road project; and

WHEREAS, 80 percent of the total right-of-way and construction costs for this project will be paid from Federal funds and 20 percent will be paid by the City; and

WHEREAS, Ordinance 348-03, passed by Columbus City Council on March 3, 2003, established City funding in the amount of \$300,000.00 and authorized the department of Law, Real Estate Division, to hire those professional services associated with the acquisition of the right-of-way necessary for this project; and

WHEREAS, the Real Estate Division committed all of the \$300,000.00 to title and appraisal services and now requires an additional \$75,000.00 to pay for land acquisition services; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Law, Real Estate Division, in that it is immediately necessary to authorize the expenditure of an additional \$75,000.00 for land acquisition services so that the current schedule of Federal funding in the State's fiscal year 2002 is protected thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That the City Attorney be and is hereby authorized to expend an additional \$75,000.00 for land acquisition services related to the acquisition of that right-of-way required for the Norton Road project.

Section 2. That for the purpose of paying for said costs, the sum of \$75,000.00, or so much thereof as may be necessary, is hereby authorized to be expended on behalf of the Public Service Department, Transportation Division from the Voted 1995, 1999 Streets and Highways as follows:

Project #	Dept / Div.	Fund	Object Level 3	OCA Code	Amount
530161	59-03	704	6601	644385	\$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 passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0479-03

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase 800 MHz Radio Equipment, with Motorola, hic., 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 FL000799 at current prices and conditions to and including June 30, 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 FL000799 for an option to purchase 800 MHz Radio 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 is hereby authorized and directed to modify and extend FL000799 with Motorola, Inc. to and including June 30, 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0480-03

To authorize and direct the Finance Director to enter into agreement for the purchase of a 500E helicopter, in accordance with sole source procurement for the Division of Police, to authorize the appropriation and the expenditure of \$1,105,562.00 from the Special Income Tax Debt Service Fund; and to declare an emergency (\$1,105,562.00)

WHEREAS, M.D. Helicopters, Inc. is the sole source to purchase this type of aircraft; and

WHEREAS, there is a need to purchase this helicopter to improve police response time in helicopter patrol; and

WHEREAS, cost for this purchase was negotiated by City representatives and M.D Helicopters, Inc. personnel; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into contract for the purchase of a SOOE helicopter for the immediate preservation of the public peace, health, safety, and welfare; now, therefore

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

Section 1. That the Finance Director be and is hereby authorized and directed to enter into agreement with M.D. Helicopters, Inc. for the purchase of a new 500E helicopter, for the Division of Police.

Section 2. To appropriate up to \$1,105,562.00 in fund 430 to the Division of Police, Department of Public Safety for the purchase of a helicopter; Object Level One - 06.

Section 3. That said agreements shall be awarded in accordance with provisions of Section 329.07© (Sole Source) of the Columbus City

Code, 1959.

Section 4. That the expenditure of up to \$1,105,562.00 or so much as thereof as may be needed for the purpose described in Section 2 of this ordinance and the same is hereby authorized from fund 430, Object Level One - 06.

Section 5. Proceeds from the disposal of City owned helicopters are to be deposited to fund 430 until full reimbursement is made to fund 430 for the expenditure authorized in Section 4 of this ordinance.

Section 6. Subject to annual appropriations within the General Fund 010, Division of P01 ice, Department of Public Safety; fund 430 shall be reimbursed in four approximately equal annual payments beginning in 2004 for amount equal to eighty percent of the amount stated in Section 4 of this ordinance. Such annual payments are to be in an amount determined by the City Auditor and are to reflect payments referenced in Section 5 of this ordinance.

Section 7. That the City Auditor is authorized to make the necessary transfers and payments between funds, and such funds are hereby deemed appropriated, to carry out the purposes of this ordinance.

Section 8. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be force from and after its passage approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0481-03

To authorize the Director of Development to enter into an agreement with Restaurant Equipppers, Inc for a tax abatement of seventy-five percent (75%) for a period of 10 (ten) years on real property improvements in consideration of a proposed \$3,412,295 investment in real property improvements and the retention of 57 (fifty-seven) full-time jobs and the relocation of 39 (thirty-nine) new fall-time jobs from Groveport, Ohio; and to declare an emergency.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and

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

WHEREAS, the Restaurant Equipppers, Inc plans to construct a 170,150 square foot facility to accommodate relocation and expansion; and

WHEREAS, the expansion will add approximately \$4,381,200 in investment within the City ; and

WHEREAS, the relocation and expansion will relocate 39 new fall time jobs from Groveport, Ohio; and

WHEREAS, the Restaurant Equipppers, Inc showroom and sales office will maintain their showroom on Broad Street for the duration of the tax incentive.

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

Section 1. That the Director of Development is hereby authorized to enter into an Enterprise Zone Agreement with Restaurant Equipppers, Inc and to provide therewith an exemption of seventy-five percent (75%) on real property improvements for a term of ten (10) taxable years in association with the project's proposed \$4,381,200.00 investment.

Section 2. That for reasons stated in the preamble hereto, which is hereby made a part hereof, the 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0482-03

To authorize the Director of the Department of Development to enter into real estate purchase agreements and to execute those documents necessary to purchase certain real property formerly known as Northland Mall for the Land Assemblage Project; to authorize the appropriation and transfer of \$559,200.00 from the Voted 1995, 1999 Streets and Highways Fund to the Northland and Other Acquisition Fund; to authorize the appropriation and transfer of \$ 1,440,800.00 from the Special Income Tax Fund to the Northland and Other Acquisition Fund. to authorize the expenditure of \$2,000,000.00; to amend the 2002 CIB and to declare an emergency. (2,000,000.00)

Whereas, the City of Columbus, Department of Development desires to purchase a portion of real property formerly known as Northland Mall; and

Whereas, the real property being purchased is for redevelopment purposes which will include a city park and public streets. and

Whereas, it is necessary to appropriate and transfer \$559,200.00 from the Voted 1995, 1999 Streets and Highways Fund and \$1,440,800.00 from the Special Income Tax Fund to the Northland and Other Acquisition Fund and to expend same. and

Whereas, an emergency exists in the usual daily operation of the Department of Development, in that it is necessary to execute those documents necessary for the purchase of 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 sum of \$1,440,800.00 is hereby appropriated from the unappropriated balance of 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, to the City Auditor. Dept./Div. No.22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

Section 2. That the City Auditor is hereby authorized to transfer said funds to the Northland and other Acquisitions Fund No.735 at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the sum of \$559,200.00, is hereby appropriated from the 1995, Voted 1999 Streets and Highways Fund No.704

Section 4. That the City Auditor is hereby authorized to transfer said funds to the Northland and Other Acquisition Fund No.735 at such time as is deemed necessary by the City Auditor, and to expend \$2,000,000.00 or so much thereof as may be necessary.

Section 5. The City Auditor is authorized to establish proper accounting project numbers.

Section 6. That upon obtaining other funds for the Northland Land Assemblage Project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 1 above, and said funds are hereby deemed appropriated for such purpose.

Section 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure to the funds transferred in the above sections.

Section 8. The City intends that this ordinance constitute 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 9. To amend the 2002 CIB as follows.

	Current CIB	Revised CIB
Northland Mall	\$7,500,000	\$9,500,000

Section 10. That the Director of Development is authorized to enter into real estate purchase agreements and to execute those documents necessary to purchase certain real property formerly known as Sears of Northland Mall.

Section 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed as amended March 31, 2003, Matthew D. Habash, President of Council / Approved as amended April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0483-03

To authorize the Public Service Director to modify and increase the contract with Columbus Urban Growth Corporation for the preparation of construction plans for the Mound and Souder Roadway Improvement project for the Transportation Division; to authorize the expenditure of \$20,000.00 from the Voted 1995, Voted 1999 Streets and Highways Fund and to declare an emergency. (\$20,000.00)

WHEREAS, contract #EA-031280 was authorized by Ordinance #1650-01, passed October 22, 2001, executed April 11, 2002, and approved by the City Attorney on April 17, 2002; and

WHEREAS, it is necessary to modify this contract to increase the scope of services for the Mound and Souder Roadway Improvement project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract should be modified and increased immediately 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 contract #EA-031280 with Columbus Urban Growth Corporation, 415 East Main Street, Columbus, OH 43215, to complete the design for the Mound and Souder Roadway Improvement project in accordance with the plans on file in the office of the Public Service Director.

SECTION 2. That for the purpose of paying the cost of the contract modification, the sum of \$20,000.00 or so much thereof as may be necessary, be and hereby is authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund, Fund 704, Department No.59-09, Object Level One Code 06, Object Level Three Code 6682, OCA Code 644385 and Project 590109.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0484-03

To authorize and direct the Finance Director to modify and extend the city-wide contracts for the option to purchase Automotive Lighting Parts, with NAPA Auto Parts, D & M Distributors, Bound Tree Medical, LLC., Rim & Wheel Service, and to declare an emergency.

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

WHEREAS, vendors have agreed to extend FL000837, FL000834, FL000836, FL000835 at current prices and conditions to and including January 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 FL000837, FL000834, FL000836, FL000835 for an option to purchase Automotive Lighting Parts thereby preserving the public health, peace, property, safety, and welfare, now therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000837 with NAPA Auto Parts, FL000834 with D & M Distributors, Inc., FL000836 with Bound Tree Medical, LLC., and FL000835 with Rim & Wheel Service, Inc. to and including January 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0485-03

To authorize the Public Service Director to modify and increase the contract with Pomeroy and Associates, Ltd., for the preparation of construction plans for the Doren Avenue Improvements project for the Transportation Division; to authorize the expenditure of \$34,092.00 from the Voted 1995, Voted 1999 Streets and Highways Fund and to declare an emergency. (\$34,092.00)

WHEREAS, Contract CT-19387 was authorized by Ordinance No.2326-98 passed September 14, 1998, executed November 6, 1998, and approved by the City Attorney on November 12, 1998; and

WHEREAS, Contract CT-19387 was modified by Ordinance No. 1553-00 passed June 26, 2000; and

WHEREAS, Contract CT-19387 was modified by Ordinance No.0044-01 passed January 8, 2001; and

WHEREAS, it is necessary to modify this contract to increase the scope of services as per the consultant's letter dated February 4, 2003, for the Doren Avenue Improvements project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the design contract should be modified immediately, 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 modify and increase Contract CT-19387 with Pomeroy and

Associates, Ltd., 599 Scherers Court, Worthington, OH 43085 to complete the design and construction plans for the Doren Avenue Improvements project in accordance with the plans on file in the office of the Public Service Director.

SECTION 2. That for the purpose of paying the cost of the contract modification, the sum of \$34,092.00 or so much thereof as may be necessary, is hereby authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund, Fund 704, Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 6682, OCA Code 644385 and Project 530021.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0486-03

To authorize the Public Service Director to modify and increase the contract with Floyd Browne Associates, Inc., for the preparation of construction plans for the Reis Avenue project for the Transportation Division, to authorize the expenditure of \$15,000.00 from the Voted 1995, Voted 1999 Streets and Highways Fund and to declare an emergency. (\$15,000.00)

WHEREAS, Contract EA012919-002 was authorized by Ordinance No. 0619-99 passed March 15, 1999, executed June 22, 1999, and approved by the City Attorney on June 28, 1999; and

WHEREAS, Contract EA012919-002 was modified by Ordinance No. 2545-00 passed November 20, 2000; and

WHEREAS, it is necessary to modify this contract to increase the scope of services as per the consultant's letter dated February 10, 2003, for the Reis Avenue and Billiter Boulevard project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the design contract should be modified immediately, 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 modify and increase contract no. EA012919-002 with Floyd Browne Associates, Inc., formerly Stults and Associates, Inc., 585 Sunbury Road, Delaware, Ohio 43015-9795 to complete the design and construction plans for the Reis Avenue and Billiter Boulevard project in accordance with the plans on file in the office of the Public Service Director.

SECTION 2. That for the purpose of paying the cost of the contract modification, the sum of \$15,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund, Fund 704, Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 6682, OCA Code 644385 and Project 440005.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0487-03

To authorize the Public Service Director to enter into a contract with Strawser, Inc., for the Micro-surfacing - 2003 project for the Transportation Division, to authorize the expenditure of \$332,492.78 from the Voted 1995, 1999 Streets and Highways Fund and to declare an emergency. (\$332,492.78)

WHEREAS, two bids were received and tabulated on February 13, 2003, for the Micro-surfacing - 2003 project; and

WHEREAS, the low bid received was satisfactory; and

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

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract should be let 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 enter into a contract with Strawser, Inc., 1595 Frank Road, Columbus Ohio 43223, for the Micro-surfacing - 2003 project in the amount of \$317,492.78 for the Transportation Division in accordance with the specifications and plans therefore on file in the office of the Public Service Director, which are hereby approved, and to provide for construction inspection services in the amount of \$15,000.00.

SECTION 2. That for the purpose of paying the cost of the contract and inspection services, the sum of \$332,492.78 or so much thereof as may be necessary be and hereby is 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 and Project 530282.

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0488-03

To authorize the Director of the Public Service Department to execute those documents required to transfer a portion of existing Fountain Square Drive to the Ohio Department of Natural Resources in exchange for replacement property that will be dedicated by the City as road right-of-way; to waive the competitive bidding provisions of Columbus City Codes; and to declare an emergency.

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, received a request from the Ohio Department of Natural Resources (ODNR) asking that a portion of Fountain Square Drive previously deeded to the City for right-of-way purposes by ODNR be returned to ODNR in exchange for return of property previously deeded to ODNR by the City; and

WHEREAS, the previous exchange of these properties was authorized by Ordinance 643-00, passed March 27, 2000; and

WHEREAS, in response to the events of September 11, 2001, ODNR desires to provide additional security to their existing facilities and has revised their plans for their new entrance from Morse Road resulting in the need to reverse portions of the previously authorized exchange; and

WHEREAS, after investigation it was determined that there are no objections to the proposed reversal of portions of the previously authorized exchange; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department in that it is immediately necessary to authorize the Director to execute those documents necessary to transfer a portion of existing Fountain Square Drive to ODNR in exchange for dedication of replacement right-of-way 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 the Public Service 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 right-of-way to the Ohio Department of Natural Resources; to-wit:

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Quarter Township 1, Township 1, Range 18, and also being part of the Fountain Square Subdivision as recorded in Plat Book 43, Page 87, as found in the Franklin County Recorders Office, and being more particularly described as follows:

Beginning for reference at a 5/8" I.D. iron pipe found in the westerly line of Fountain Square Drive at the northeasterly corner of Lot 5 and the southwest corner of Reserve "B" of said Fountain Square Subdivision and said point also being at the southeasterly corner of a 3.784 acre tract of land owned by the 1959-2007 Morse Road Co. Ltd. as recorded in Instrument Number 200009060179813, and said point is also located at Ohio State Plane Coordinate System, South Zone, NAD 83 (1986), North 750,573.18 feet, East, 1,838,463.08 feet, thence crossing existing Fountain Square Drive at right angles, South 86° 11' 57" East, a distance of 66.00 feet to a 3/4" iron rod set with a plastic cap stamped "ODNR ENGINEERING" at the True Point of Beginning;

- 1) Thence with a line 65.00 feet easterly of and parallel to the easterly line of said Reserve "B" and the westerly line of existing Fountain Square Drive, North 03° 48' 03" East, a distance of 2.87 feet to a iron rod set with a plastic cap stamped "ODNR ENGINEERING";
- 2) Thence with a nontangent curve to the left having a radius of 45.00 feet, a central angle of 131°12'32", a chord bearing of North 12°54'32" East, and a chord distance of 81.96 feet to a 3/4" iron rod set with a plastic cap stamped "ODNR ENGINEERING" at a point of reverse curvature;
- 3) Thence with a curve to the right having a radius of 60.00 feet, a central angle of 16° 42' 48", a chord bearing of North 44° 17'57" East, and a chord distance of 17.44 feet to a 3/4" iron rod set with a plastic cap stamped "ODNR ENGINEERING";
- 4) Thence continuing with a line 65.00 feet easterly of and parallel to the easterly line of said Reserve "B" and the westerly line of existing Fountain Square Drive, North 03°48'03" East, a distance of 328.13 feet to a 3/4" iron rod set with a plastic cap stamped "ODNR ENGINEERING" set at a point of curvature;
- 5) Thence with a curve to the right having a radius of 20.00 feet, a central angle of 89°43'02", a chord bearing of North 48°39'34" East, and a chord distance of 28.21 feet, to a 3/4" iron rod with a plastic cap stamped "ODNR ENGINEERING" at a point of tangency in the southerly line of Morse Road;
- 6) Thence with the southerly line of Morse Road, South 86°28'55" East a distance of 70.81 feet to an iron pipe found;
- 7) Thence South 82°39'19" West a distance of 49.27 feet to a 3/4" iron rod with a plastic cap stamped "ODNR ENGINEERING";
- 8) Thence South 03°48'03" West a distance of 434.40 feet to a 3/4" iron rod with a plastic cap stamped "ODNR ENGINEERING";
- 9) Thence North 86°11'57" West a distance of 42.37 feet to the True Point of Beginning, containing 0.3853 acres.

The above description is based upon a survey conducted by The Ohio Department of Natural Resources, Division of Engineering, in July 1999 and revised in January of 2003 under the direct supervision of Robert L. Sneller, Professional Surveyor Number 6738. Bearings are based upon the Ohio State Plane Grid, NAD 83 (1986), South Zone as measured by GPS observation from Station "Clark" and "Clark Azimuth".

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deeds to the grantee thereof.

Section 3. That a general utility easement in, on, over, across and through the above described excess right-of-way shall be and hereby is retained unto the City of Columbus for those utilities currently located within said excess right-of-way.

Section 4. That upon notification and verification of the relocation or removal of all existing utilities the above referenced general utility easement reserved unto the City shall be terminated with no additional legislative action required.

Section 5. That in exchange for the above referenced right-of-way the State of Ohio, Department of Natural Resources, agrees to transfer the following described tracts to the City of Columbus; to-wit:

Tract 1

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Quarter Township 1, Township 1, Range 18, and also being part of the Fountain Square Subdivision as recorded in Plat Book 43, Page 87, as found in the Franklin County Recorders Office, and being more particularly described as follows:

Beginning for Reference at a 5/8" I.D. iron pipe found in the westerly line of Fountain Square Drive at the northeasterly corner of Lot 5 and the southwest corner of Reserve "B" of said Fountain Square Subdivision and said point also being at the southeasterly corner of a 3.784 acre tract of land owned by the 1959-2007 Morse Road Co. Ltd. as recorded in Instrument Number 20000906017813, and said point is also located at Ohio State Plane Coordinate System, South Zone, NAD 83 (1986), North 750,573.18 feet, East 1,838,463.08 feet, thence crossing existing Fountain Square Drive at right angles, South 86°11'57" East, a distance of 53.35 feet to the True Point of Beginning of Tract 1;

- 1) Thence North 86°11'57" West, a distance of 12.00 feet to a point;
- 2) Thence with a curve to the right having a radius of 12.00 feet, a central angle of 180°00'00", a chord bearing of South 86°11'57" East, and a chord distance of 24.00 feet to a point;
- 3) Thence North 86°11'57" West, a distance of 12.00 feet to the True Point of Beginning, containing 0.0052 acres.

The above description is based upon a survey conducted by The Ohio Department of Natural Resources, Division of Engineering, in July 1999 under the direct supervision of Robert L. Sneller, Professional Surveyor Number 6738. Bearings are based upon the Ohio State Plane Grid, NAD 83 (1986), South Zone as measured by GPS observation from Station "Clark" and "Clark Azimuth".

Tract 2

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Quarter Township 1, Township 1, Range 18, and also being part of the Fountain Square Subdivision as recorded in Plat Book 43, Page 87, as found in the Franklin County Recorders Office, and being more particularly described as follows:

Beginning for reference at a 5/8" I.D. iron pipe found in the westerly line of Fountain Square Drive at the northeasterly corner of Lot 5 and the southwest corner of reserve "B" of said Fountain Square Subdivision and said point also being at the southeasterly corner of a 3.784 acre tract of land owned by the 1959-2007 Morse Road Co. Ltd. as recorded in Instrument Number 200009060179813, and said point is also located at Ohio State Plane Coordinate System, South Zone, NAD 83 (1986), North 750,573.18 feet, East 1,838,463.08 feet, thence crossing existing Fountain Square Drive at right angles South 86°11'57" East, a distance of 53.35 feet to a point in the proposed relocated centerline of Fountain Square Drive; thence with the proposed relocated centerline of Fountain Square Drive, North 03°44'56" East, a distance of 57.09 feet to the True Point of Beginning of Tract 2;

- 1) Thence with a curve to the right having a radius of 12.00 feet, a central angle of 90°00'00", a chord bearing of North 41°15'04" West, and a chord distance of 16.97 feet to a point of tangency;
- 2) Thence North 03°44'56" East, a distance of 103.74 feet to a point of curvature
- 3) Thence with a curve to the right having a radius of 12.00 feet, a central angle of 180°00'00", a chord bearing of South 86°15'04"

East, and a chord distance of 24.00 feet to a point;

4) Thence South 03°44'56" West, a distance of 103.74 feet to a point of curvature;

5) Thence with a curve to the right having a radius of 12.00 feet, a central angle of 90°00'00", a chord bearing of South 48°44'56" West, and a chord distance of 16.97 feet to the True Point of Beginning, containing 0.0675 acres.

The above description is based upon a survey conducted by The Ohio Department of Natural Resources, Division of Engineering, in July 1999 under the direct supervision of Robert L. Sneller, Professional Surveyor Number 6738. Bearings are based upon the Ohio State Plane Grid, NAD 83 (1986), South Zone as measured by GPS observation from Station "Clark" and "Clark Azimuth".

Tract 3

Situated in the City of Columbus, County of Franklin, State of Ohio, and being part of Quarter Township 1, Township 1, Range 18, and also being part of the Fountain Square Subdivision as recorded in Plat Book 43, Page 87, as found in the Franklin County Recorders Office, and being more particularly described as follows:

Beginning for Reference at a 5/8" I.D. iron pipe found in the westerly line of Fountain Square Drive at the northeasterly corner of Lot 5 and the southwesterly corner of Reserve "B" of said Fountain Square Subdivision and said point also being at the southeasterly corner of a 3.784 acre tract of land owned by the 1959-2007 Morse Road Co. Ltd. as recorded in Instrument Number 200009060179813, and said point is also located at Ohio State Plane Coordinate System, South Zone, NAD 83 (1986), North 750,573.18 feet, East 1,838,463.08 feet, thence crossing existing Fountain Square Drive at right angles, South 86°11'57" East, a distance of 53.35 feet to a point in the proposed relocated centerline of Fountain Square Drive; thence with the proposed relocated centerline of Fountain Square Drive North 03°44'56" East, a distance of 219.81 to the True Point of Beginning of Tract 3;

1) Thence with a curve to the right having a radius of 12.00 feet, a central angle of 90°00'00", a chord bearing of North 41°15'04" West, and a chord distance of 16.97 feet, to a point of tangency;

2) Thence North 03°44'56" East, a distance of 138.63 feet to a point of curvature;

3) Thence with a curve to the right having a radius of 80.00 feet, a central angle of 18°11'42", a chord bearing of North 12°50'46" East, and a chord distance of 25.30 feet to a point of reverse curvature;

4) Thence with a curve to the left having a radius of 80.00 feet, a central angle of 18°11'42", a chord bearing of North 12°50'46" East, and a chord distance of 25.30 feet to a point of reverse curvature;

5) Thence with a curve to the right having a radius of 8.00 feet, a central angle of 180°00'00", a chord bearing of South 86°15'04" East, and a chord distance of 16.00 feet to a point of tangency;

6) Thence South 03°44'56" West, a distance of 188.59 feet to a point of curvature;

7) Thence with a curve to the right having a radius of 12.00 feet, a central angle of 90°00'00", a chord bearing of South 48°44'56" West, and a chord distance of 16.97 feet to the True Point of Beginning, containing 0.1068 acres.

The above description is based upon a survey conducted by The Ohio Department of Natural Resources, Division of Engineering, in July 1999 under the direct supervision of Robert L. Sneller, Professional Surveyor Number 6738. Bearings are based upon the Ohio State Plane Grid, NAD 83 (1986), South Zone as measured by GPS observation from Station "Clark" and "Clark Azimuth".

Section 6. That this Council has determined it is in the best interest of the City of Columbus to allow these rights-of-way 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 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0489-03

To authorize and direct the City Auditor to transfer \$51,100.00 within the General Government Grant Fund from the Health Department to the Department of Development, Housing Division; and to declare an emergency. (\$51,100)

WHEREAS, it is necessary at this time to transfer \$51,100.00 within the General Government Grant Fund from the Health Department to the Department of Development, Housing Division to provide funds for the continued operation of the Lead Safe Columbus Program; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus 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 is hereby authorized and directed to transfer \$51,100.00 within the General Government Grant Fund, Fund 220, Grant 443004 as follows:

FROM:

DIVISION 50-01

<u>OBJECT LEVEL ONE</u>	<u>OCA</u>	<u>AMOUNT</u>
03	543004	\$51,100.00

TO:

DIVISION 44-10

<u>OBJECT LEVEL ONE</u>	<u>OCA</u>	<u>AMOUNT</u>
03	443004	\$51,100.00

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0490-03

To authorize the Development Director to enter into contracts with various contractors for grass mowing and litter control services during the 2003 season; to authorize the expenditure of \$227,390.00 from the General Fund; to authorize the expenditure of \$140,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$367,390.00)

Whereas, grass mowing and litter control is necessary to public health. and

Whereas, it is the responsibility of the Weed Abatement Program to clear public sites and private properties deemed in violation; and

Whereas, in order to carry out this responsibility it is necessary to contract for grass mowing and litter control services; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to authorize contracts with certain contractors to provide these services for the immediate preservation of the public peace, health, 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 is authorized to enter into contracts with the vendors listed below in accordance with Columbus City Code for grass mowing and litter control services for the Department of Development.

- A-I Swimming Pool Supplies
- Carson's Yard Cleaning
- Clintonville/Beechwood Community Resource Center
- Columbuscapes Lawncare Services
- Columbus Industrial Mowing
- Driving Park Civic Association
- Galloway Maintenance Inc.
- Gladden Community House
- John's Industrial Landscaping
- J. R. Weed
- J & T Contracting
- Lyles Landscaping & Maintenance
- Marion-Franklin Area Civic Association
- Martha Walker Garden Club
- Pine Hills Civic Association
- Southside C.A.N.

Section 2. That the expenditure of \$227,390.00, or so much thereof as may be necessary, from the Department of Development, Neighborhood Services Division, Division 44-05, General Fund, Fund 010, for the aforesaid purpose is hereby authorized as follows:

OCA	Object Level One	Object Level Three	Amount
440330	03	3354	\$227,390.00

Section 3. That the expenditure of \$140,000.00, or so much thereof as may be necessary, from the Department of Development, Neighborhood Services Division, Division 44-05, CDBG Fund, Fund 248, for the aforesaid purpose is hereby authorized as follows:

OCA	Object Level One	Object Level Three	Amount
445067	03	3354	\$140,000.00

Section 4. That for the reasons stated in the preamble thereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0491-03

To authorize the Director of Public Utilities to contract with Storts Excavation, 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 East Stanton Avenue Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$59,068.20 from the Storm Sewer Bonds Fund; and to declare an emergency. (\$59,068.20)

WHEREAS, bids for construction of the East Stanton Avenue Project were received January 29, 2003, 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 East Stanton Avenue 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 East Stanton Avenue Project with the lowest and best bidder, Storts Excavation, Inc., 1167 McCarley Drive West, Columbus, Ohio 43228, in the amount of \$56,068.20 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 \$3,000.00.

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	610701	6621	685701	\$59,068.20

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0492-03

To authorize the Director of the Department of Public Utilities to enter into agreement with the Franklin Soil and Water Conservation District (SWCD), for the purposes of providing funding for the stormwater / subsurface drainage research program; to authorize the expenditure of \$32,000.00 from the Storm Sewer Operating Fund; and to declare an emergency. (\$32,000.00)

WHEREAS; the Franklin Soil and Water Conservation District (SWCD), currently has a program for stormwater/subsurface drainage research. City funding, along with matching funds from the State of Ohio, will allow for continued program funding. The results of this program will be very useful to the Division of Sewerage and Drainage in providing better services to City of Columbus customers, investigating stormwater complaints, improved maintenance services and properly planning for system expansions, 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 enter into said agreement 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 enter into an agreement with the Franklin Soil and Water Conservation District.

Section 2 That the expenditure of \$32,000.00, or as much thereof as may be needed, be and the same hereby is authorized from the Division of Sewerage and Drainage, Division 60-15, Storm Sewer Operating Fund, Fund 675, OCA 675002, Object Level Three 3407.

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0493-03

To authorize the Director of Public Utilities to issue a Refund to Wallick Construction Co., for Overpayment of Sanitary Sewer System Capacity Charges; to authorize the expenditure of \$26,500.00 from the Sewerage System Operating Fund and to declare an emergency. (\$26,500.00)

WHEREAS, Wallick Construction Co., paid \$38,335.00 to the Division of Sewerage and Drainage for Sanitary Sewer System Capacity Charges for a 4" water tap, and,

WHEREAS, the actual tap size was later reduced to 2", and.

WHEREAS, Wallick Construction Co. is due a refund of the difference between capacity fees paid for the 4" tap and the actual cost of the 2" tap; and,

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that authorization to Refund an Overpayment of Sanitary Sewer System Capacity Charges to Wallick Construction Co., in the amount of \$26,500.00 is immediately necessary for the preservation of the public health, property, peace 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 he is hereby authorized to issue a Refund of \$26,500.00 to Wallick Construction Co., for an Overpayment of Sanitary Sewer System Capacity Charges, for the Division of Sewerage and Drainage.

Section 2. That for the purpose stated in Section 1 hereof, the expenditure of \$26,500.00, or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating Fund No. 650, OCA 605006, OL1 05, OL3 5512, to pay the cost thereof.

Section 3. That for reasons set forth in the preamble hereto which 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0494-03

To authorize and direct the Director of Public Utilities to modify an existing contract with Duke's Sales and Service, Inc. for Root Control Services for the Division of Sewerage and Drainage, and to authorize the expenditure of \$185,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$185,000.00)

WHEREAS, EL002723 was established with Duke's Sales & Services Inc for the purchase of Root Control Service for the Division of Sewerage and Drainage which expires December 31, 2003 and

WHEREAS, the Division of Sewerage and Drainage requests to modify the contract to increase the contract amount by \$185,000.00, and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to modify an existing contract for Root Control Services for the Sewer Maintenance Operations Center 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 modify the existing contract with Duke's Sales and Services Inc for Root Control Services for the Division of Sewerage and Drainage, in accordance with specifications on file in the Division of Sewerage and Drainage.

SECTION 2. That the expenditure of \$185,000.00, 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	03	3375	605089	\$185,000.00	

SECTION 3. That for the reasons stated in the preamble hereto, where is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure, which shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0495-03

To authorize the Director of Public Utilities to contract with Columbus Asphalt Paving, 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 Harrisburg Pike Stormwater System Improvements Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$94,364.40 from the Storm Sewer Bonds Fund; and to declare an emergency. (\$94,364.40)

WHEREAS, bids for construction of the Harrisburg Pike Stormwater System Improvements Project were received January 29, 2003, and WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities '0 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 Harrisburg Pike 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 Harrisburg Pike Stormwater System Improvements Project with the lowest and best bidder, Columbus Asphalt Paving, Inc., 1196 Technology Drive, Gahanna, Ohio 43230, in the amount of \$91,364.40 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 \$3000.00.

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	610992	6621	685992	\$94,364.40

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0497-03

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 funds for various construction, land acquisition and professional engineering services projects in the amount of \$2,879,719.70; for the Division of Sewerage and Drainage; to amend the Capital Improvements Budget to accommodate these various transactions; and to declare an emergency. (\$2,879,719.70)

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, this transfer does not adversely affect the Krumm Park Detention Basin nor North Central Areawide Storm System Improvements Projects; 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:

<u>PROJECT NO.</u>	<u>PROJECT NAME</u>	<u>AMOUNT</u>
610006	Billingsley Road Detention Basin	38,245.58
610037	East Central Relief Storm Sewer	4,000.00
610168	Walcott Road Area	11,456.48
610710	Detention Pond and Outlet	398,987.66
610716	Livingston Avenue Storm Sewer	86,657.16
610718	Crew Stadium Utilities	150.00
610721	Neighborhood Stormwater Phase 6	10,121.41
610723	East Street Sewer Replacement	353,184.42
610726	Alkire Road & Holt Road	21,462.86
610822	Enderly Ditch Enclosure	12,113.15
610824	Dry Run Flood Routing @ Valleyview	15,719.00
610825	Astor Ditch Improvements	47,290.25
610826	Cummington Court Ditch Improvements	3,005.23
610834	Lockbourne Road / Obetz Road	287,313.16
610865	Fourth Avenue W/ Rarig	286.93

610870	Thorndale & Alcott	66,807.86
610874	Cassidy Avenue Storm Sewer	53,182.99
610884	Watkins Road/New World Drive	124,624.13
610894	Bliss Run Improvements	247,852.23
610897	Storm Pump Station ST-21	419.29
610898	Refugee Underpass E of Fairwood	8,387.96
610906	Fairwood Avenue / Smith Road	3,443.12
610909	Sunbury Culvert Replacement	3,078.83
610910	Clintonville Drainage Improvement	30.73
610911	ST-23 Pump Station Rehabilitation	9,942.05
610913	ST-22 Pump Station Rehabilitation	9,894.81
610914	ST-8 Pump Station Rehabilitation	11,942.55
610918	Falcon Bridge Ditch Renovation	3,582.87
610925	Lehnert Farms Retention Basin	10.00
610927	Glen Echo Ravine	48,665.69
610928	American Edition Ditch Improvements	106,539.50
610929	Long Street Levee	53,069.79
610930	Fair / Westland Avenue Storm Sewer	7,443.73
610931	Olde Orchard Area Drainage	39,411.42
610934	Stella Court Drainage Improvement	15,644.08
610956	Seventeenth Avenue Storm Sewer	24,840.06
610962	Como Avenue Drainage Improvement	1,467.61
610966	Neighborhood Stormwater Project	51,949.77
610967	Neighborhood Stormwater Project	25,616.63
610969	Bliss Run Localized Drainage	137,998.43
610971	Stelzer Road Northern Detention	284,201.80
610972	Marion Road Stormwater Improvements	2,118.48
610979	Neighborhood Stormwater Projects Phase 2	33,030.84
610980	Neighborhood Stormwater Projects Phase 3	81,198.33
610981	ST-1 / ST-1A Pump Station	13,812.42
610982	Cooper Road Culvert Replacement	23,362.35
610991	Stygler Road Culvert Replacement	9,386.02
610993	South Hamilton Square Storm Sewer	37,960.55
610996	Briarmeadow Drive Culvert Replacement	20,000.00
610997	Monitor Drive/Barrows Road Flooding	21,701.02
610998	Neighborhood Stormwater Projects Phase 4	7,108.47
	TOTAL	\$2,879,719.70

TO:

<u>PROJECT NO.</u>	<u>PROJECT NAME</u>	<u>AMOUNT</u>
610701	East Stanton Avenue Stormwater System Improvements	59,068.20
610703	Foster Street Storm System Improvements	53.00
610704	Linden Avenue Area Stormwater System	250,000.00
610720	Noe-Bixby Culvert Replacement	170,762.08
610722	Iuka Ravine Park Stormwater System	250,000.00
610806	Walhalla Ravine Culvert	405,453.28
610828	Powell Ditch Scarborough Livingston Improvements	675,000.00
610840	Oaklawn / Piedmont Road Drainage Improvements	30,000.80
610888	Dublin Road at Urlin Storm System Improvements	100,000.00
610893	Gould Park Area Storm System Improvements	75,000.00
610944	Olentangy River Road/Evans Run Stormwater System	80,000.00
610946	Trentwood / Shadyhill Stormwater System Improvements	20,000.00
610965	Greenhill Acres Storm Sewer Improvements	380,000.00
610992	Harrisburg Pike Storm System Improvements	94,364.40
610994	McDannald Subdivision Stormwater System	40,017.94
610752	University Gateway	250,000.00
	TOTAL:	\$2,879,719.70

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:

<u>PROJECT NO.</u>	<u>PROJECT TITLE</u>	<u>BUDGET</u>
610722	Iuka Ravine Park Stormwater Systems Imp	\$ 61,728.00
610840	Oaklawn / Piedmont Road Drainage Imp.	\$ 122,530.00
610965	Greenhille Acres Storm Sewer Improvements	\$ 100,000.00
610504	Fifth Avenue NCR (Krumm Park)	\$1,170,352.00
610990	North Central Area-wide Storm System Imp.	\$ 320,000.00
	TOTAL	\$1,774,610.00

Amended To:

<u>PROJECT NO.</u>	<u>PROJECT TITLE</u>	<u>2002 BUDGET AMENDED</u>	<u>CHANGE AMOUNT</u>
610722	Iuka Ravine Park Storm Systems Imp.	\$ 291,728.00	\$230,000.00
610840	Oaklawn / Piedmont Road Drainage Imp.	\$ 151,030.00	\$ 28,500.00
610965	Greenhille Acres Storm Sewer Imp.	\$ 380,000.00	\$280,000.00
610504	Fifth Avenue NCR (Krumm Park)	\$ 768,276.00	(\$402,076.00)
610990	N. Central Area-wide Storm System Imp.	\$ 183,576.00	(\$136,424.00)
	TOTAL	\$1,774,610.00	\$ 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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0498-03

To authorize and direct the Director of Finance to enter into a Blanket Purchase Order for the purchase of Natural Gas per the terms and conditions of the State of Ohio contract with IQ Solutions for the Division of Sewerage and Drainage, to authorize the expenditure of \$1,995,000.00 from the Sewerage System Operating Fund, and to declare an emergency (\$1,995,000.00)

WHEREAS, the State of Ohio has established a contract with IQ Solutions for the purchase of Natural Gas that can be utilized by other governmental entities; and,

WHEREAS, there is substantial savings for the City of Columbus to be a participant in said contract; and

WHEREAS, the amount requested in 2003 is higher than in previous years due to the Southerly Wastewater Treatment Plant and Sewer Maintenance Operations Center now participating in the program; 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 blanket purchase order for the purchase of Natural Gas for the immediate preservation of the public health, peace, property and safety; now, therefore,

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

SECTION 1. That the Director of Finance be and is hereby authorized and directed to enter into a blanket purchase order with IQ Solutions for the purchase of Natural Gas from an established State of Ohio contract for the Division of Sewerage and Drainage, in accordance with specifications on file with the State of Ohio.

SECTION 2. That the expenditure of \$1,995,000.00, or so much thereof as may be necessary, be and is hereby authorized from Sewerage System Operating Fund, Fund No.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	03	3310	605055	\$1,200,000.00
60-05	03	3310	605022	\$ 600,000.00
60-05	03	3310	606202	\$ 190000.00
60-05	03	3310	605105	\$ 5,000.00
			TOTAL	\$1,995,000.00

SECTION 3. That for the reasons stated in the preamble hereto, where is hereby made a part hereof. this Ordinance is hereby declared to be an emergency measure, which shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0499-03

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-006) of 119.655± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Orange Township was duly filed by Christ the King Church on March 18, 2003; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Delaware County; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Far North Plan planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Delaware County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 119.655± acres in Orange Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be

properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 33, 440 Lazelle Road, 10 Personnel/ 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, and Ladder.

Time: 5.0 minutes.

Second response from: Station 27, 7560 Smokey Row Road, 10 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, Ladder, and Medic.

Time: 16.0 minutes.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: This site can be served by an existing 12 inch main located in Tabernash Drive.

Sewer:

Sanitary Sewer: This site can be served by an existing 8 inch sewer stubbed on the southwest property line and an existing 12 inch sewer located about 1,500 feet southeast. Extensions will be the responsibility of the developer

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 119.655 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Orange Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Orange Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0500-03

To authorize the Director of the Department of Development to enter into contract with the United Way of Franklin County to support Operation Feed; to authorize the expenditure of \$80,000.00 from the General Fund; and to declare an emergency. (\$80,000.00)

WHEREAS, the Director of the Department of Development desires to enter into a contract with the United Way of Franklin County; and

WHEREAS, the United Way of Franklin County, through its Operation Feed Campaign, is increasing the available food supply for low-income Franklin County residents; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development. in that it is immediately necessary to enter into contract with United Way of Franklin County in order to preserve 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 United Way of Franklin County for the purpose of increasing the available supply of emergency food for low income Franklin County residents.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$80,000.00 or so much thereof as may be necessary and is hereby authorized to be expended from the General Fund, Department of Development, Department No.44-05, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 440280.

Section 3 That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

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 March 31, 2003, Michael C. Mentel, President Pro-Tem of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0501-03

To authorize the Director of the Department of Development to enter into contracts with various social service agencies; to authorize the expenditure of \$1,466,698.00 from the General Fund; and to declare an emergency. (\$1,466,698.00)

WHEREAS, the Director of the Department of Development desires to enter into contracts with various social service agencies for the provision of social services; and

WHEREAS, these programs include youth services, resettlement programs. housing referral. intervention activities, information and referral efforts, community mediation. resource centers and neighborhood activities; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contracts with various social service agencies 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 the Department of Development be and is hereby authorized to enter into contracts with various agencies as listed in Section 3.

Section 2. That these contracts are awarded pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure of \$1,466,698.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Department of Development, Department No.44-05, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 440280, as follows:

<u>AGENCY (1)</u>	<u>AMOUNT</u>
Amethyst - Abuse Intervention	\$ 57,600.00
Asian American Community Services - Resettlement	\$ 16,590.00
Cambodian Mutual Assistance Association- Resettlement	\$ 31,500.00
Central Ohio Radio Reading Service - Support	\$ 63,200.00
Community Mediation Services - Conflict Resolution	\$ 84,000.00
Community Refugee Information Services (CRIS) - Resettlement	\$ 113,600.00
FirstLink - Information/Referral	\$ 172,800.00
FirstLink - Retired Senior Volunteer Program	\$ 12,110.00
Gladden Community House - Material Assistance	\$ 78,400.00
Legal Aid Society of Columbus - Conflict Resolution	\$ 54,400.00
Maryhaven - Adult Male Day Treatment	\$ 60,000.00
MOBILE - Disability Services	\$ 58,400.00
Northwest Counseling Services - Senior Homesharing	\$ 28,000.00
SAVE Kids Network - Youth Services	\$ 64,000.00
Columbus Urban League, Inc. - Minority Victims Assistance	\$ 17,100.00
Somali Community Association -Resettlement Services	\$ 23,878.00
Stonewall Columbus - Information/Referral Services	\$ 40,000.00
Columbus Housing Partnership - Neighborhood Assistance	\$ 83,920.00
Maryhaven - Adolescent Services/Abuse Intervention	\$ 155,200.00
Maryhaven - Adult Services/Abuse Intervention	\$ 252,000.00
Total Allocations	\$1,466,698.00

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 March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0502-03

To authorize the Director of the Department of Development to enter into contracts with various social service agencies; to authorize the expenditure of \$992,036.00 from the General Fund (\$992,036.00)

WHEREAS, the Director of the Department of Development desires to enter into contracts with various social service agencies for the provision of social services; and

WHEREAS, these programs include childcare, senior care and housing referral, material assistance, counseling, community mediation, resource centers and planning activities; 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 to enter into contracts with various agencies as listed in Section 3.

Section 2. That these contracts are awarded pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure of \$992,036.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Department of Development, Department No.44-OS, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 440280, as follows.

<u>AGENCY (2)</u>	<u>AMOUNT</u>
Catholic Social Services - Senior Care	\$ 20,238.00
Catholic Social Services - Senior Companion	\$ 10,400.00
Communities In Schools - Youth Services	\$ 27,200.00
City Year Youth	\$ 80,000.00
Huckleberry House -Crisis Counseling	\$ 48,000.00
Huckleberry House -Outreach	\$ 108,500.00
Heritage - Adult Care	\$ 16,000.00
Lifecare Alliance - Disability/Support	\$ 89.00
Neighborhood House -Child Care	\$ 14,400.00
Northside Child Development -Child Care	\$ 16,000.00
Community Research Partners -Technical Assistance	\$ 120,000.00
Directions for Youth - Youth Services	\$ 96,800.00
Southside Learning & Development - Child Care	\$ 8,386.00
Community Kitchen - Material Assistance	\$ 32,160.00
JOIN - Material Assistance	\$ 18,480.00
Light Center - Kinship Care	\$ 20,729.00
YWCA - Safe & Sound Program	\$ 64,000.00
Columbus Historical - Culture/Diversity	\$ 25,000.00
City Year - Young Heroes	\$ 28,000.00
Enterprise Works - Career Center	\$ 22,854.00
Central Community House - Child Care	\$ 39,600.00
Action for Children - Day Care Referral	\$ 175,200.00
Total Allocations	\$ 992,036.00

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

Passed as amended March 31, 2003, Matthew D. Habash, President of Council / Approved as amended April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

ORD NO. 0503-03

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-009) of 107.71± Acres in Orange Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Orange Township was duly filed by Bishop James A. Griffin on March 19, 2003; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Delaware County; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Far North Plan planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Delaware County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for ~ 07.71 f acres in Orange Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 33, 440 Lazelle Road, 10 Personnel/ 3 Paramedics.

Apparatus responding: Paramedic / Engine, Medic, and Ladder.

Time: 2 minutes.

Second response from: Station 27, 7560 Smokey Row Road, 10 Personnel / 3Paramedics

Apparatus responding: Paramedic / Engine, Medic, and Ladder.

Time: 12 minutes.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: This site can be served by an existing 12 inch main located in Olenbrook Drive.

Sewer:

Sanitary Sewer:

This site can be served by an existing 15 inch sewer located on the south side of Lazelle Road east of High Street. Extension of this sewer will be the responsibility of the developer.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 107.71 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Orange Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Orange Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed March 31, 2003, Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RESOLUTIONS

RES NO. 061X-03

To authorize the Director of the Department of Public Utilities to declare the necessity of installing underground ornamental street lighting in the Brookshire Park area under the assessment procedure, and to declare an emergency.

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Brookshire Park Area which includes: Regina Avenue from Richardson Avenue to and including parcel numbers 010-097930 and 010-097931, Richardson Avenue from Eakin Road to St. Joseph Avenue, Bernadette Road from Richardson Avenue to Warren Avenue, Warren Avenue from Regina Avenue to St. Joseph Avenue, St. Joseph Avenue from Racine Avenue to Richardson Avenue, St. Cecelia Drive from Briggs Road to Rosedale Avenue, Schurtz Avenue from St. Cecelia Drive to Bronwyn Avenue, St. Jude Avenue from Rosedale Avenue to St. Matthew Avenue, Bronwyn Avenue from Briggs Road to St. Joseph Avenue, St. Matthew Avenue from Schurtz Avenue to Rosedale Avenue, St. Agnes Avenue from Parma Avenue to Rosedale Avenue, Parma Avenue from Briggs Road to Rosedale Avenue and Rosedale Avenue from Bellflower Avenue to St. Cecelia Avenue; and

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 declare the necessity of making said improvement in order that the same may be completed at the earliest possible time, thereby protecting the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That it is necessary to install a high pressure sodium street lighting system with ornamental poles and underground wiring in the Brookshire Park Area which includes: Regina Avenue from Richardson Avenue to and including parcel numbers 010-097930 and 010-097931, Richardson Avenue from Eakin Road to St. Joseph Avenue, Bernadette Road from Richardson Avenue to Warren Avenue, Warren Avenue from Regina Avenue to St. Joseph Avenue, St. Joseph Avenue from Racine Avenue to Richardson Avenue, St. Cecelia Drive from Briggs Road to Rosedale Avenue, Schurtz Avenue from St. Cecelia Drive to Bronwyn Avenue, St. Jude Avenue from Rosedale Avenue to St. Matthew Avenue, Bronwyn Avenue from Briggs Road to St. Joseph Avenue, St. Matthew Avenue from Schurtz Avenue to Rosedale Avenue, St. Agnes Avenue from Parma Avenue to Rosedale Avenue, Parma Avenue from Briggs Road to Rosedale Avenue and Rosedale Avenue from Bellflower Avenue to St. Cecelia Avenue, in the City of Columbus, Ohio, in accordance with the plans, specifications and estimate of the proposed improvement prepared by the Administrator of the Division of Electricity, which are hereby approved.

SECTION 2. That the installation of said street lights shall be as shown on the plans, to wit drawing number 13E0189 of the files of the Administrator of the Division of Electricity of the Department of Public Utilities, which are by reference made a part hereof.

SECTION 3. That the whole cost of said improvement, less the City portion not to exceed 30%, shall be assessed per lot in proportion to the special benefits which may result from the improvement upon the following described residential lots and lands, which said lots and lands are hereby determined to be specially benefited equally by said improvement, and in an amount to be determined.

SECTION 4. That the assessment so to be levied shall be paid in twenty semi-annual installments, with interest on deferred payments at a rate not exceeding the prevailing interest rate; provided that the owner of any property assessed may, at his option, pay such assessment or any number of installments of the same, at any time after such assessment has been levied.

SECTION 5. That notes of the City of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in anticipation of collection of the assessments by installments, and in an amount equal thereto.

SECTION 6. That the City portion of the entire cost of improvement shall be paid from the Electric Enterprise Funds.

SECTION 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 062X-03

To recognize and congratulate Alex Schumate for receiving the American Red Cross of Greater Columbus' Humanitarian of the Year Award.

WHEREAS, Mr. Schumate has provided years of exemplary service to the people of the Greater Columbus of Ohio area; and

WHEREAS, Mr. Schumate has made significant humanitarian contributions that have enhanced the quality of life for citizens in our community; and

WHEREAS, Last year, Mr. Schumate was the Front-runner Chair for the 2002 United Way Campaign while serving as trustee of The Columbus Partnership, the John Glenn Institute, and the Wexner Center for the Arts. just to name of few of the organizations that he has supported; and

WHEREAS, Mr. Schumate represents a shining example epitomizing Clara Barton's vision of humanitarian service; now therefore

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

That this Council does hereby congratulate Alex Schumate for his exemplary service on this 27th day of March, 2003.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 063X-03

To recognize and congratulate the Fourth Grade Spanish and Art classes at St. Joseph Montessori School for being recognized with the 2003 Youth Services Award.

WHEREAS, the Fourth Grade Spanish and Art classes at St. Joseph Montessori School exhibited a high level of creativity in their desire to help needy children in Honduras; and

WHEREAS, these students used their academic and artistic talents to create coloring book for Honduran children; and

WHEREAS, the students of St. Joseph Montessori School worked to design pictures, translate text into Spanish and bind the coloring books; and

WHEREAS, the students donated many of the supplies needed to complete the project, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council hereby commends the Fourth Grade Spanish and Art classes at St. Joseph Montessori School for their selection as the 2003 Youth Services Award winner.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to the students as a token of our esteem.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 064X-03

To recognize and congratulate Homer A. Cordle as recipient of the 2003 George Meany Award.

WHEREAS, Homer A. Cordle has been involved with organized labor for more than 30 years, currently serving as international representative for the United Industrial Workers Union; and

WHEREAS, Homer A. Cordle has a long and distinguished record of community service helping to lead the Central Labor Council's One New Toy Program for twelve years, coaching for ten years in the Northern Columbus Athletic Association, and serving as an active member in of the Charity Newsies, American Legion, Veterans of Foreign Wars and AMVETS ; and

WHEREAS, Homer A. Cordle has given his time and talents to the American Red Cross as a certified Disaster Volunteer and by spearheading the Central Labor Council's Annual blood drive; and

WHEREAS, Homer A. Cordle has worked to help combat hunger in central Ohio with his active involvement in the Operation Feed annual food drive, serving as the campaign's co-chair of Labor in 2002; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council hereby commends Homer A. Cordle for his significant contribution to the Columbus community.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to Homer A. Cordle as a token of our esteem.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 065X-03

To recognize and congratulate Yvette McGee Brown as recipient of the 2003 AFL-CIO Community Service Award.

WHEREAS, Yvette McGee Brown became President of The Center for Child and Family Advocacy at Children's Hospital in January 2002; and

WHEREAS, Yvette McGee Brown served as a Judge in the Franklin County Court of Common Pleas where she launched the Student Mediation and Reduction of Truancy program; and

WHEREAS, Yvette McGee Brown has served the community as a member of many philanthropic boards including the United Way of Central Ohio, YWCA of Columbus, Coalition Against Family Violence, I KNOW I CAN and the Dave Thomas Foundation for Adoption; and

WHEREAS, Yvette McGee Brown has exhibited a long and distinguished record of community service that has made a significant contribution to the citizens of Columbus, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council hereby commends Yvette McGee Brown for her selection as the 2003 AFL-CIO Community Service Award winner.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to Yvette McGee Brown as a token of our esteem.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 066X-03

To recognize and congratulate Bernard L. Cattrell for receiving the 2003 George Meany Scouting Award.

WHEREAS, Bernard L. Cattrell has been a professional firefighter for 20 years as a member of the Clinton Township Firefighters Local 1800 and Washington Township Firefighters Local 3036 where he currently serves as a Trustee; and

WHEREAS, Bernard L. Cattrell has been involved in scouting since 1962 moving up through the ranks ultimately becoming an Eagle Scout; and

WHEREAS, Bernard L. Cattrell has shown continued dedication to the mission of scouting as Scoutmaster of Troop 502 and Committee Chair with the Simon Kenton BSA local council; and

WHEREAS, Bernard L. Cattrell assisted in the creation of Venture Crew 502, a unit that specializes in performance music, which received a gold medal at the WGI International competition in Dayton, Ohio, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council hereby commends Bernard L. Cattrell for his selection as the 2003 George Meany Scouting Award winner.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to Bernard L. Cattrell as a token of our esteem.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 067X-03

To recognize and congratulate Chiquita L. Chisholm for receiving the 2003 Columbus Franklin County AFLCIO Girl Scout Award.

WHEREAS, Chiquita L. Chisholm has been a COTA bus driver and active member of Transport Workers Union Local 208 for more than 24 years; and

WHEREAS, Chiquita L. Chisholm has served the community as leader of Girl Scout Troop 1177 and assistant leader of Girl Scout Troop 1244; and

WHEREAS, Chiquita L. Chisholm is currently helping to guide sixteen girls, six who are Juniors and working on their Bronze Awards and two who are Cadets working on their Silver and Gold Awards; and

WHEREAS, Chiquita L. Chisholm has worked to instill a service of community service in her Troop members by ensuring that they perform community service projects such as volunteering at retirement homes, collecting items for the battered women's shelter and collecting coats for homeless adults and children, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council hereby commends Chiquita L. Chisholm for her selection as the 2003 Columbus Franklin County AFL-CIO Girl Scout

Award winner.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to Chiquita L. Chisholm as a token of our esteem.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 068X-03

To declare March 31st to April 6th Crew week and to congratulate the defending U.S. Open Cup Champions.

Whereas, in 1996 Major League Soccer chose Columbus, Ohio as Home" for one of its original ten teams, the COLUMBUS CREW, and Whereas, team members and coaching staff have well represented the City of Columbus both nationally and internationally by exhibiting a high level of skill, determination, confidence, and character, and

Whereas, the skill of the COLUMBUS CREW was witnessed nationwide during the 2002 season with their victory over the Los Angeles Galaxy to win the Lamar Hunt U.S. Open Cup, and

Whereas, the COLUMBUS CREW has worked to strengthen our community by introducing the sport of soccer to countless area youngsters with a variety of public soccer clinics, and

Whereas, the COLUMBUS CREW has provided financial aid and donated soccer equipment in support of youth instructional programs and leagues, and

Whereas, the COLUMBUS CREW will begin their quest for the MLS Championship when the 2003 season begins on April 5th in Columbus Crew Stadium in a nationally televised game against Los Angeles, therefore

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

That this Council declares March 31st to April 6th Crew Week and offers hearty congratulations to the defending U.S. Open Cup Champion COLUMBUS CREW and best wishes for their continued success in the 2003 season.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 069X-03

To endorse the concept of the Central Ohio Planning Exchange and associated principles of regional cooperation.

WHEREAS, communication and cooperation among central Ohio's counties, cities, villages, townships, special districts, the Ohio Department of Transportation and others is increasingly critical as the region prepares for the 500,000 new residents expected by 2025, joining the 1.6 million people already living in the seven-county central Ohio region; and

WHEREAS, we acknowledge that each jurisdiction's actions and decisions affect and impact neighboring communities and others in the central Ohio region; and

WHEREAS, a structure to communicate significant changes in policies, land use, infrastructure, and services will facilitate greater and earlier understanding of such actions and decisions; and

WHEREAS, the City of Columbus is committed to engage in information-sharing with other jurisdictions and agencies to facilitate regional cooperation and, when possible, regional decision-making; therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1 That the City of Columbus commits to participate in an exchange of planning information including comprehensive plans, major infrastructure projects, zoning and subdivision decisions and related matters with other jurisdictions and agencies through the Central Ohio Planning Exchange (COPE) as it becomes available.

Section 2 That the Mid-Ohio Regional Planning Commission (MOREC) will be the home for the development and operation of the Central Ohio Planning Exchange, and the City of Columbus will work with MOREC to develop and refine the COPE.

Section 3 That through the COPE, the City of Columbus reiterates its commitment to the Regional Pledge with particular attention to the following elements:

- Encouraging and supporting a spirit of cooperation among the local governments in a manner that will protect the rights of the individual local governments
- Sharing plans with the entire regional community when adopted
- Supporting and promoting concerted action among the local governments for their mutual benefit and for the welfare of the region as a whole
- Joining and cooperating with other communities to ensure the efficient delivery of public services for the health, safety and general welfare of the region as a whole
- Identifying areas where regional solutions, principles, and approaches can serve all communities regardless of community demographics, boundaries, diversity or differences

Section 4 That this resolution is a voluntary and non-binding declaration of the City of Columbus that acknowledges our desire to be a responsible regional citizen.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 070X-03

To express our gratitude and deep appreciation to A. Richard (Bud) Capretta for his forty years of exceptional service to the people of Columbus and Central Ohio upon his retirement as Court Administrator of Franklin County Municipal Court.

WHEREAS, Bud Capretta began his public service career with the Franklin County Municipal Court on March 25, 1963; and

WHEREAS, Bud Capretta has held the positions of Courtroom Bailiff, Administrative Assistant in the Small Claims Division and Court Administrator; and

WHEREAS, Bud Capretta was the first Administrative Assistant in the Small Claims Court; and

WHEREAS, Bud Capretta's never ending dedication to leadership, commitment and public service has resulted in the creation of the Ohio Association for Court Administration; and

WHEREAS, Bud Capretta's dedication and vast knowledge about court administration will be greatly missed by colleagues throughout Franklin County, the City of Columbus, and the State of Ohio; and

WHEREAS, Bud Capretta is looking forward to spending more time with his wife Nancy, children Cara Raymond, Candace Heichel and

Chad Capretta, and especially his four grandchildren and one grandchild on the way in July: now, therefore
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

That this Council does hereby recognize and congratulate A. Richard (Bud) Capretta for forty years of dedicated service to the Franklin County Municipal Court.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 071X-03

To recognize and congratulate the Lowe's stores of Greater Columbus, district # 0839, for winning a National Award presented by the Home Safety Council.

To recognize and congratulate the Lowe's stores of Greater Columbus, district # 0839, for winning a National Award presented by the Home Safety Council and receiving a 510,000 award to give to our local community charities.

Whereas, Lowe's developed a three phase plan, implemented over six months to address issues pertaining to senior citizens' safety; and

Whereas, Lowe's teamed with the Columbus Health Department and their partners to fight the effects of West Nile Virus by donating 1,250 units of mosquito repellent to our 'at risk' seniors; and

Whereas, Lowe's worked with the Columbus Recreation and Parks Department to facilitate a 'slip and fall' prevention clinic at each of the seven area senior centers; and

Whereas, Lowe's collaborated with area fire departments, community agencies such as Life Care Alliance, and organizations such as the Greater Linden Development Corporation to identify more than 1,000 senior citizen homes in need of free smoke detectors; now therefore,

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

That this Council does hereby congratulate the Lowe's stores of Greater Columbus, district # 0839, and sponsoring partners for their outstanding collaborative efforts.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

RES NO. 072X-03

To express our gratitude and deep appreciation to John R. Doult for his thirty-seven years of exceptional service to the people of Columbus and Central Ohio upon his retirement as Director of the Department of Public Utilities.

WHEREAS, with his retirement on March 31, 2003, John R. Doult is completing a thirty-seven year career of outstanding leadership for the people of Columbus with the Department of Public Utilities; and,

WHEREAS, starting as a civil engineer in 1966 with the Division of Water, John became the Administrator of that Division from 1987 through 1999 where he oversaw and initiated the creation of the Wellfield Protection Code, watershed protection measures, major water system expansions, and at the onset of the 1987-88 drought the Water Beyond 2000 study which is today ensuring safe and abundant drinking water for Columbus and Central Ohio residents for decades to come; and,

WHEREAS, John R. Doult has established an exemplary record as Public Utilities Director since 1999 where he has successfully managed such issues as the turbulent deregulation and electrical pricing volatility with the Division of Electricity, the implementation of a state of the art Customer Service Center, the establishment of new employee productivity programs, the successful adoption by the EPA of the Columbus Sewer Facilities Plan, and innumerable major construction projects such as the Franklinton Flood Wall - all while maintaining high customer satisfaction levels without increasing water and sewer rates for the majority of his tenure; and,

WHEREAS, a few of his awards and accomplishments include the 1987 Columbus Engineer of the Year, the Association of Metropolitan Water Agencies 1994 Wayne S. Nichols Award, the American Society of Civil Engineers 1994 Outstanding Civil Engineer of the Year, the City of Columbus NMA Manager of the Year in 1994 and 1996, and the Columbus Quality of Working Life Award for 2000; and,

WHEREAS, beyond John's many awards and accomplishments what his co-workers and admirers both within and outside of City government have valued and will miss the most are his personal qualities of forthrightness, honesty, integrity and his unique ability to explain and humanize complex engineering issues into direct, understandable actions for the betterment of all Columbus residents;

WHEREAS, as John looks forward to enjoying more time with his family and retirement activities; it is more than fitting for this Council to acknowledge his many contributions to the quality of life of Columbus as well as the affection of his many friends; now, therefore

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

That this Council does hereby express our gratitude and deep appreciation to John R. Doult for his thirty-seven years of exceptional service to the people of Columbus and Central Ohio upon his retirement as Director of the Department of Public Utilities.

Adopted March 31, 2003 Matthew D. Habash, President of Council / Approved April 01, 2003 Michael B. Coleman, Mayor / Attest, Andrea Blevins, Acting City Clerk.

BIDS WANTED - PURCHASING OFFICE

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 04/10/03

BID FOR AUTO BODY REPAIR SUPPLIES

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 APRIL 10, 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 SUPPLIES Solicitation No. SA-000431 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor Finance Director
(03/29/03; 04/05/03)

BID OPENING DATE 04/17/03

BID FOR PURCHASE OF CONVEYOR SYSTEM COMPONENTS

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 April 17, 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: Sewerage & Drainage

Bid for Purchase of Conveyor System Components Solicitation No. SA000426BGB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director
(04/05/03; 04/12/03)

BID FOR PURCHASE OF FAIRBANK-MORSE PUMP 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 April 17, 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: Sewerage & Drainage

Bid for Purchase of Fairbank-Morse Pump Parts Solicitation No. SA000429BGB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director
(04/05/03; 04/12/03)

BID FOR PURCHASE OF EDDY CURRENT DRIVE 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 April 17, 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: Sewerage & Drainage

Bid for Purchase of Eddy Current Drive Parts Solicitation No. SA000427BGB in accordance with specifications on file in the Purchasing Office.
Joel Taylor, Finance Director
(04/05/03; 04/12/03)

BID OPENING DATE 04/24/03

BID FOR TRUCK MOUNTED COMBINATION SEWER CLEANER

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 APRIL 24, 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: SEWERAGE & DRAINAGE

Bid for TRUCK MOUNTED COMBINATION SEWER CLEANER Solicitation No. SA-000432 GRW in accordance with specifications on file in the Purchasing Office.
Joel Taylor, Finance Director
(04/05/03; 04/12/03; 04/19/03)

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 04/15/03

AMERICAN ADDITION PARK IMPROVEMENTS

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, April 15, 2003, and publicly opened and read immediately thereafter for: American Addition Park Improvements

The work for which proposals are invited consists of the installation of asphalt path, 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) 64-5765 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 BNTJRE Project Manual Specifications containing the Proposal must be submitted in a sealed envelope marked "American Addition Park Improvements."
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 & Parks Department

(03/29/03; 04/05/03)

BID OPENING DATE 04/22/03

BID FOR CUSTODIAL SERVICES FOR THE MUNICIPAL COURT BUILDING, 375 SOUTH HIGH STREET, COLUMBUS, OHIO

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 22, 2003 and publicly opened and read at the hour and place for CUSTODIAL

SERVICES FOR THE MUNICIPAL COURT BUILDING, 375 SOUTH HIGH STREET, COLUMBUS, OHIO.

A pre-bid meeting will be held Thursday, April 10, 2003 at 10:00 am., at the Municipal Court Building, 375 South High Street, Court Room 10A, Columbus, Ohio 43215. The work for which bids are invited consist of a full service custodial contract for the Municipal Court Building. A walk through will take place alter the pre-bid meeting. An additional walk through will also take place Thursday, April 17, 2003.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Monday, April 7, 2003. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00.

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: CUSTODIAL SERVICES FOR THE MUNICIPAL COURT BUILDING, 375 SOUTH HIGH STREET, COLUMBUS, OHIO.

**FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.
CONTRACT PERFORMANCE AND PAYMENT BOND**

A contract performance and payment bond of 50 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 specification are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614)645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614)645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614)645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 120 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

LINDA K. PAGE, DIRECTOR, PUBLIC SERVICE DEPARTMENT

JOHNNY B. SCALES, ADMINISTRATOR, DIVISION OF FACILITIES MANAGEMENT

(04/05/03)

**PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL (RFP)
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)**

**PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL
COLUMBUS RECREATION AND PARKS DEPARTMENT**

Proposals will be received at the Columbus Recreation and Parks Department Administrative Annex, 200 Greenlawn Avenue, Columbus, OH 43223, until 5:00 P.M., April 13, 2003 for:

Construction Management Services - North Bank Park

Five (5) copies of each proposal are required for submittal.

Consultant shall provide construction management services for the development of North Bank Park as outlined in the scope of services.

Project Budget: \$13,400,000. Project budget includes all construction costs, architectural and engineering fees, permit fees, testing, etc.

The format for procurement of these services will be per Section 329.14 of the Columbus City Code. Evaluation criteria shall include, but need not be limited to, the following: (1) the competence of the offeror to perform the required service as indicated by the technical training, education and experience of the offeror's personnel who would be assigned to perform the work; (2) the quality and feasibility of the offeror's technical proposal; (3) the ability of the offeror to perform the required service competently and expeditiously as indicated by the offeror's workload and the availability of necessary personnel, equipment and facilities; (4) past performance of the offeror as reflected by the evaluations of the City agency, other City agencies and other previous clients of the offeror with respect to such factors as quality of work, success in controlling costs, and success in meeting deadlines; and (5) the cost or pricing structure of the offeror's proposal.

Interested firms should apply to the Recreation and Parks Department with the following information:

1. Firm name, address, telephone number and contact person.
2. Year established.
3. Types of services for which it is qualified.
4. Names of principals in the firm with professional registrations.
5. Names and experience of key personnel assigned to this project.
6. Outside consultants, if any, who will be used on this project.
7. MBE/FBE participation in the project.
8. List of completed projects of similar nature with contact person for each.
9. City of Columbus Contract Compliance Certification Number or copy of completed application.
10. Estimate of all fees for the work along with billing rates for the key personnel involved.

RFP Information Packet for this project is available from 8 A.M. to 5 P.M., Monday through Friday, beginning Monday, April 7, 2003, at the Administrative Annex, 200 Greenlawn Avenue, Columbus, OH 43223.

All questions regarding the submittal should be directed to Alan D. McKnight, Recreation and Parks Department, 614-645-3310. E-mail: admcknight@columbus.gov.

All consultants will be subject to the provisions of the City of Columbus, Contract Compliance Program regarding equal employment opportunity.

Jerry Saunders, President Recreation and Parks Commission

Wayne A. Roberts, Executive Director Recreation and Parks Department

(04/05/03)

**ADVERTISEMENT
PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL (REP)
PUBLIC ACCESS SERVICES**

In compliance with the City of Columbus Procurement Code Section 329.09, the City of Columbus Department of Technology will engage a qualified contractor to manage the operation of the City's public access cable television channel.

The Request for Proposal advertised is the result of an informal information process conducted in January and February 2003. Those individuals or groups who responded to an earlier Request for Information on February 20, 2003, must obtain a copy of this advertised RFP and respond accordingly in order to be considered for a potential contract. Response to the earlier RFI is not a pre-requisite for responding to this RFP.

Sealed proposals for providing administration and management of programming services, for the public access cable channel as provided for in Chapter 595 (Community Antenna Television Systems) of the Columbus City Codes will be received by the Chair, Columbus Area Cable Television Advisory Commission or a designee for the Commission at Columbus City Hall, 90 West Broad Street until 11:00 A.M. local time, Friday, April 25, 2003. The City or the Commission will not be responsible for late mail or other deliveries. Envelopes must be plainly marked: RESPONSE TO REQUEST FOR PROPOSAL: PUBLIC ACCESS CABLE TELEVISION CHANNEL SERVICES FOR THE CITY OF COLUMBUS

Copies of the Request for Proposal can be requested after April 7, 2003, from The Division of Telecommunications, Room 329/331, City Hall, and 90 West Broad Street, Columbus, Ohio 43215. Attention: Mary Nordstrom (phone: 645-8400).

The right is reserved by the City to reject any and all bids and to award contracts by parts or groups of parts.

By order of the Director of the Department of Technology, City of Columbus, Ohio.

(04/05/03; 04/12/03)

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 3:00 p.m. and May through October at 3:30, 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 4
February 25	March 4
March 25	April 1
May 6	May 13
May 27	June 3
June 24	July 1
July 29	August 5
August 26	September 2
September 24	October 7
November 4	November 11
November 26	December 2

(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)

**NOTIFICATION OF PUBLIC HEARING
ADULT ENTERTAINMENT ORDINANCE
5:30 P.M.
THURSDAY, APRIL 10, 2003
CITY COUNCIL CHAMBERS, 2ND FLOOR
CHAIR: COUNCIL MEMBER MICHAEL C. MENDEL**

Speaker slips will be available during the meeting for those who would like to provide public comment. The first twelve speakers to sign-up to speak will get a chance to offer their comments.

(04/05/03)

**PROPERTY MAINTENANCE APPEALS BOARD
Monday, April 14, 2003
1:00 PM - 757 Carolyn Avenue
Hearing Room**

1. Approval of March 10, 2003 meeting minutes
2. Case Number PMA-0004

Appellant:	Emeka Anyadoh
Property:	1104 EAST 16TH AVENUE
Inspector:	Jeff Hann

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 at 645-5884 or TDD 645-3293.

(04/05/03; 04/12/03)

**MEETING NOTICE
ITALIAN VILLAGE COMMISSION**

The regular meeting of the Italian Village Commission will be held on Tuesday, April 15, 2003, at 6:15p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-6821. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6802.

(04/05/03; 04/12/03)

**MEETING NOTICE
HISTORIC RESOURCES COMMISSION**

The regular meeting of the Historic Resources Commission will be held on Thursday, April 17, 2003, at 6:15 p.m. in the Community Training Center, 109 N. Front Street, ground floor. Copies of the agenda may be obtained by calling 645-8040. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6802.

(04/05/03; 04/12/03)

**AGENDA
GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO
APRIL 15, 2003**

The City Graphics commission will hold a public hearing on TUESDAY, APRIL 15, 2003 at 4:15:00 PM in the First Floor Hearing Room, Building and Development Services Section, 757 Carolyn Avenue.

The City Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15 of the City Codes.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building and Development Services Section is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please call 614-645-6373 or TDD 614-645-3293.

1. ODS No.: 03320-00001
 Location: 6075 EMERALD PARKWAY, 43016, located on the west side of Emerald Pkwy., approximately 218 ft. north of Tuttle Rd.
 Area Comm./Civic: None
 Existing Zoning: L-C-4, Commercial
 Request: Special Permit
 3375.12, Graphics requiring graphics commission approval. To permit the installation of an 8 ft. tall, internally-illuminated ground sign at an off-premises location.
 Proposed Use: To install an off-premises ground sign in conjunction with an on-premises ground sign.
 Applicant: Tuttle Road, L.P., 495 S. High St., Columbus, Ohio 43215
 Property Owner: Steak & Shake, Inc., P.O. Box 1600, Rowlett, Texas 75030
 Attorney/Agent: Jeffrey L. Brown, 37 W. Broad St., Suite 725, Columbus, Ohio 43215

2. ODS No.: 03320-00005
 Location: 2121 VELMA AVENUE, 43211, located at the southwest corner of 1-71 and Velma Ave.
 Area Comm./Civic: None
 Existing Zoning: R-4, Residential
 Request: Miscellaneous Permit
 3375.12, Graphics requiring graphics commission approval.
 To permit the installation of interchangeable banners to display the date and time of upcoming home soccer games.
 Proposed Use: To permit the display of promotional banners.
 Applicant: Crew Soccer Stadium, L.L.C. 77 Nationwide Blvd., Columbus, Ohio 43215
 Property Owner: State of Ohio Exposition Commission, 717 E. 17th Ave., Columbus, Ohio 43211
 Attorney/Agent: Jeffrey L. Brown; do Smith & Hale, 37 W. Broad St., Suite 725, Columbus, Ohio 43215

3. ODS No.: 03320-00004
 Location: 1690 CLARA STREET, 43211, located on the east side of Clara St., approximately 160 ft. south of E. 17th Ave.
 Area Comm./Civic: None
 Existing Zoning: M, Manufacturing
 Request: Variance & Special Permit
 3377.16, Motorist services use ground signs.
 To grant a special permit to the overall height of an on-premises motorist services use ground sign and to grant a special permit for a permanent off-premises motorist services ground sign.
 3378.01, General provisions.
 To permit the erection of an off-premises, motorist services ground sign in conjunction with an on-premises motorist services use ground sign.
 Applicant: Andy Pate, 1700 Clara Ave., Columbus, Ohio 43211
 Proposed Use: To grant a variance to the height of a ground sign and to grant a special permit for the erection of a permanent, off-premises ground sign.
 Property Owner: State of Ohio, 77 N. High St., Columbus, Ohio 43215
 Attorney/Agent: Tad Lamb; c/o DaNite Sign Company, 1640 Harmon Ave., Columbus, Ohio 43223

4. ODS No.: 03320-00003
 Location: 6861 CLEVELAND AVENUE, 43081, located at the northwest corner of Schrock Rd. & Cleveland Ave.
 Area Comm./Civic: None
 Existing Zoning: C-S, Commercial
 Request: Graphics Plan
 3375.12, Graphics requiring graphics commission approval.

- To adopt a graphics plan for a gas station/convenience store.
- Proposed Use: To adopt a graphics plan for a gas station with a convenience store.
 Applicant: Marathon-Ashland Petroleum, L.L.C., 539 5. Main St., Findlay, Ohio 45840
 Property Owner: Speedway/SuperAmerica, L.L.C., 539 5. Main St., Findlay, Ohio 45840
 Attorney/Agent: Jeffrey L. Brown; do Smith & Hale, 37 W Broad St., Suite 725, Columbus, Ohio 43215
5. ODS No.: 03320-00002
 Location: 1402 HARRISBURG PIKE, 43223, located on the east side of Harrisburg Pk., approximately 617 ft. north of Big Tree Drive.
 Area Comm./Civic: None
 Existing Zoning: C-4, Commercial Graphics Plan
 Request: 3375.12, Graphics requiring graphics commission approval
 To adopt a graphics plan for a fast-food restaurant.
 Proposed Use: To adopt a graphics plan for a restaurant.
 Applicant: G.P.D. Associates; do Kira Kabo, 520 5. Main St., Akron, Ohio 44311
 Property Owner: James Wilson, 3012 Dresden St., Columbus, Ohio 43224
 Attorney/Agent: Jeffrey L. Brown; do Smith & Hale, 37 W. Broad St., Suite 725, Columbus, Ohio 43215
- (04/05/03; 04/12/03)**

**AGENDA
 COLUMBUS BUILDING COMMISSION
 APRIL 15, 2003
 1:00P.M.
 757 CAROLYN AVENUE
 HEARING ROOM - LOWER LEVEL**

1. APPROVAL OF FEBRUARY 18,2003 MEETING MINUTES
2. ADJUDICATION ORDER – A/O2003-012JFB
 Address: 41 S. High - 33~ & 34th Fl.
 Applicant: Garlikoy Companies
 Owner: Huntington Center Associates
 Appeal: Request for variance to permit third Temporary Certificate of Occupancy (TCO) thru and Including April 28, 2003.
3. ADJUDICATION ORDER – A/O2003-013FR
 Address: 96 W. Kenworth
 Applicant: Edward J. Wojniak
 Owner: Edward J. Wojniak.
 Appeal: Request for variance to ORC 1999 Section 305.1 Minimum Height.
 Ceiling height in basement is currently 6'4".
4. ITEMS FROM THE FLOOR (as approved by the Board)

A sign Language Interpreter, to "sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

(04/05/03; 04/12/03)

**FACTORS FORM FOR PROJECTS ESTIMATED TO COST LESS THAN OR EQUAL TO \$20K
 QUALIFICATION AND RESOURCE FACTORS PROPOSED FOR THIS PROJECT**

REQUIRED INFORMATION – PRINT OR TYPE YOUR RESPONSES

This section must be entirely completed. In addition, the affidavit must be signed by authorized personnel and notarized for this bid to be considered. Failure to provide the requested information with a signed, notarized affidavit may result in the rejection of your bid proposal.

This section of the bid document will provide evidence to the City of Columbus Project owner that the contractor is compliant with Columbus City Code Chapter 329.

As part of the bid submitted in response to the solicitation for this project, the bidder is required to provide evidence of the bidder's responsibility, experience, skill and financial standing to successfully satisfy the requirements and specifications herein. The detailed information can be provided on the forms herein, or on sheets clearly marked as attachments. If necessary, the City may make other such investigations to determine the ability of the bidder to perform the work. The bidder shall furnish to the City or its representative all such information and data for this purpose as the City or its representative may request

The bidder and all subcontractors engaged on this project shall comply with the requirements of Chapter 329 of the Columbus City Codes, 1959 and regulations promulgated by the City. The bidder is required to complete the attached affidavit wherein the bidder certifies that the responses contained herein are true for the bidder, and the submittal requirements and considerations herein shall apply to the bidder and any subcontractors of the bidder. The bidder's affidavit shall apply even if the subcontractor is unknown/unspecified at the date and time the bid is due, or if the subcontractor is added or is replacing an existing subcontractor during the project work. The affidavit must be signed, notarized and submitted with the bid at the date and time the bid is due in order for the bid to be considered for an award recommendation.

If a bidder engages subcontractors in order to provide any of the necessary construction trade licenses/certificates to perform the work for this project, the bidder is required to identify those subcontractors in section M-5. Upon notice that a bidder is selected to receive a contract, the bidder shall provide information on all subcontractors, on a form prescribed by the City, within 10 days of the contract award notice.

EVALUATION METHOD

The City will award a contract(s) to the bidder submitting the overall lowest responsive, responsible and best bid in the best interest of the City of Columbus. When determining the bid award, the City shall consider mandatory, creditable, resource, history and experience factors. Unless otherwise stated herein, all factors shall apply equally to the bidder and all subcontractors for this project.

TIER I - MANDATORY FACTORS These requirements must be met for the bid to receive consideration. Note that if there are requirements elsewhere in these bid specifications, they must be satisfied in order for the bid to receive consideration for award.

M-1 Responsive bidder: A bidder must be responsive to be considered for the award of this project.

The definition of a "Responsive Bidder" is a bidder who has submitted a bid that conforms in all material respects to the requirements set forth in an invitation for bids.

Have you completed and signed the bidder affidavit regarding Qualification and Resource Factors?

yes no

Have you signed and checked your bid to determine that you have met all of the requirements in this section and any other part of the specifications contained herein?

yes no

M-2 City Taxes Paid: The City requires that the bidder and proposed subcontractor(s) be compliant with City of Columbus taxes on payroll and net profits.

Is the bidder compliant with City taxes on payroll and net profits (i.e. no obligation past due?)

yes no

Note that if the bidder's taxes on payroll and net profits are not applicable (due or paid) to the City of Columbus, the correct response is "yes."

M-3 Financial Statement Available: The City requires access to financial statements on a limited basis. If required, the City will only view the bidder's financial statement. It will not become a part of the bid, or subsequent contract, or considered a public record.

Will the bidder make the company's audited financial statement for the most recently completed fiscal year available to the City upon request?

yes no

M-4 Debarment: The City requires that a bidder and any proposed subcontractor(s) be not currently debarred from doing business with a government-contracting agency.

Is the bidder currently debarred from doing business with any government-contracting agency?

yes no

If yes, please list the government contracting agency(ies) from which the proposed contractor(s) is barred from doing business, and the date on which the debarment expires:

GOVERNMENT CONTRACTING AGENCIES	DEBARMENT EXPIRATION DATE

If the above table is blank, have you attached this information?

yes no

M-5 Construction Trades Licenses/Certificates Required: The bidder is required to provide a workforce with the licenses/certificates for the construction trades required to complete this Project. Where the employees with construction trades licenses/certificates are not employed directly by the bidder but are being provided by subcontractors in order to provide any of the necessary licenses/certificates to perform the work for this project, those subcontractors must be identified within this section of the bid at the date and time the bid is due.

Does the bidder agree to provide a workforce that includes all of the personnel who hold valid applicable licenses/certifications for the construction trades necessary to perform the work to satisfactorily complete this Project?

yes no

MANDATORY FACTORS (continued)

Does the bidder propose to engage subcontractors to comply with M-5 (above)?

yes no

If yes, list the all of the subcontractors that will be engaged to provide such personnel.

SUBCONTRACTOR COMPANY NAMES (required information)

If the above table is blank, have you attached this information?

yes no

M-6 Contract Compliance: The City requires that the bidder and all proposed subcontractors must hold a valid contract compliance number or have attached completed application (s) to the bid submittal.

The City of Columbus Equal Business Opportunity Commission Office (EBOCO) Executive Director grants Contract Compliance Certification. All bidder(s) and subcontractor(s) that do not have a contract compliance number or include an application to secure a contract compliance number with the bid may be deemed non-responsive and not be considered for the bid award.

Does the bidder and each subcontractor company listed in M-5 (above) have a City of Columbus contract compliance certification number or an application attached to the bid?

yes no

Companies with expired contract compliance certification numbers will be given seven business days after the bid submittal date to update their contract compliance information. If the contract compliance information has not been updated after seven business days the bid will be deemed non-responsive and will no longer be considered.

Contract compliance certification generally expires after three years, however, you are advised to confirm the status of your certification prior to submitting this bid. To check the status of your compliance certification, please contact the EBOCO staff at 614-645-5448. To obtain a contract compliance application, contact the EBOCO staff or retrieve the document from the EBOCO website at www.eboco.ci.columbus.oh.us/contract.

TIER I - EVALUATION RESULTS: In addition to satisfying other requirements specified in this bid, bidders that are determined responsive to these mandatory factors shall be considered for further evaluation under Tier II - Creditable Factors.

TIER II - CREDITABLE FACTORS (329.08) These factors may mathematically lower the evaluated bid price for the purposes of determining the "lowest bid."

C-1 Local Business credit A local bidder shall receive credit equal to five (5) percent of the lowest bid submitted by a non-local bidder, where bids do not exceed twenty thousand dollars (\$20,000.00.)

The definition of a "Local Business" according to the City of Columbus Code is:

An individual or business entity: (1) whose principal place of business is located within the corporation limits of the city of Columbus or the county of Franklin as registered in official documents filed with the Secretary of State, state of Ohio, or Franklin County recorder's office; or (2) who holds a valid vendor's license which indicates that its place of business is located within the corporation limits of the city of Columbus or county of Franklin.

Does the bidder (only) meet this definition of "local business?"

yes no

C-2 Local Workforce credit A bidder with a local workforce shall receive credit equal to one and twenty five hundredths (1.25) percent of the lowest bid submitted, where bids do not exceed twenty thousand dollars (\$20,000.00.)

The definition of a "Local Workforce" for the purpose of this bid solicitation shall be:

The bidder draws its (proposed for this Project) employees mainly (51%) from Columbus, Franklin County or counties contiguous to Franklin County. Note: see Appendix A. Franklin and Contiguous Counties' Zip Codes for applicable "local" zip codes.

Does the bidder's workforce for this project meet this definition of "local workforce?"

yes no

CREDITABLE FACTORS (continued)

C-3 Quality Training Contractor credit A bidder who provides quality training shall receive credit equal to one and twenty five hundredths (1.25) percent of the lowest bid submitted, where bids do not exceed twenty thousand dollars (\$20,000.00.)

The definition of a "Quality Training Contractor" for the purpose of this bid solicitation shall be: A proposed contractor(s) whose employees graduated from or participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available.

Does the bidder meet the definition of "Quality Training Contractor?"

- yes no

C-4 Health Insurance Provided credit* A bidder who provides health insurance shall receive credit equal to one and twenty five hundredths (1.25) percent of the lowest bid submitted, where bids do not exceed twenty thousand dollars (\$20,000.00.)

The definition of "Health Insurance Provided" for the purpose of this bid shall mean that the employer pays directly, or through an agent, a portion of a premium on behalf of its employees (proposed to work on this Project) into a health insurance program with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain his/her own health insurance on the open market, specifically does not meet the acceptable definition.

Does the bidder provide employees health insurance in accordance with the definition?

- yes no

If yes, please indicate percentage paid by

EMPLOYER PAYS	%	EMPLOYEE PAYS	%
---------------	---	---------------	---

If yes, provide the names, addresses and telephone numbers of the plan administrators as well as the names and telephone numbers of their respective contact people. (Attach additional documentation if necessary.)

NAME OF PLAN/PROVIDER:		
CONTACT NAMES	ADDRESSES	TELEPHONE #

If the above table is blank, have you attached this information?

- yes no

C-5 Retirement or Pension Plan Provided credit* A bidder who provides a retirement or pension plan shall receive credit equal to one and twenty five hundredths (1.25) percent of the lowest bid submitted, where bids do not exceed twenty thousand dollars (\$20,000.00.)

The definition of "Retirement or Pension Plan Provided" for the purpose of this bid shall mean that the employer, on behalf of its employees (proposed to work on this Project), contributes directly, or through an agent, into a retirement or pension plan with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain his/her own retirement or pension plan on the open market, specifically does not meet the acceptable definition.

Does the bidder provide their employees a retirement or pension plan in accordance with the definition?

- yes no

If yes, please indicate percentage paid by

EMPLOYER PAYS	%	EMPLOYEE PAYS	%
---------------	---	---------------	---

If the above section is blank, have you provided an attachment?

- yes
- no

TIER II EVALUATION RESULTS: All bidders that submitted a bid price that is now evaluated to be within 10% of the lowest responsive bid submitted are to be considered "relatively equivalent bids." All relatively equivalent bids shall be considered for further evaluation under Tier III History Factors, Tier IV Experience and Resource Factors.

After the application of the mandatory and creditable factors; the history, experience and resource factors are also considered by the City of Columbus to determine the responsible and best bidder in the best interest of the City of Columbus for the purposes of this Project.

The definition of "Responsible Bidder" according to the City of Columbus Code is:

A bidder who has the capability, capacity, facilities, equipment and personnel needed to fully perform the contract requirements, and the experience, integrity, reliability and credit which will assure good faith performance of the contract requirements and compliance with any minority business enterprise, female business enterprise, and equal business opportunity programs or good faith efforts to comply with such programs adopted by the city of Columbus.

The definition of "Best Bidder" according to the City of Columbus Code is:

The bidder who, considering all factors set forth [in this chapter] connected with the contract being bid on is, on the whole, the bidder whom economy dictates will be best for the public.

After considering the history, experience and resource factors, the City shall award the contract to the lowest, responsive, responsible, and best bidder in the best interest of the City of Columbus.

TIER III - HISTORY AND EXPERIENCE FACTORS

HE-1 City of Columbus Affirmative Action Compliance: Within the last three (3) years, the bidder and all proposed subcontractors must be and have been in compliance with affirmative action programs which the city is required by law to enforce in connection with funds expended under the procurement contract(s.) Will your company make a good faith effort to comply with the Equal Business Opportunity program adopted by the City of Columbus?

Note: The Equal Business Opportunity program information is available from the City of Columbus Equal Business Opportunity Commission Office (EBOCO) (614) 645-4764.

Does the bidder have a record of noncompliance with this requirement?

- yes
- no

If yes, please provide details such as the year, circumstances related to non-compliance? Also include the name and telephone number of the contact.

If yes, and the above table is blank, have you provided an attachment?

- yes
- no

HE 2 Affirmative Action Programs Compliance: Within the last three (3) years the bidder and all proposed subcontractors must be and have been in compliance with all federal, state and local affirmative action programs during their existence.

The definition for "Compliance with Affirmative Action Programs" means that neither the bidder nor all proposed subcontractors have been cited for failure to conform to federal, state, and local affirmative action requirements.

Does the bidder have a record of noncompliance with this requirement?

- yes
- no

If yes, please provide details such as the year, circumstances related to non-compliance? Also include the name and telephone number of the contact.

HISTORY AND EXPERIENCE FACTORS (continued)

If yes, and the above table is blank, have you provided an attachment?
 yes no

HE-3 Successful claims against performance bonds

Does the bidder have a record of any paid claims against the bidder's performance bonds secured on public improvement construction projects within the last three (3) years?
 yes no

If yes, please provide details such as the year, circumstances and dollar amounts of the claim(s), including whether the public project owner or the surety paid the claim? Also include the name and telephone number of the contact that collected the claim.

If yes, and the above table is blank, have you provided an attachment?
 yes no

HE-4 Successful claims for liquidated damages

Does the bidder have a record of any liquidated damages paid within the last three (3) years by the contractor to the public improvement or private construction project owner(s)?
 yes no

If yes, please provide details such as the year, circumstances and dollar amounts of the claim(s). Also include the name and telephone number of the contact that collected the liquidated damages.

If yes, and the above table is blank, have you attached this information?
 yes no

HE-5 Principals History and Experience

Do the principals of the bidder or any of their principal employees to be assigned to this Project have a record, within the last three (3) years, of being convicted of fraud, collusion, or other violations of law related to the enforcement of any contract obligations?
 yes no

HISTORY AND EXPERIENCE FACTORS (continued)

If yes, and the above table is blank, have you attached this information?
 yes no

HE -8 Safety Compliance - OSHA

Does the bidder have a record of any "Willful" or "Serious" Occupational Health and Safety Administration (OSHA) violations within the last three (3) years?
 yes no

If yes, provide a detailed list (from most current to most former) of the violations and the proposed contractor(s) current status with these violations and any penalty that may have been levied as the result of the violations.

If yes, and the above table is blank, have you attached this information?
 yes no

HE-9 Safety Compliance – Health and Safety Plans

Does the bidder have a health and safety plan that is compliant with current OSHA standards?
 yes no

If asked, will the bidder provide a copy of their on-site safety plan?
 yes no

If asked will the bidder provide a copy of his/her OSHA 200-300 log (up to three years) under OSHA – 29 CFR 1904?
 yes no

HE-10 Safety Compliance – Bureau of Workers Compensation (BWC)
Experience Modification Rating (EMR)

Does the bidder qualify for a BWC EMR?
 yes no

If yes, please provide your rating:

If yes, please provide the EMR for this current year and for the two most recent prior years:

EMR for:	CURRENT YEAR	LAST YEAR	YEAR BEFORE LAST
Name of Home State:			
Interstate			
Other State Name:			
Other State Name:			

If the above table is blank, have you attached this information?
 yes no

HE –11 Health Compliance - EPA

Does the bidder have a record of any Environmental Protection Agency (EPA) violations within the last three (3) years?
 yes no

HISTORY AND EXPERIENCE FACTORS (continued)

HISTORY AND EXPERIENCE FACTORS (continued)

If yes, provide a detailed list (from most current to most former) of the violations and the proposed contractor(s) current status with these violations and any penalty that may have been levied as the result of the violations.

If yes, and the above table is blank, have you attached this information?
 yes no

HE-12 – Completed Projects List three (3) most recent and similar projects completed (from most current completion date to least current completion date.) You may include projects where the bidder and subcontractor were subcontractors.

No applicable projects for bidder or proposed subcontractors

1. Most recently completed similar project:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**	
ORIGINAL CONTRACT \$AMOUNT		CONTACT PERSON TELEPHONE NUMBER	
FINAL CONTRACT \$AMOUNT		\$AMOUNT OF CHANGE ORDERS	
ORIGINAL COMPLETION DATE EXPECTED		FINAL COMPLETION DATE (FINAL PAYMT RECEIVED)	
QUANTITY OF CHANGE ORDERS		REASONS FOR CHANGE ORDERS	LIST BELOW:
DESCRIPTION OF CHANGE ORDER		REASON	
DESCRIPTION OF CHANGE ORDER		REASON	
DESCRIPTION OF CHANGE ORDER		REASON	
DESCRIPTION OF CHANGE ORDER		REASON	
DESCRIPTION OF CHANGE ORDER		REASON	
DESCRIPTION OF CHANGE ORDER		REASON	
DESCRIPTION OF CHANGE ORDER		REASON	
WAS THERE AN OPERATIONAL DEMONSTRATION REQUIREMENT?		WAS THE OPERATIONAL DEMONSTRATION REQUIREMENT MET?	
WAS THERE A SUBSTANTIAL COMPLETION DATE SET?		WAS THE SUBSTANTIAL COMPLETION DATE MET?	
WAS THERE A PUNCH LIST ISSUED AND COMPLETED AFTER THE COMPLETION DATE?		IS THERE ANY ITEM ON THE PUNCH LIST STILL IN DISPUTE? PLEASE EXPLAIN.	

If the above table is blank, have you attached this information?
 yes no

RESOURCE FACTORS (continued)

R-4 Safety Personnel

Provide the name and telephone number of your assigned safety professional:

Company name	Safety Professional Name	Telephone Number

If the above table is blank, have you attached this information?

yes no

Provide the name and telephone number of your on-site/local safety competent professional:

Company name	On-site Safety Professional Name	Telephone Number

If the above table is blank, have you attached this information?

yes no

R-5 Current Projects

By dollar amount (from largest to smallest), list the top five (5) current public or private projects currently in progress for bidder and/or subcontractors. You may include projects where the bidder and subcontractor are subcontractors.

No applicable projects for bidder or proposed subcontractors

1. Top project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

R-5 Current Projects (continued)

2. Second highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

RESOURCE FACTORS (continued)

3. Third highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

4. Fourth highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

R-5 Current Projects (continued)

5. Fifth highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

**The owner contact person should be the individual most familiar with the project activities and works in progress, not simply a receptionist

TIER III AND IV EVALUATION RESULTS: In addition to other requirements specified, after considering these history, experience and resource factors, the City shall award the contract to the lowest, responsive, responsible, and best bidder in the best interest of the City of Columbus.

END OF THIS SECTION

APPENDIX A of QUALIFICATION AND RESOURCE FACTORS

FRANKLIN AND CONTIGUOUS COUNTIES ZIP CODES

Contiguous counties include: Delaware, Fairfield, Licking, Madison, Pickaway, and Union

43001	43040	43086	43154	43219	43267	43150
43002	43041	43093	43156	43220	43268	43153
43004	43046	43102	43157	43221	43269	43155
43007	43051	43103	43162	43222	43271	43164
43008	43055	43105	43163	43223	43272	43344
43013	43057	43109	43201	43224	43285	43272
43015	43058	43110	43202	43226	43286	43285
43016	43061	43112	43203	43227	43287	43286
43017	43062	43113	43204	43228	43291	43287
43018	43064	43116	43205	43229	43299	43291
43021	43065	43117	43206	43230	43721	43299
43023	43066	43119	43207	43231	43740	43721
43025	43067	43123	43209	43232	43003	43740
43026	43068	43125	43210	43234	43045	43003
43027	43069	43126	43211	43235	43074	43045
43029	43071	43136	43212	43236	43054	43074
43030	43073	43137	43213	43240	43056	43054
43031	43074	43140	43214	43251	43080	43056
43032	43077	43143	43215	43253	43107	43080
43033	43081	43146	43216	43260	43130	43107
43035	43082	43147	43217	43265	43145	
43036	43085	43151	43218	43266	43148	

QUALIFICATION AND RESOURCE FACTORS

BIDDER'S AFFIDAVIT

The undersigned, as an authorized company official, certifies that the foregoing responses in the section of this bid proposal entitled "Qualification and Resource Factors Proposed for this Project" are true and correct and accurately identify and explain the operation of

(company name)

The undersigned, as an authorized company official, also certifies that the foregoing submittal requirements and considerations herein apply equally to any subcontractor of the bidder.

The undersigned, acknowledges that any material misrepresentation will be grounds for rejection of the bid proposal. The undersigned agrees to permit access to any relevant and pertinent reports and documents to verify responses in the section of this bid proposal entitled "Qualification and Resource Factors Proposed for this Project."

Company official's signature and title:

Signature

Date

Printed name and title

A NOTARY PUBLIC MUST WITNESS SIGNATURE OF COMPANY OFFICIAL

State of _____

County of _____

Sworn before me and subscribed in my presence on this ____ day of _____ 20__

The affiant did state that he/she was properly authorized to execute the affidavit and did so of his/her own free will.

State Seal

Notary Public
My commission Expires _____

(04/05/03; 04/12/03)

**FACTORS FORM FOR PROJECTS ESTIMATED TO COST MORE THAN \$20K
QUALIFICATION AND RESOURCE FACTORS PROPOSED FOR THIS PROJECT**

REQUIRED INFORMATION – PRINT OR TYPE YOUR RESPONSES

This section must be entirely completed. In addition, the affidavit must be signed by authorized personnel and notarized for this bid to be considered. Failure to provide the requested information with a signed, notarized affidavit may result in the rejection of your bid proposal.

This section of the bid document will provide evidence to the City of Columbus Project owner that the contractor is compliant with Columbus City Code Chapter 329.

As part of the bid submitted in response to the solicitation for this project, the bidder is required to provide evidence of the bidder's responsibility, experience, skill and financial standing to successfully satisfy the requirements and specifications herein. The detailed information can be provided on the forms herein, or on sheets clearly marked as attachments. If necessary, the City may make other such investigations to determine the ability of the bidder to perform the work. The bidder shall furnish to the City or its representative all such information and data for this purpose as the City or its representative may request.

The bidder and all subcontractors engaged on this project shall comply with the requirements of Chapter 329 of the Columbus City Codes, 1959 and regulations promulgated by the City. The bidder is required to complete the attached affidavit wherein the bidder certifies that the responses contained herein are true for the bidder, and the submittal requirements and considerations herein shall apply to the bidder and any subcontractors of the bidder. The bidder's affidavit shall apply even if the subcontractor is unknown/unspecified at the date and time the bid is due, or if the subcontractor is added or is replacing an existing subcontractor during the project work. The affidavit must be signed, notarized and submitted with the bid at the date and time the bid is due in order for the bid to be considered for an award recommendation.

If a bidder engages subcontractors in order to provide any of the necessary construction trade licenses/certificates to perform the work for this project, the bidder is required to identify those subcontractors in section M-5. Upon notice that a bidder is selected to receive a contract, the bidder shall provide information on all subcontractors, on a form prescribed by the City, within 10 days of the contract award notice.

EVALUATION METHOD

The City will award a contract(s) to the bidder submitting the overall lowest responsive, responsible and best bid in the best interest of the City of Columbus. When determining the bid award, the City shall consider mandatory, creditable, resource, history and experience factors. Unless otherwise stated herein, all factors shall apply equally to the bidder and all subcontractors for this project.

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M-1 Responsive bidder: A bidder must be responsive to be considered for the award of this project.

The definition of a "Responsive Bidder" is a bidder who has submitted a bid that conforms in all material respects to the requirements set forth in an invitation for bids.

Have you completed and signed the bidder affidavit regarding Qualification and Resource Factors?

yes no

Have you signed and checked your bid to determine that you have met all of the requirements in this section and any other part of the specifications contained herein?

yes no

M-2 City Taxes Paid: The City requires that the bidder and proposed subcontractor(s) be compliant with City of Columbus taxes on payroll and net profits.

Is the bidder compliant with City taxes on payroll and net profits (i.e. no obligation past due?)

yes no

Note that if the bidder's taxes on payroll and net profits are not applicable (due or paid) to the City of Columbus, the correct response is "yes."

M-3 Financial Statement Available: The City requires access to financial statements on a limited basis. If required, the City will only view the bidder's financial statement. It will not become a part of the bid, or subsequent contract, or considered a public record.

Will the bidder make the company's audited financial statement for the most recently completed fiscal year available to the City upon request?

yes no

M-4 Debarment: The City requires that a bidder and any proposed subcontractor(s) be not currently debarred from doing business with a government-contracting agency.

Is the bidder currently debarred from doing business with any government-contracting agency?

yes no

MANDATORY FACTORS (continued)

If yes, please list the government contracting agency(ies) from which the proposed contractor(s) is barred from doing business, and the date on which the debarment expires:

GOVERNMENT CONTRACTING AGENCIES	DEBARMENT EXPIRATION DATE

If the above table is blank, have you attached this information?

- yes no

M-5 Construction Trades Licenses/Certificates Required: The bidder is required to provide a workforce with the licenses/certificates for the construction trades required to complete this Project. Where the employees with construction trades licenses/certificates are not employed directly by the bidder but are being provided by subcontractors in order to provide any of the necessary licenses/certificates to perform the work for this project, those subcontractors must be identified within this section of the bid at the date and time the bid is due.

Does the bidder agree to provide a workforce that includes all of the personnel who hold valid applicable licenses/certifications for the construction trades necessary to perform the work to satisfactorily complete this Project?

- yes no

Does the bidder propose to engage subcontractors to comply with M-5 (above)?

- yes no

If yes, list the all of the subcontractors that will be engaged to provide such personnel.

SUBCONTRACTOR COMPANY NAMES (required information)

If the above table is blank, have you attached this information?

- yes no

M-6 Contract Compliance: The City requires that the bidder and all proposed subcontractors must hold a valid contract compliance number or have attached completed application (s) to the bid submittal.

The City of Columbus Equal Business Opportunity Commission Office (EBOCO) Executive Director grants Contract Compliance Certification. All bidder(s) and subcontractor(s) that do not have a contract compliance number or include an application to secure a contract compliance number with the bid may be deemed non-responsive and not be considered for the bid award.

Does the bidder and each subcontractor company listed in M-5 (above) have a City of Columbus contract compliance certification number or an application attached to the bid?

- yes no

Companies with expired contract compliance certification numbers will be given seven business days after the bid submittal date to update their contract compliance information. If the contract compliance information has not been updated after seven business days the bid will be deemed non-responsive and will no longer be considered.

Contract compliance certification generally expires after three years, however, you are advised to confirm the status of your certification prior to submitting this bid. To check the status of your compliance certification, please contact the EBOCO staff at 614-645-5448. To obtain a contract compliance application, contact the EBOCO staff or retrieve the document from the EBOCO website at www.eboco.ci.columbus.oh.us/contract.

TIER I - EVALUATION RESULTS: In addition to satisfying other requirements specified in this bid, bidders that are determined responsive to these mandatory factors shall be considered for further evaluation under Tier II - Creditable Factors.

TIER II - CREDITABLE FACTORS (329.09) These factors may mathematically lower the evaluated bid price for the purposes of determining the "lowest bid." Note that the total credit available for bids shall not exceed the maximum credit of \$100,000.00.

C-1 Local Business credit A local bidder shall receive credit equal to one (1) percent of the lowest bid submitted by a non-local bidder, where bids exceed twenty thousand dollars (\$20,000.00) not to exceed a maximum credit of \$20,000.00.

The definition of a "Local Business" according to the City of Columbus Code is:

An individual or business entity: (1) whose principal place of business is located within the corporation limits of the city of Columbus or the county of Franklin as registered in official documents filed with the Secretary of State, state of Ohio, or Franklin County recorder's office; or (2) who holds a valid vendor's license which indicates that its place of business is located within the corporation limits of the city of Columbus or county of Franklin.

Does the bidder (only) meet this definition of "local business?"

- yes
- no

C-2 Local Workforce credit A bidder with a local workforce shall receive credit equal to one (1) percent of the lowest bid submitted, where bids exceed twenty thousand dollars (\$20,000.00) not to exceed a maximum credit of \$20,000.00.

The definition of a "Local Workforce" for the purpose of this bid solicitation shall be:

The bidder draws its (proposed for this Project) employees mainly (51%) from Columbus, Franklin County or counties contiguous to Franklin County. Note: see Appendix A. Franklin and Contiguous Counties' Zip Codes for applicable "local" zip codes.

Does the bidder's workforce for this project meet this definition of "local workforce?"

- yes
- no

C-3 Quality Training Contractor credit A bidder who provides quality training shall receive credit equal to one (1) percent of the lowest bid submitted, where bids exceed twenty thousand dollars (\$20,000.00) not to exceed a maximum credit of \$20,000.00.

The definition of a "Quality Training Contractor" for the purpose of this bid solicitation shall be: A proposed contractor(s) whose employees graduated from or participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available.

Does the bidder meet the definition of "Quality Training Contractor?"

- yes
- no

C-4 Health Insurance Provided credit A bidder who provides health insurance shall receive credit equal to one (1) percent of the lowest bid submitted, where bids exceed twenty thousand dollars (\$20,000.00) not to exceed a maximum credit of \$20,000.00.

The definition of "Health Insurance Provided" for the purpose of this bid shall mean that the employer pays directly, or through an agent, a portion of a premium on behalf of its employees (proposed to work on this Project) into a health insurance program with a bona fide plan administrator. Note that simply providing additional wages directly to the employee such that the employee then must obtain his/her own health insurance on the open market, specifically does not meet the acceptable definition.

Does the bidder provide employees health insurance in accordance with the definition?

- yes
- no

If yes, please indicate percentage paid by

EMPLOYER PAYS	%	EMPLOYEE PAYS	%
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If the above table is blank, have you attached this information?

yes no

TIER II EVALUATION RESULTS: All bidders that submitted a bid price that is now evaluated to be within 10% of the lowest responsive bid submitted are to be considered "relatively equivalent bids." All relatively equivalent bids shall be considered for further evaluation under Tier III History Factors, Tier IV Experience and Resource Factors.

After the application of the mandatory and creditable factors; the history, experience and resource factors are also considered by the City of Columbus to determine the responsible and best bidder in the best interest of the City of Columbus for the purposes of this Project.

The definition of "Responsible Bidder" according to the City of Columbus Code is:

A bidder who has the capability, capacity, facilities, equipment and personnel needed to fully perform the contract requirements, and the experience, integrity, reliability and credit which will assure good faith performance of the contract requirements and compliance with any minority business enterprise, female business enterprise, and equal business opportunity programs or good faith efforts to comply with such programs adopted by the city of Columbus.

The definition of "Best Bidder" according to the City of Columbus Code is:

The bidder who, considering all factors set forth [in this chapter] connected with the contract being bid on is, on the whole, the bidder whom economy dictates will be best for the public.

After considering the history, experience and resource factors, the City shall award the contract to the lowest, responsive, responsible, and best bidder in the best interest of the City of Columbus.

TIER III - HISTORY AND EXPERIENCE FACTORS

HE-1 City of Columbus Affirmative Action Compliance: Within the last three (3) years, the bidder and all proposed subcontractors must be and have been in compliance with affirmative action programs which the city is required by law to enforce in connection with funds expended under the procurement contract(s.) Will your company make a good faith effort to comply with the Equal Business Opportunity program adopted by the City of Columbus?

Note: The Equal Business Opportunity program information is available from the City of Columbus Equal Business Opportunity Commission Office (EBOCO) (614) 645-4764.

Does the bidder have a record of noncompliance with this requirement?

yes no

If yes, please provide details such as the year, circumstances related to non-compliance? Also include the name and telephone number of the contact.

If yes, and the above table is blank, have you provided an attachment?

yes no

HE 2 Affirmative Action Programs Compliance: Within the last three (3) years the bidder and all proposed subcontractors must be and have been in compliance with all federal, state and local affirmative action programs during their existence.

The definition for "Compliance with Affirmative Action Programs" means that neither the bidder nor all proposed subcontractors have been cited for failure to conform to federal, state, and local affirmative action requirements.

Does the bidder have a record of noncompliance with this requirement?

yes no

If yes, please provide details such as the year, circumstances related to non-compliance? Also include the name and telephone number of the contact.

Empty rectangular box at the top of the page.

HISTORY AND EXPERIENCE FACTORS (continued)

If yes, and the above table is blank, have you provided an attachment?

yes no

HE-3 Successful claims against performance bonds

Does the bidder have a record of any paid claims against the bidder's performance bonds secured on public improvement construction projects within the last three (3) years?

yes no

If yes, please provide details such as the year, circumstances and dollar amounts of the claim(s), including whether the public project owner or the surety paid the claim? Also include the name and telephone number of the contact that collected the claim.

Table with 7 empty rows for providing details of claims.

If yes, and the above table is blank, have you provided an attachment?

yes no

HE-4 Successful claims for liquidated damages

Does the bidder have a record of any liquidated damages paid within the last three (3) years by the contractor to the public improvement or private construction project owner(s)?

yes no

If yes, please provide details such as the year, circumstances and dollar amounts of the claim(s). Also include the name and telephone number of the contact that collected the liquidated damages.

Table with 7 empty rows for providing details of liquidated damages.

If yes, and the above table is blank, have you attached this information?

yes no

HE-5 Principals History and Experience

Do the principals of the bidder or any of their principal employees to be assigned to this Project have a record, within the last three (3) years, of being convicted of fraud, collusion, or other violations of law related to the enforcement of any contract obligations?

yes no

HISTORY AND EXPERIENCE FACTORS (continued)

If yes, please provide details such as the name(s) of the principal(s), year, record of convictions and the principal's current status with regard to any penalty levied as the result of conviction.

If yes, and the above table is blank, have you attached this information?

yes no

HE-6 Debarment

Does the bidder have a record of debarment from doing business with any government-contracting agency, within the last three (3) years?

yes no

If yes, please list the government-contracting agency(ies) from which the bidder and proposed subcontractor(s) were barred from doing business, and the date on which the debarment expired:

GOVERNMENT CONTRACTING AGENCIES	DEBARMENT EXPIRATION DATE

If no, and the above table is blank, have you attached this information?

yes no

HE-7 Labor/Compensation Compliance

Does the bidder have a record of violations within the last three (3) years for any of the following items?

A. Fair Labor Standards Act?

yes no

B. Prevailing Wage Laws?

yes no

C. Unemployment Compensation Laws?

yes no

D. Workers Compensation Laws?

yes no

Note: Attach a copy of current Ohio Bureau of Workers Compensation Certificates.

If your response was "yes" to any of these Labor/Compensation factors, please provide a detailed list of the violations for each factor, the year and the bidder's and proposed subcontractor(s) current status with these violations and any penalty that may have been levied as the result of the violations.

--

HISTORY AND EXPERIENCE FACTORS (continued)

If yes, and the above table is blank, have you attached this information?

yes no

HE -8 Safety Compliance - OSHA

Does the bidder have a record of any “Willful” or “Serious” Occupational Health and Safety Administration (OSHA) violations within the last three (3) years?

yes no

If yes, provide a detailed list (from most current to most former) of the violations and the proposed contractor(s) current status with these violations and any penalty that may have been levied as the result of the violations.

If yes, and the above table is blank, have you attached this information?

yes no

HE-9 Safety Compliance – Health and Safety Plans

Does the bidder have a health and safety plan that is compliant with current OSHA standards?

yes no

If asked, will the bidder provide a copy of their on-site safety plan?

yes no

If asked will the bidder provide a copy of his/her OSHA 200-300 log (up to three years) under OSHA – 29 CFR 1904?

yes no

HE-10 Safety Compliance – Bureau of Workers Compensation (BWC)
Experience Modification Rating (EMR)

Does the bidder qualify for a BWC EMR?

yes no

If yes, please provide your rating:

--

If yes, please provide the EMR for this current year and for the two most recent prior years:

EMR for:	CURRENT YEAR	LAST YEAR	YEAR BEFORE LAST
Name of Home State:			
Interstate			
Other State Name:			
Other State Name:			

RESOURCE FACTORS (continued)

If the above table is blank, have you attached this information?

yes no

Provide the name and telephone number of your on-site/local safety competent professional:

Company name	On-site Safety Professional Name	Telephone Number

If the above table is blank, have you attached this information?

yes no

R-5 Current Projects

By dollar amount (from largest to smallest), list the top five (5) current public or private projects currently in progress for bidder and/or subcontractors. You may include projects where the bidder and subcontractor are subcontractors.

No applicable projects for bidder or proposed subcontractors

1. Top project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

R-5 Current Projects (continued)

2. Second highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

3. Third highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

RESOURCE FACTORS (continued)

4. Fourth highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

R-5 Current Projects (continued)

5. Fifth highest project by dollar amount:

COMPANY NAME		PROJECT MANAGER NAME	
PROJECT NAME/TITLE		PROJECT OWNER	
LOCATION/CITY		OWNER CONTACT PERSON NAME**& TELEPHONE NUMBER	
ORIGINAL CONTRACT \$AMOUNT		ORIGINAL COMPLETION DATE EXPECTED	

If the above table is blank, have you attached this information?

yes no

****The owner contact person should be the individual most familiar with the project activities and works in progress, not simply a receptionist**

TIER III AND IV EVALUATION RESULTS: In addition to other requirements specified, after considering these history, experience and resource factors, the City shall award the contract to the lowest, responsive, responsible, and best bidder in the best interest of the City of Columbus.

END OF THIS SECTION

APPENDIX A of QUALIFICATION AND RESOURCE FACTORS

FRANKLIN AND CONTIGUOUS COUNTIES ZIP CODES

Contiguous counties include: Delaware, Fairfield, Licking, Madison, Pickaway, and Union

43001	43040	43086	43154	43219	43267	43150
43002	43041	43093	43156	43220	43268	43153
43004	43046	43102	43157	43221	43269	43155
43007	43051	43103	43162	43222	43271	43164
43008	43055	43105	43163	43223	43272	43344
43013	43057	43109	43201	43224	43285	43272
43015	43058	43110	43202	43226	43286	43285
43016	43061	43112	43203	43227	43287	43286
43017	43062	43113	43204	43228	43291	43287
43018	43064	43116	43205	43229	43299	43291
43021	43065	43117	43206	43230	43721	43299
43023	43066	43119	43207	43231	43740	43721
43025	43067	43123	43209	43232	43003	43740
43026	43068	43125	43210	43234	43045	43003
43027	43069	43126	43211	43235	43074	43045
43029	43071	43136	43212	43236	43054	43074
43030	43073	43137	43213	43240	43056	43054
43031	43074	43140	43214	43251	43080	43056
43032	43077	43143	43215	43253	43107	43080
43033	43081	43146	43216	43260	43130	43107
43035	43082	43147	43217	43265	43145	
43036	43085	43151	43218	43266	43148	

QUALIFICATION AND RESOURCE FACTORS
BIDDER'S AFFIDAVIT

The undersigned, as an authorized company official, certifies that the foregoing responses in the section of this bid proposal entitled "Qualification and Resource Factors Proposed for this Project" are true and correct and accurately identify and explain the operation of

(company name)

The undersigned, as an authorized company official, also certifies that the foregoing submittal requirements and considerations herein apply equally to any subcontractor of the bidder.

The undersigned, acknowledges that any material misrepresentation will be grounds for rejection of the bid proposal. The undersigned agrees to permit access to any relevant and pertinent reports and documents to verify responses in the section of this bid proposal entitled "Qualification and Resource Factors Proposed for this Project."

Company official's signature and title:

Signature

Date

Printed name and title

A NOTARY PUBLIC MUST WITNESS SIGNATURE OF COMPANY OFFICIAL

State of _____

County of _____

Sworn before me and subscribed in my presence on this ____ day of _____ 20 ____

The affiant did state that he/she was properly authorized to execute the affidavit and did so of his/her own free will.

State Seal

Notary Public
My commission Expires _____

(04/05/03; 04/12/03)

TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE

Code	Ordinance	2002	Page	Subject
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.
To repeal and reenact Columbus City Code Chapters 3351, 3353 and 3355.	0236-03	10	3004	To repeal and reenact Columbus City Code Chapters 3351, 3353, 3355, dealing with allowable uses in the C1, C-2, C-3 and C-4 Commercial Zoning Districts of the city of Columbus, in order to update these chapters; to separate C-4 commercial uses out from the C-3 commercial uses found in Chapter 3355 and to create a new chapter 3356 for the C-4 Commercial uses.
To amend section 4109.09 of the Columbus City Codes	0457-03	13	3186	To amend section 4109.09 of the Columbus City Codes, 1959, in order to require a permit to be obtained prior to the securing of any building and structure that has been declared unsafe as allowed by the Columbus building Code (Title 41); and to declare an emergency.