

Columbus City Bulletin



**Bulletin 15
April 12, 2003**



Proceedings of City Council

Vol. LXXXVIII

Saturday, April 12, 2003

NO. 15

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 11 MONDAY, APRIL 7, 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, 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.

Maryellen O'Shaughnessy was absent for meeting on 04/07/03.

APPOINTMENTS

The following was hereby appointed to serve on the Central Ohio Transit Authority Board: Tom Lussenhop term expiring February 28, 2006.

DEFEATED LEGISLATION

1296-95 To amend Chapter 729 of the Columbus City Codes relating to Community Noise and to declare an emergency. (04/07/03)

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, APRIL 7 2003:**New Type: D5J**

To: George T V LLC
99 W Nationwide Blvd
Columbus Ohio 43215

New Type: C1, C2

To: Parsons Ave Marathon Inc
DBA Marathon
665 Parsons Ave
Columbus Ohio 43205

Transfer Type: C1, C2

To: Guru Prasad Inc
DBA Smiths Market
2432 Sullivant Ave
Columbus Ohio 43204
From: Gor & Sons Inc
DBA Smiths Market
2432 Sullivant Ave 1st Fl
Columbus Ohio 43204

Transfer Type: D1, D2, D3, D3A

To: Out R Inn Inc
22 east Frambes Ave
Columbus Ohio 43201
From: Excalibur club Inc
DBA Excalibur Club
6223-25 Sunderland Dr & Patio
Columbus Ohio 43229
Gary L Jones ESQ

Transfer Type: C2, C2X, D6

To: Rabee Inc
DBA Parsons Avenue Food Max
1776 Parsons Ave
Columbus Ohio 43207
From: Misali Inc
DBA Parsons Avenue Food Max
1770-76 Parsons Ave 1st Fl
Columbus Ohio 43207

Transfer Type: D4

To: Army Navy Garrison 2001
DBA Army Navy Garrison 2001
3070 Fisher Rd
Columbus Ohio 43204
From: Army Navy Garrison 2001
DBA Army Navy Garrison 2001
2224 Eakin Rd
Columbus Ohio 43204

ORDINANCES

ORD NO. 0424-03

To rezone 3255 MCKINLEY AVENUE (43204), being 18.6± acres located on the west side of McKinley Avenue, 205± feet south of Trabue Road, From: R, Rural District, To: M-2, Manufacturing District.

WHEREAS, application #Z02-031 is on file with the Building Services Division of the Department of Development requesting rezoning of 18.6± acres from R, Rural District, to M-2, Manufacturing District; and

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

WHEREAS, the City Departments recommend Approval of said zoning change because the proposal complies with the land use recommendations of the McKinley Avenue Corridor Plan (2000), which recommends, "Preserve the current mix of manufacturing and industrial uses through retention of the Manufacturing (M) zoning classification." The requested M-2, Manufacturing District would permit manufacturing comparable to the previous LI, Limited Industrial zoning district in Franklin County and compatible with the development pattern of the area, now, therefore:

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

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

3255 MCKINLEY AVENUE (43204), being 18.6± acres located on the west side of McKinley Avenue, 205± feet south of Trabue Road, and being more particularly described as follows:

**DESCRIPTION OF 18.596 ACRES OF LAND LOCATED
ON THE SOUTH SIDE OF TRABUE ROAD AND ON THE
WEST SIDE OF MCKINLEY AVENUE IN
THE CITY OF COLUMBUS, COUNTY OF FRANKLIN,
STATE OF OHIO**

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Virginia Military Survey No. 530 and containing 18.596 acres of land, more or less, said 18.596 acres of land being out of the following tracts of land:

0.292 acre out of that 0.408 acre tract of land described as PARCEL ONE in above said deed to Angelo J. Dallas, Trust, of record in Instrument No. 199804100085907;

3.323 acres out of that 3.31 acre tract of land described as PARCEL FIVE in the deed to Angelo J. Dallas, Trust, of record in Instrument No. 199804100085907;

1.383 acres out of that 1.477 acre tract of land described as Exhibit A, in the deed to Joseph S. Dallas and Angelo J. Dallas, Trust, of record in Instrument No. 200103260060487;

0.722 acre out of the tract described as FIRST TRACT, in the deed to Joseph S. Dallas and Angelo J. Dallas, Trust, of record in Instrument No. 200103260060485;

0.340 acre out of the tract described as SECOND TRACT in the deed to Joseph S. Dallas and Angelo J. Dallas, Trust, of record in Instrument No. 200103260060485;

12.661 acres out of that 13.40 acre tract of land described in the deed to Dallas Mobile Home Village, Inc. of record in Deed Book 2606, Page 331, all being found in the Recorder's Office, Franklin County, Ohio;

Beginning, for reference, at a Franklin County Monument (F.C.G.S. # 4433) found at the intersection of the easterly right-of-way line of McKinley Avenue extended and the centerline of Trabue Road (County Road 27); thence S66°35'35"W, with the centerline of said Trabue Road, a distance of 70.46 feet to a P.K. nail found; thence S56°12'25"E, with the original westerly right-of-way line of said McKinley Avenue, a distance of 205.01 feet to a 5/8-inch (I.D.) iron pipe found at a northeasterly corner of that 0.2103 acre tract of land described in the deed to The Franklin County Commissioners, of record in Instrument No. 200207100169721, Recorder's Office, Franklin County, Ohio; thence S40°14'35"W, with a northerly line of said 0.2103 acre tract, a distance of 54.74 feet to a 3/4-inch (I.D.) iron pipe found at the true point of beginning, said point being in the new westerly right-of-way line of said McKinley Avenue, the same being the northeasterly corner of the residue of said 0.408 acre tract described as PARCEL ONE, and being the southeasterly corner of the residue of that 0.342 acre tract of land described in the deed to Spyros Sevis and Phyllis Sevis, of record in Official Record 23323D01, Recorder's Office, Franklin County, Ohio;

Thence, from said true point of beginning, S65°43'12"E, with the easterly line of said residue of 0.408 acre tract, with the easterly line of the residue of said 3.31 acre tract of land described as PARCEL FIVE, with the westerly line of said 0.2103 acre tract, and with said new right-of-way line of McKinley Avenue, a distance of 199.98 feet to a 3/4-inch (I.D.) iron pipe set at a point of curvature;

Thence, with said new right-of-way line of McKinley Avenue, with the arc of a curve to the right, having a radius of 1402.39 feet, a central angle of 0801310411 and a chord that bears S61°36'40"E, a chord distance of 200.97 feet to a 3/4-inch (I.D.) iron pipe set; having a radius of 1402.39 feet, a central angle of 0801310411 and a chord that bears S61°36'40"E, a chord distance of 200.97 feet to a 3/4-inch (I.D.) iron pipe set;

Thence S57°30'08"E, with the easterly line of said residue of 3.31 acre tract and with said new right-of-way line of McKinley Avenue, a distance of 109.65 feet to a 3/4-inch (I.D.) iron pipe set at a point of tangency;

Thence S56°12'48"E, with the easterly line of said residue of 3.31 acre tract and with said westerly right-of-way line of McKinley Avenue, a distance of 121.10 feet to a 3/4-inch (I.D.) iron pipe set at the southeasterly corner of said residue of 3.31 acre tract, the same being the northeasterly corner of the residue of said 13.40 acre tract of land, said iron pipe being in the northerly line of a proposed 0.328 acre tract of land to be deeded to The Franklin County Commissioners,;

Thence, S67°27'22"W, with the northerly line of said 0.328 acre tract, a distance of 5.13 feet to a 3/4-inch (I.D.) iron pipe set;

Thence S36°15'13"E, with the westerly right-of-way line of said McKinley Avenue, and crossing the residue of said 13.40 acre tract, a distance of 360.61 feet to a 3/4-inch (I.D.) iron pipe set in the southerly line of the residue of said 13.40 acres, the same being in the northerly line of that 23.48 acre tract of land described in the deed to the City of Columbus, of record in Deed Book 3357, Page 215, Recorder's Office, Franklin County, Ohio;

Thence, S66°30'07"W, with the southerly line of the residue of said 13.40 acres and with the northerly line of said 23.48 acres, a distance of 1584.84 feet to a 2" iron pipe found at the southwesterly corner of the residue of said 13.40 acre tract, the same being the northwesterly corner of said 23.48 acre tract and being in the easterly right-of-way line of Consolidated Rail Corporation, (railroad right-of-way 100 feet in width), of record in Deed Book 3714, Page 97, Recorder's Office, Franklin County, Ohio;

Thence N39°19'40"W, with the easterly right-of-way line of said Consolidated Rail Corporation, with the westerly line of the residue of said 13.40 acre tract and with the westerly line of said 1.18 acre tract of land described as FIRST TRACT, passing a 3/4-inch (I.D.) iron pipe found at a distance of 330.78 feet, a total distance of 538.95 feet to a 3/4-inch (I.D.) iron pipe found at a northerly corner of said 1.18 acre tract, the same being in the easterly right-of-way line of said Consolidated Rail Corporation and being in a southerly line of that 0.739 acre tract of land described in the deed to

Elaine Decker, of record in Instrument No.199707020037973, Recorder's Office, Franklin County, Ohio; _

Thence, S68°23'40"E, with a northerly line of said 1.18 acre tract, a distance of 70.00 feet to a 3/4-inch (I.D.) iron pipe set at the southwesterly corner of that 1.095 acre tract of land described in the deed to Shirley and Viola Lepore, of record in Deed Book 2909, Page 604, Recorder's Office, Franklin County, Ohio;

Thence S79°35'53"E, with a northerly line of said 1.18 acre tract, with the southerly line of said 1.095 acre tract, a distance of 94.14 feet to a 3/4-inch (I.D.) iron pipe set at the southwesterly corner of that 1.0 acre tract of land described in the deed to Mary Dippolito, of record in Deed Book 3511, Page 414, Recorder's Office, Franklin County, Ohio;

Thence S84°53'16"E, with a northerly line of said 1.18 acre tract and with the southerly line of said 1.0 acre Dippolito tract, a distance of 76.79 feet to a 3/4-inch (I.D.) iron pipe found;

Thence N75°00'57"E, with a northerly line of said 1.18 acre tract and with a southerly line of that 2.0 acre tract of land described in the deed to John Baljak, of record in Instrument No.200012080248782, Recorder's Office, Franklin County, Ohio, a distance of 62.27 feet to a 3/4-inch (I.D.) iron pipe found;

Thence N72°1'1'46"E, with a northerly line of said 1.18 acre tract and with a southerly line of said 2.0 acre Baljak tract, a distance of 65.28 feet to a 3/4-inch (I.D.) iron pipe found;

Thence N66°46'01"E, with the northerly line of said 1.18 acre tract of land and with the southerly lines of the following eight (8) tracts of land:

1. that 1.0 acre tract of land described in the deed to Jennie Lee Nistelbeck, of record in Official Record 7319B01
2. that 1.0 acre tract of land described in the deed to Joseph A. Castoriano and Rebecca T. Castoriano, of record in Instrument Number 199903030054023
3. that 1.0 acre tract of land described in the deed to Joseph S. Dallas and Angelo J. Dallas, Trust, of record in Instrument No. 200103260060482;
4. that 1.0 acre tract described in the deed to Ethel M. Quint, of record in Instrument No. 199812160325221;
5. that 2.0 acre tract of land described in the deed to Durma B. Shaffer, et al, of record in Deed Book 3257, Page 670;
6. that 1.0 acre tract of land described in the deed to Joseph S. Dallas and Kerma L. Dallas, of record in Official Record 10907B19;
7. that 3.0 acre tract of land described in the deed to Richard A. Capuano, of record in Instrument No.200001120008581;
8. that 1.5 acre tract of land described in the deed to Anthony J. Tiberi and Margherita A. Filichia, of record in Official Record 20545B15;

all above records found in the Recorder's Office, Franklin County, Ohio, crossing a 5/8-inch diameter solid iron pin at a distance of 634.38 feet, a total distance of 729.58 feet to a 3/4-inch (I.D.) iron pipe set in the northerly line of said 1.18 acre tract, at the southeasterly corner said 1.5 acre tract and at the southwesterly corner of the residue of said 1.477 acre tract of land;

Thence N23°30'22"W, with the easterly line of said 1.5 acre tract and with the westerly line of said residue of 1.477 acre tract, a distance of 636.65 feet to a 5/8-inch diameter rebar found at an angle point in the new southerly right-of-way line of said Trabue Road;

Thence N73°09'25"E, crossing said residue of 1.477 acre tract and with said new southerly right-of-way line of Trabue Road, a distance of 88.36 feet to a 5/8-inch diameter rebar found in the easterly line of said residue of 1.477 acres, the same being in the westerly line of that 0.273 acre tract of land described in the deed to Spyros Sevis and Phyllis Sevis, of record in Official Record 23323D01, Recorder's Office, Franklin County, Ohio;

Thence S23°1'6'05"E, with an easterly line of said residue of 1.477 acre tract and with the westerly line of said 0.273 acre tract, a distance of 50.17 feet to a 3/4-inch (I.D.) iron pipe set;

Thence N66°35'35"E, with a southerly line of said 0.273 acre tract, a distance of 9.40 feet to a 3/4-inch (I.D.) iron pipe set at a northeasterly corner of said residue of 1.477 acre tract, the same being the northwesterly corner of said Spyros Sevis 0.342 acre tract;

Thence S23°1'9'55"E, with an easterly line of said residue of 1.477 acre tract of land and with a westerly line of said 0.342 acre tract of land, a distance of 108.70 feet to a 3/4-inch (I.D.) iron pipe set in the easterly line of said residue of 1.477 acre tract, the same being a northwesterly corner of said 0.408 acre tract of land described as PARCEL ONE;

Thence N57°11'15"E, with a northerly line of said 0.408 acre tract and with a southerly line of said 0.342 acre tract, a distance of 119.57 feet to a 3/4-inch (I.D.) iron pipe set;

Thence N40°34'27"E, with a northerly line of said 0.408 acre tract and with a southerly line of said 0.342 acre tract, a distance of 7.27 feet to the true point of beginning and containing 18.596 acres of land, more or less.

We hereby state that the foregoing information was prepared from information obtained from an actual field survey conducted by Bauer, Davidson & Merchant, Inc. in October and November of 2002.

The bearings in the above description correspond to the bearing of N66°35'35"E, as calculated for the centerline of Trabue Road, from Franklin County Monuments (F.C.G.S) No.4433 and No.4434.

**To Rezone From: R, Rural District,
To: M-2, Manufacturing District**

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

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0425-03

To rezone 5486 NORTH HAMILTON ROAD (43054), being 2.5± acres located on the east side of North Hamilton Road, 850± feet south of Preserve Boulevard, From: L-C-2, Limited Commercial District, To: L-C-4, Limited Commercial District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because buyer contract to purchase the property is contingent upon successful re-zoning, which needs to be completed no later than 4/15/03 prior to the 30-day referendum period) for the preservation of the public health, peace, property, safety, and welfare; now therefore

WHEREAS, application #Z02-087 is on file with the Building Services Division of the Department of Development requesting rezoning of

2.5± acres from L-C-2, Limited Commercial District, to L-C-4, Limited Commercial District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-C-4, Limited Commercial District would allow for the development of a retail tire sales and service facility. The limitation text provides use restrictions and development standards that are consistent with the Northland Development Standards and surrounding L-C-4 zoning districts now, therefore:

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

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

5486 NORTH HAMILTON ROAD (43054), being 2.5± acres located on the east side of North Hamilton Road, 850i feet south of

Preserve Boulevard, and being more particularly described as follows:

LEGAL DESCRIPTION

Situated in the State of Ohio, county of Franklin, City of Columbus (formerly, Township of Plain), being located in Quarter Township 3, Township 2, Range 16, United States Military Lands and bounded and described as follows:

Being at an angle point in the existing City of Columbus corporation line, as established, by Ordinance No. 1158-78 and of record in Miscellaneous Record 170, Page 268, said point also being the northeasterly corner of the D.C.B. corporation 2.367 acre tract (of record in Instrument No.199807100172993), the southeasterly corner of the Thomas L. Price, Trustee 7.622 acre tract, the southeasterly corner of the Austin Land co. 38.599 acre tract and the northwesterly corner of the Austin Land co. 24.989 acre tract;

thence southerly, along said existing City of Columbus corporation line and along the westerly line of said Austin Land co. 24.989 acre tract, a distance of approximately 145 feet to the northeasterly corner of the Kevin M. and Thomas J. Donley 1.633 acre tract;

thence westerly, along the northerly line of said Kevin M. and Thomas J. Donley 1.633 acre tract and crossing Hamilton Road, a distance of approximately 742 feet to a point in the City of Columbus corporation line as established by Ordinance No.2208-87 and of record in Official Record 10763H10;

thence northerly, along said existing City of Columbus corporation line, a distance of approximately 145 feet to a point at the intersection of said corporation line, with the existing City of Columbus corporation line as established by Ordinance No.380-98 and of record in Instrument No.199804060080604;

thence easterly, along the southerly line of the Thomas L. Price, Trustee .05 acre tract, 4.39 acre tract and 7.622 acre tract and along the existing City of Columbus corporation line (Ordinance Nos. 1158-78 and 380-98) and said line extended westerly across Hamilton Road, a distance of approximately 742 feet to the point of beginning, containing approximately 2.5 acres.

**To Rezone From: L-c-2, Limited Commercial District,
To: L-c-4, Limited Commercial District District.**

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

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "LIMITATION TEXT," signed by Andrew D. Madison, Agent for the Applicant, dated January 29, 2003, and reading as follows:

LIMITATION TEXT

Proposed District: L-C-4
 Property Address: 5486 N. Hamilton Road, Columbus, OH 43054
 Owner: DCB Corporation
 Applicant: Andrew D. Madison, c/o RS Garek Associates, Ltd. 464 E. Main Street, Columbus, OH 43215
 Date of Text: January 29, 2003
 Application Number: Z02-087

I. Introduction

The subject property is approx. 2.5 acres of vacant land, located on the east side of N. Hamilton Road, between Morse Road to the south, and Rt. 161 to the north. The property is currently zoned LC-2. Current zoning was granted in 1999. Properties bordering the site include:

- To the north, vacant land zoned LC-4
- To the south, a rental property zoned R
- To the east, a housing project zoned PU D-6
- To the west, across Hamilton Road, LC-4

II. Permitted Uses

Unless otherwise indicated within this Limitation Text, the permitted uses for this site are contained in Section 3355.02 (C-4) of the Columbus Zoning Code. The following uses are excluded from this site:

Adult book store, adult motion picture theater, or adults only entertainment establishment, automobile salesroom, bowling alley, book bindery, cabaret, custom shop, dance hall, fish market, job printing, private club, new and secondhand car lot, night club, plumbing shop, poolroom, public parking garage, skating rink, stable, supermarket, testing or experimental laboratory, upholstery sales and shop, and billboard sign.

The proposed use is for a tire repair/retail store.

III. Development Standards

Unless otherwise indicated within this Limitation Text, the applicable development standards for this site are contained in Section 3355.03 of the Columbus City Zoning Code, except for stricter limitations set forth herein.

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

1. The setback along Hamilton Road shall be no less than forty (40) feet for parking and maneuvering areas and no less than sixty (60) feet for all buildings.
2. After completion of construction, there shall be a maximum of eighty (80%) percent lot coverage (building and parking).
3. A five (5') foot parking setback on the north and south lot lines.

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

All circulation, curb cuts and access points shall be subject to the approval of the Division of Transportation.

1. Hamilton Road curb access shall be provided by the property owner immediately adjoining to the north, as per approved re-zoning #Z97-094 and as stated in said Limitation Text: "One full service curb cut shall be permitted along Hamilton Road. Such full service curb cut shall be located along the southern terminus of this property. Applicant/Developer shall provide for cross egress and

ingress easement from this full service curb cut to the parcel immediately adjoining to the south."

2. Applicant shall install a four (4') foot wide pedestrian sidewalk within the eventual right-of-way of Hamilton Road along the entire frontage of the property along Hamilton Road. In addition, applicant shall install a four (4') wide pedestrian sidewalk from the parking area connecting to the aforementioned Hamilton Road sidewalk.

3. Applicant shall dedicate to the City of Columbus an area sufficient for a sixty (60') foot right-of-way from the centerline of Hamilton Road.

4. Applicant shall build a planned twenty (20') foot north-south access road on the eastern half of the property, allowing multiple property linkage between Preserve Road to Thompson Road.

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

1. From the east edge of the Hamilton Road right-of-way, a forty (40) foot green space corridor shall be established.

Landscaping within the forty (40) foot green space corridor shall be based on the following standard:

a. within the forty (40) foot green space corridor, there shall be a three (3) foot high continuous uniform earthen mound and a four (4) board (54 inch high) white board fence except for areas of ingress and egress roadways. The mound shall have a minimum 1:8 slope that will begin at the right-of-way. The mound will also have 1:4 maximum slope on the opposite side, which will begin approximately twelve (12) feet from the setback line and have an approximate width of four (4) feet.

b. Two rows of ornamental trees shall be planted within the green space corridor at an approximate spacing of fifteen (15) feet on centers both ways. The first row of trees shall be planted twenty (20) feet from the right-of-way. Trees may be planted in pairs or staggered.

2. All parking areas along Hamilton Road shall have headlight screening with a minimum height of 36 inches measured from the elevation of the nearest section of the adjacent parking area. Headlight screening shall be in the form of earthen mounding.

3. All major entries shall be demarked by utilizing the fencing and landscape material noted in C-1 above.

4. Tree planting shall be required within site parking and service areas. The number of trees required shall be determined by the following applicable ratios of total inches of tree caliper (minimum of 2 1/2 inch caliper per tree) to total site coverage by buildings and pavement.

a. 0-20,000 square feet: 6 inches of trunk size plus one inch additional for every 4,000 square feet of total site coverage by buildings and pavement.

b. 20,001-100,000 square feet: 10 inches of trunk size plus one inch additional for every 4,000 square feet of total site coverage by buildings and pavement over 20,001 square feet.

c. Over 100,000 square feet: 20 inches of trunk size plus one inch additional for every 6,500 square feet of total site coverage by buildings and pavement over 100,000 square feet.

5. At least 50% of required tree planting shall be integrated within parking or service areas. Existing trees of three inch caliper or greater may offset 2/3 of this requirement.

6. Landscape islands are required within parking lots and shall be provided at a rate of 5 square feet of landscaped area per 100 square feet of vehicular use area.

7. Minimum tree size shall be no less than 2 1/2 inch caliper for street and/or shade trees, 4 feet to 6 feet in height for evergreen trees and 1 1/2 inch caliper for ornamental trees.

8. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months.

9. Dumpster screening shall consist of a gated, four-sided wood fence, one foot above height of structure to be screened but not less than seven (7) feet above finish grade.

10. A fifty (50) foot no build zone buffering shall be established along the eastern property line. A double row of staggered evergreen trees, five (5) foot in height, spaced every five feet at installation shall be installed to provide a 75% opacity in a three year period, planted on a 36 inch high mound.

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

1. Building Materials. The building(s) shall be constructed of a combination of the following: brick, stucco, split-faced block, or glass. The building shall be furnished utilizing the same materials on all sides of the exterior.

2. The building(s) shall have a pitched roof.

3. Rooftop Mechanicals. Any mechanical equipment shall be screened from view. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or fence/wall utilizing comparable materials as the building materials.

4. No tires shall be stored outside. All used tires shall be removed from the property by a commercial refuse hauler.

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

1. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage. wall-mounted lighting shall be shielded to prevent offsite spillage.

2. All external outdoor lighting to be used shall be from the same or similar manufacturers type to insure compatibility.

3. Parking lot lighting shall be no higher than twenty (20') feet, and parking lot lighting shall be a maximum of twenty (20') feet in height. Exterior lighting adjacent to the south property line shall be limited to 18' height.

4. Landscaping at entry to parking lots and building shall be up lighted by ground mounted concealed fixtures.

5. Parking lot lighting shall be at a three foot candle light level.

F. Graphics and Signage commitments.

All signage and graphics shall conform to Article 15 of the Columbus City Graphics Code, as it applies to the C-4 district. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

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

Passed as amended April 07, 2003, Matthew D. Habash, President of Council / Approved as amended April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0426-03

To grant a Variance from the provisions of Sections 3363.01, Manufacturing Districts and 3342.28, Minimum number of parking spaces required; for the property located at 765 SOUTH FRONT STREET (43206) to permit a two-family dwelling in the M, Manufacturing District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because property zoned (M) need dual use commercial / residential to obtain financing for the preservation of

the public health, peace, property, safety, and welfare; now therefore

WHEREAS, by application No. CV02-064, the owner of property at 765 SOUTH FRONT STREET (43206), is requesting a Council variance to permit a two-family dwelling in the M, Manufacturing District; and

WHEREAS, Section 3363.01, M, Manufacturing Districts, prohibits a two-family dwelling, while the applicant proposes continued use of the existing two-family dwelling by this variance; and

WHEREAS, Section 3342.26, Minimum number of parking spaces required requires two parking spaces for each dwelling unit in a two-family dwelling, while the applicant proposes to reduce the number of parking spaces required for the existing two-family dwelling from four (4) spaces to the two (2) spaces located in the existing two-car garage by this variance; and

WHEREAS, This variance will make an existing two-family dwelling a conforming use in the M, Manufacturing District. A Council variance is necessary in that a two-family dwelling is not allowed in the M, Manufacturing District. In addition to the use variance, the Variance reduces the number of parking spaces required for the existing two-family dwelling from four spaces (4) to two spaces (2); and

WHEREAS, Brewery District Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because a two-family dwelling is prohibited in the M, Manufacturing District and the owner cannot refinance the property without a Variance to allow a two-family dwelling; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 765 SOUTH FRONT STREET (43206), in using said property as desired; now, therefore:

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

Section 1. Variance from the provisions of Sections 3363.01, Manufacturing District and 3342.28, Minimum number of parking spaces required, is hereby granted for the property located at 765 SOUTH FRONT STREET (43206), in that said section prohibits a two-family dwelling with two off-street parking spaces in the M, Manufacturing District; said property being more particularly described as follows:

Situated in the State of Ohio, County of Franklin and in the City of:

Being Lot Number One Hundred Seventy Three (173) in C.P. JAEGERS 22nd ADDITION to the inlots of said city as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 2, page 335, Recorder's Office Franklin County Ohio.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a lot developed with a two-family residential dwelling, or those uses permitted in the M, Manufacturing District.

Section 3. That this ordinance is further conditioned on the requirement that the applicant shall provide an 18-foot wide driveway that meets the surface requirements of C.C. 3342.24, Surface no later than 180 days after this ordinance has taken effect.

Section 4. That this ordinance is further conditioned on the requirement that parking is prohibited on the existing asphalt-paved rear yard, west of the two-family dwelling and east of the existing two-car garage and further, that said surface shall not be used for the parking or storage of a boat, trailer, camping trailer or other recreational vehicle.

Section 5. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed as amended April 07, 2003, Matthew D. Habash, President of Council / Approved as amended April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0459-03

To rezone 3974 BIG RUN SOUTH ROAD (43123), being 68.73± acres located on the north side of Big Run South Road, bordered by I-270 to the north, and 1960± feet northeast of Demorest Road, From: R, Rural District, To: L-R-2, Limited Residential District.

WHEREAS, application #Z02-073 is on file with the Building Services Division of the Department of Development requesting rezoning of 68.73± acres from R, Rural District, to L-R-2, Limited Residential District; and

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

WHEREAS, the Westland Area Commission recommends disapproval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because while the Westland Area Plan (1994) identifies residential development at a density of 1-2 units per acre as the most appropriate land use for this site, a deviation from the plan is acceptable because of development patterns that have been established at a higher density in the L-SR, Limited Suburban Residential District to the west, and the L-AR-12, Limited Apartment Residential District to the north. The requested L-R-2, Limited Residential District, which would allow for single-family residential development not to exceed 273 units, with buffering and larger lot sizes along the west property line in consideration to the existing single-family development, is consistent with established zoning and development patterns of the area; now, therefore:

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

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

3974 BIG RUN SOUTH ROAD (43123), being 68.73± acres located on the north side of Big Run South Road, bordered by I-270 to the north, and 1960± feet northeast of Demorest Road, and being more particularly described as follows:

**ZONING DESCRIPTION OF A 68.73± ACRE TRACT
EAST OF DEMOREST ROAD
SOUTH OF INTERSTATE 270
CITY OF COLUMBUS, FRANKLIN COUNTY, OHIO**

Situated in the State of Ohio, County of Franklin, City of Columbus, lying in Virginia Military Survey No.1389, and being a 68.731 acre tract out of an original 38.67 acre tract (Parcel No.1) and an original 70.00 acre tract (Parcel No.2) conveyed to Sladeco, Inc. by deed of record in Deed Book 1875, Page 283, all records herein of the Recorder's Office, Franklin County, Ohio, said 68.731 acre tract being more particularly described as follows:

BEGIN at a point at the northeast corner of Lot 26 of Demorest Cove, a subdivision of record in Plat Book 81, Page 41 and the southeast corner a 27.81 acre tract conveyed to Belper Company by deed of record in Instrument No.199301050047766, and the northwest corner of said 38.67

acre tract:

Thence the following five (5) courses and distance along the northerly lines of said 38.67 acre tract, said 4.709 acre tract and the Limited Access right-of-way of Interstate 270:

1. South 88°33'54" East, a distance of 301.23 feet, to a point;
2. South 88°23'48" East, a distance of 451.96 feet, to a point;
3. South 65°00'13" East, a distance of 261.16 feet, to a point;
4. North 83°54'1 6" East, a distance of 113.69 feet, to a point;
5. Along a curve to the left, having a central angle of 03°27'06", a radius of 5847.58 feet, an arc length of 352.28 feet, a chord which bears South 72°40'27" East, a chord distance of 352.23 feet, to a point;

Thence South 01°23'25" west, a distance of 1288.79 feet, along a line common to said 38.67 acre tract, said 4.709 acre tract, and also a 15.25 acre tract conveyed to The Russette Corporation, by Deed Book 3031, Page 335, to a point;

Thence the following two (2) courses and distances along the west right-of-way line of said Big Run South Road:

1. South 55°23'07" west, a distance of 429.32 feet, to a point;
2. South 45°37'01" west, a distance of 838.99 feet, to a point at the southeast corner of a 0.332 acre tract (Parcel No.2) conveyed to John Tucci and Mildred Tucci by deed of record in Deed Book 1415, Page 308;

Thence the following three (3) courses and distances along the northerly line of said 0.332 acre tract and a 0.187 acre tract conveyed to John Tucci and Mildred Tucci by deed of record in Deed Book 2930, Page 278:

1. North 32°37'59" west, a distance of 51.86 feet, to a point.
2. South 80°57'01" west, a distance of 122.50 feet, to a point;
3. South 76°16'27" west, a distance of 274.62 feet, to a point in the south line of said original 70 acre tract;

Thence North 88°06'02" west, a distance of 210.09 feet, along the south line of said original 70 acre tract, to a point at the southeast corner of a 7.810 acre tract conveyed to Glen A. Reiser and Sherri L. Rieser by deed of record in Official Record 15415, Page C14;

Thence the following three (3) courses and distances along the westerly lines of said original 70 acre tract and said 38.67 acre tract:

1. North 01°08'58" East, a distance of 1108.35 feet, to a point;
2. North 84°08'58" East, a distance of 124.22 feet, to a point;
3. North 01°08'58" East, a distance of 1255.75 feet, to the POINT OF BEGINNING, containing 68.731 acres, more or less.

The above description is intended for zoning purposes only.

The above description was prepared from information obtained from the Recorder's Office, Franklin County, Ohio and not from an actual field survey. This description is intended for zoning purposes only and is not valid for transfer of real property.

The bearings shown hereon are based on the bearing of North 75°46'58" west, for the centerline of Interstate Route 270, as shown and delineated on the Centerline Plat of Record in Plat Book 35, Page 87, at the Recorder's Office, Franklin County, Ohio

**To Rezone From: from R, Rural District,
To: L-R-2, Limited Residential District**

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

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-R-2, Limited Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plan being titled "DEVELOPMENT PLAN", signed by Donald T. Plank Atty., dated February 26, 2003, and said text being titled, " LIMITATION OVERLAY TEXT", signed by Donald T. Plank Atty., dated February 26, 2003, and reading as follows:

LIMITATION OVERLAY TEXT

PROPOSED DISTRICT: L-R-2
 PROPERTY ADDRESS: 3974 Big Run Road South
 OWNER: Sladeco, Inc.
 APPLICANT: Dominion Homes, Inc.
 DATE OF TEXT: February 26, 2003
 APPLICATION NUMBER: Z02-073

I. INTRODUCTION: The subject property is a 68.73-acre site located on the north side of Big Run Road South, east of Demorest Road and adjacent to I-270. The property was recently annexed into Columbus from Jackson Township. The surrounding property is zoned for residential uses at varying densities and lot sizes. The R-2 zoning category is consistent with these residential uses, but a limitation text is necessary to ensure compatible development standards.

II. PERMITTED USES: The permitted uses for the property are those uses listed in Columbus City Code Section 3332.033.

III. DEVELOPMENT STANDARDS: Except as otherwise listed in this Limitation Overlay Text, the development standards contained in Columbus City Code Chapter 3332 for R-2, Residential District, shall apply to the Property

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

1. No more than 273 dwelling units shall be permitted on the subject property.

2. At least 25% of the lots to be located on the subject property shall be at least 60 feet wide measured at the building line, including all of the lots to be located along the west property line between the north property line and Big Run Creek; the remaining lots to be located on the subject property shall be at least 55 feet wide measured at the building line.

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

1. No construction traffic shall be permitted through Unroe Avenue.

2. Unless otherwise agreed to by the Transportation Division:

a. Only two access drives to Big Run Road South shall be permitted; no other direct access to Big Run Road South from an individual lot shall be permitted.

b. The centerlines of the access drives to Big Run Road South shall be at least 495 feet apart.

c. A left turn lane that is 345-feet long (including a 50-foot taper) shall be installed into the western access drive on Big Run Road South. The left turn land shall be built according to the Franklin County Engineer's standards.

d. Right-of-way totaling 50 feet from the centerline of Big Run Road South shall be dedicated to either the City of Columbus or Franklin County, as the two entities agree.

3. A pedestrian link connecting the proposed park along Big Run Creek to the adjacent property to the southwest (tax parcel no. 160-000317) shall be installed.

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

1. Landscape Plan. The subject property shall be landscaped as shown on the Development Plan submitted with this rezoning application and dated February 26, 2003; however, the Development Plan may be slightly adjusted to reflect engineering, topographical, or other site data established at the time development and engineering plans are completed. The Director of the Department of Development or the Director's designee may approve any slight adjustment to the Development Plan upon submission of the appropriate data regarding the proposed adjustment.

2. Homeowner's Association. A homeowner's association shall be established and shall be responsible for maintaining the landscaped portions of the Property shown on the Development Plan.

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

1. Dwelling units built on the lots located along the west property line between the north property line and Big Run Creek shall have a minimum net floor area for living quarters of 1,200 square feet for ranch homes and 1,400 square feet for two-story homes.

2. All other dwelling units built on the subject property shall have a minimum net floor area for living quarters of 1,100 square feet for ranch homes and 1,300 square feet for two-story homes.

E. Dumpsters, Lighting and / or Environmental Commitments: N/A.

F. Graphic Commitments: N/A.

G. Miscellaneous Commitments: Three billboards are currently located on the subject property. The leases for the two eastern-most billboards do not expire until May 1, 2006. The applicant shall make its best effort to remove the two eastern-most billboards from the property within 6 months of the effective date of this rezoning; however, if the applicant is unable to obtain a voluntary lease termination, the applicant shall remove the two eastern-most billboards no later than May 1, 2006. The applicant shall remove the western-most billboard from the property upon applying for a building permit for any lot on which the billboard is located or within 5 years of the effective date of this rezoning, whichever occurs earlier.

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

Passed as amended April 07, 2003, Matthew D. Habash, President of Council / Approved as amended April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0460-03

To rezone 2517 DEMOREST ROAD (43123), being 31 .68i acres located on the west side of Demorest Road, 304± feet north of Big Run South Road, From: R, Rural District, To: PUD-6, Planned Unit Development District.

WHEREAS, application #Z02-070 is on file with the Building Services Division of the Department of Development requesting rezoning of 31.68± acres from R, Rural to PUD-6, Planned Unit Development District; and

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

WHEREAS, the Westland Area Commission recommends disapproval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because the requested PUD-6, Planned Unit Development District would allow the development of a single-family subdivision at a density of 5.0 dwelling units per acre. The proposed density is consistent with The Westland Plan's recommendation, 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:

2517 DEMOREST ROAD (43123), being 31.68± acres located on the west side of Demorest Road, 304± feet north of Big Run South Road, and being more particularly described as follows:

LEGAL DESCRIPTION 31.678 ACRES 2517 Demorest Road

Situate in the State of Ohio, County of Franklin, City of Columbus, and lying in Virginia Military Survey Number 1388 and being part of that original 52.95 acre tract (Parcel 2 - Tract 1) conveyed to Eileen V. Weygandt (1/3 Interest) and Thelma M. Doering (1/3 Interest) by deed of record in Deed Book 3295, Page 358, also being the same as conveyed to Barbara J. Weygandt by deed of record in Official Record 9230 A07 and of record in Official Record 12426 C16, all of which being of record in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning, at a point at the northeast corner of Lot 181 of HOLT PARK SECTION 2, a subdivision of record in Plat Book 92, Page 40, said point also being at the northwest corner of said original 52.95 acre tract (Parcel 2 - Tract 1) and in the southerly line of that original 10.947 acre tract conveyed to Opaline Meyer by deed of record in Official Record 01874 D01;

Thence South 88° 04' 26" East, a distance of 1224.02 feet, along the line common to said original 52.95 acre tract (Parcel 2 - Tract 1) and said original 10.947 acre tract, to a point in the west right-of-way line of Demorest Road (60 feet-wide);

Thence the following three (3) courses and distances crossing said original 52.95 acre tract-(Parcel 2 - Tract 1) and along the west right-of-way line of Demorest Road:

1. Along a curve to the left having a central angle of 010 48' 26", a radius of 5650.41 feet, an arc length of 178.22 feet, a chord which bears South 01° 28' 15" East, a chord distance Of 178.21 feet, to a point;

2. South 02° 22' 28" East, a distance of 506.82 feet, to a point;

3. Along a curve to the left having a central angle of 16° 36' 46", a radius of 1462.69 feet, an arc length of 424.10 feet, a chord which bears South 10° 40' 51" East, a chord distance of 422.62 feet, to a point in the north line of that 0.883 acre tract conveyed to Barbara J. Weygandt by deed of record in Official Record 9230 A01;

Thence North 86° 47' 43" west, a distance of 443.25 feet, along the line common to said original 52.95 acre tract (Parcel 2-Tract 1), said 0.883 acre tract and that original 5 acre tract conveyed to Greg M. Bishop by deed of record in Official Record 21290 D03, to a point at the northwest corner of that 1 acre tract (Parcel 1) conveyed to Neil Schneider by deed of record in Official Record 28543 G19;

Thence North 86° 00' 46" west, a distance of 297.59 feet, along the north line of said original 52.95 acre tract (Parcel 2 - Tract 1) and that original 10 acre tract conveyed to Chris A. Inks and Angela M. Inks by deed of record in Official Record 30343 B17, Official Record 30343 B19, Official Record 30343 C01 and Official Record 30343 C03, to a point at the common corner of said original 10 acre tract and that 109.585 acre tract conveyed to South-Western City School District by deed of record in Instrument Number 199905070116174;

Thence the following two (2) courses and distances along the line common to said original 52.95 acre tract (Parcel 2 - Tract 1) and said 109.585 acre tract:

- 1. North 86° 19' 34" west, a distance of 651.61 feet, to a point;
- 2. North 03° 30' 31" East, a distance of 560.69 feet, to a point at the southeast corner of Reserve "L" of said HOLT PARK

SECTION 2;

Thence North 03° 15' 45" East, a distance of 494.92 feet, along the line common to said original 52.95 acre tract (Parcel 2 - Tract 1) and said HOLT PARK SECTION 2, to the Point of True Beginning, and containing 31.678 acres, more or less.

The information given in the above description are based on information obtained from the Recorder's Office, Franklin County, Ohio and not from an actual field survey. The information given above is intended for zoning purposes only and not to be used for the transfer of real property.

The bearings given in the above description are based on the bearing of South 02° 22' 28" West for the centerline of Demorest Road as established by road records obtained from the Franklin County Engineers' Office.

**To Rezone From: R, Rural District
To: PUD-6, Planned Unit Development District.**

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the PUD-8, Planned Unit 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 PUD-6, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plans being titled "Development Plan WEYGANDT TRACT AND Standard Intersection Details WEYGANDT TRACT" signed by Donald Plank, Attorney for the Applicant, and dated 2,26/03.

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

Passed as amended April 07, 2003, Matthew D. Habash, President of Council / Approved as amended April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0461-03

To authorize and direct the Director of Public Safety to enter into a contract with Motorola C & F for backup maintenance service required for continued operation of the Fire and Police 800 MHz Radio, Wireless PA, and Mobile Data RF Communication Systems in accordance with the provisions of sole source procurement, to authorize the expenditure of \$104,272.53, or 50 much thereof as needed, from the Division of Communications' General Fund. (\$104,272.53).

WHEREAS, the City of Columbus requires a Backup Service Maintenance Agreement with Motorola C & F for the Police and Fire 800 MHz Radio, Wireless PA, and Mobile Data RE Communication Systems; and

WHEREAS, Motorola C & F is the only known company that can provide essential backup service 24 hours a day, seven days a week, to the systems; and

WHEREAS, Division of Communications has a need for a Backup Service Maintenance Agreement with Motorola C & F for the Police and Fire 800 MHz Radio. Wireless PA. and Mobile Data RE Communication Systems; and,

WHEREAS, Backup Service Maintenance Agreement with Motorola C & F is the responsibility of the Department of Public Safety, Division of Communications; to ensure the integrity of the communications systems for the Divisions of Police and Fire, thereby preserving 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 Public Safety be and is hereby authorized and directed to enter into a Backup Service Maintenance Agreement with Motorola C & F for the Fire and Police 800 MHz Radio, Wireless PA, and Data RE Communication Systems for the period of April 1, 2003 through March 31, 2004.

Section 2. That this agreement is made in accordance with the provisions of Section 329.07 (c) of the Columbus City Code.

Section 3. That for the purpose stated in Section 1 hereof. the expenditure of \$104,272.53 or so much thereof as may be needed, is hereby authorized from:

DIVISION	SUBFUND	OBJECT LEVEL 2	OBJECT LEVEL 3	OCA CODE	AMOUNT
30-02	010	03	3372	301721	\$104,272.53

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0462-03

To authorize an appropriation of \$54,330.60 from the unappropriated monies in the Hazardous Material Incidents Reimbursement Fund, for the Division of Fire to provide funds for supplies and equipment needed for hazardous material incidents. (\$54,330.60)

WHEREAS, a Hazardous Material Incidents Reimbursement Fund has been established to provide funds for supplies and equipment needed for hazardous material incidents; and

WHEREAS, it is now necessary to appropriate those funds received for the purpose of purchasing necessary supplies and equipment; and

WHEREAS, a situation exists in the usual daily operation of the Department of Public Safety, Division of Fire, in that it is necessary to appropriate said funds for the Division of Fire for the preservation of the public health, peace, property, safety, and welfare; Now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That from the unappropriated balance in the Hazardous Material Incidents Fund Fund-Subfund No.223-075, Department of Public Safety, Division of Fire and from any and all sources estimated to come into said fund and unappropriated for any other purpose, the following sums are appropriated to the designated codes:

Division	Fund-Subfund	Object 1	Object Level 3	OCA	Amount
30-04	223075	02	2250	632034	\$43,330.60
30-04	223075	06	6651	632034	\$11,000.00

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0463-03

To authorize the payment of \$10,596.26 for vacation time and benefits which have accumulated in excess of the maximum amount established by Salary Ordinance for Assistant Chief Carl Lawhorn. (\$10,596.26)
 WHEREAS, Assistant Chief Carl Lawhorn is requesting payment for 203.696 hours of vacation time that he was unable to use as he was on injury leave prior to his January 18, 2003 retirement; and
 WHEREAS, the vacation accrual has accumulated in excess of the amount that can be carried forward due to his injury leave status; and
 WHEREAS, a situation exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that provisions for vacation time due the employee mentioned above should be made for reasons mentioned above 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 this Council determines that it is in the best interest of the City of Columbus to authorize the payment to the above mentioned employee of the Division of Fire, the appropriate amount due for such accrued vacation time which he has not been able to utilize through no fault of his own, and which otherwise would be forfeited. Such expenditure is hereby authorized from General Fund 010, Department 30-04, as follows:

OCA	Object Level 3	AMOUNT
300897	1130 Wages	\$10,362.02
300897	1173 Workers Comp	\$ 207.24
	TOTAL:	\$10,569.26

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0464-03

To authorize an appropriation of \$10,000.00 from the unappropriated balance of the Special Purpose Fund to the Division of Police, so as to purchase miscellaneous supplies and services. (\$10,000.00)
 WHEREAS, monies were received from donations for the D.A.R.E. Program; and
 WHEREAS, an appropriations is needed to cover costs associated with the D.A.R.E. Program; 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, Subfund 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 \$10,000.00 is appropriated to the Division of Police, as follows:

DEPT	FUND	OBJ LEV 3	OCA	AMOUNT
30-03	223	3333	310128	500.00
30-03	223	2290	310128	4,000.00
30-03	223	2222	310128	5,500.00

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 this ordinance shall take effect and be in force from and after the earliest period allowed by law.
 Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0465-03

To authorize the Public Service Director to reimburse the Sewerage and Drainage Division for construction costs incurred for the resurfacing of Memory Lane for the Transportation Division and to authorize the expenditure of \$41,391.25 from the 1995, 1999 Voted Streets and Highways Fund. (\$41,391.25)

WHEREAS, the Division of Sewerage and Drainage let a project that included installing storm sewers along with resurfacing of Memory Lane, and

WHEREAS, this work was performed in order to provide a seamless paved surface for the motoring public, and

WHEREAS, the Transportation Division agreed to reimburse the Division of Sewerage and Drainage for the construction costs of the resurfacing work; 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 issue payment to the Division of Sewerage and Drainage in the amount of \$41,391.25 for the costs related to the construction of the resurfacing of Memory Lane for the Transportation Division.

SECTION 2. That the sum of \$41,391.25 is hereby authorized to be expended from the 1995, 1999 Voted 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 530103.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0466-03

To authorize the Director of Public Utilities to modify the contract for Vibration Data Collection and Analysis with Vibration Analysis Limited, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$ 15,000.00. (\$ 15,000.00)

WHEREAS, Ordinance No. 352-98, passed March 9, 1998, authorized the Director of Public Utilities to enter into contract for Vibration Data Collection and Analysis with Vibration Analysis Limited, for the Division of Sewerage and Drainage; and,

WHEREAS, this contract was previously modified pursuant to Ordinance No. 2873-99, passed December 13, 1999 and Ordinance No. 1515-00, passed July 10, 2000; and, Ordinance No. 0641-02, passed April 29, 2002; and,

WHEREAS, it is immediately necessary to authorize the Director of Public Utilities to modify the existing contract with Vibration Analysis Limited, in order to provide for continuation of Vibration Data Collection and Analysis services; Now, Therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. CT19261 with Vibration Analysis Limited, 1110 Morse Road, Suite 122, Columbus OH 43229, in order to continue and extend services under Contract No. CT19261, in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$ 15,000.00, or as much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund 650, Department 60-05, to pay the cost of the modification to Contract No. CT19261, as follows:

OCA Code	Object Level 3	Amount
605030	3372	\$ 15,000.00
	Total -	\$ 15,000.00

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0467-03

To authorize and direct the Director of Finance to establish a blanket purchase order with Hickman Lawn Care Incorporated for Lawn Maintenance in Zones 1, 2 and 3 from an established Universal Term Contract for the Division of Sewerage and Drainage, and to authorize the expenditure of \$133,450.00 from the Sewerage System Operating Fund. (\$133,450.00)

WHEREAS, Ordinance No. 0692-01, passed April 23, 2001, established the option to obtain Lawn Maintenance in Zones 1, 2 and 3, pursuant to bidding by the Purchasing Office on February 15, 2001; and

WHEREAS, Ordinance No. 2219-01, passed December 17, 2001, modified and extended option contract FL000756 through November 30, 2002; and Ordinance No. 0149-03, passed February 3, 2003, modified and extended option contract FL000756 through November 30, 2003; and

WHEREAS, it is immediately necessary to authorize the Director of Public Utilities to execute a purchase order under contract FL000756, with Hickman Lawn Care, Inc., in order to provide for the proper maintenance of facilities of the Division of Sewerage and Drainage; 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 execute a purchase order with Hickman Lawn Care, Inc., 2809 Harrisburg Station Lane, Grove City OH 43123, for Lawn Maintenance in Zones 1, 2 and 3 for the Division of Sewerage and Drainage, in accordance with the terms and conditions as shown on Contract FL000756 on file in the office of the Division of Sewerage and Drainage.

Section 2. That the said firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 3. That the expenditure of \$ 133,450.00, or as much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund 650, Department 60-05, to pay the cost of this contract, as follows:

OCA Code	Object Level 3	Amount
605030	3377	\$ 20,650.00
605063	3377	38,100.00
605089	3377	64,000.00
605899	3377	10,700.00

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0468-03

To authorize the City Auditor to issue payment in the amount of \$50,000.00 to the Mid-Ohio Regional Planning Commission (MORPC), for the purposes of providing funding for the Franklin County Greenways Plan; and to authorize the expenditure of \$50,000.00 from the Storm Sewer Operating Fund for the Sewerage and Drainage Division. (\$50,000.00)

WHEREAS; the Mid-Ohio Regional Planning Commission (MORPC), has developed multi-jurisdictional plans for long-term protection and enhancement of our rivers and streams, and;

WHEREAS; these plans will potentially result in better floodplain management, resulting in lower property damage and danger to human life, cost savings in infrastructure, and improved stream water quality; now, therefore,

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

Section 1. That the City Auditor be, and hereby is, authorized to issue payment to the Mid-Ohio Regional Planning Commission for the purposes of providing funding for the Franklin County Greenways Plan in the amount of \$50,000.00.

Section 2. That the expenditure of \$50,000.00, 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 Code 675002, Object Level Three 3336.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance shall take effect and be in force from and after the earliest date allowed by law.

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0504-03

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN03-

008) of 5.95± Acres in Plain 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 Plain Township was duly filed by Dorothy A. Chick, et al. on February 13, 2003; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin 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 Rocky Fork - Blacklick Accord planning area; and

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

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

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 5.95+ acres in Plain 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 29, 5151 Little Turtle Way, 6 Personnel / 3 Paramedics.

Apparatus responding: Paramedic/Engine, and Medic.

Time: 5.0 minutes.

Second response from: Station 6, 5750 Maple Canyon Avenue, 8 Personnel / 4 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, Battalion Chief, and EMS Supervisor.

Time: 14.0 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 16 inch main located in Harlem Road.

Sewer:

Sanitary Sewer: This site can be served by an existing 30 inch sewer located about 1200 feet to the east. A mainline sewer extension 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 5.95 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 Plain 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 Plain 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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0512-03

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Uniforms/Floor Mat Rental, with Cintas Corporation, 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 FL000734 and FL000735 to and including April 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 FL000734 and FL000735 for an option to purchase Uniforms/Floor Mat Rental 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 he and is hereby authorized and directed to modify and extend FL000734 and FL000735 with Cintas Corporation to and including April 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 alter its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0513-03

To authorize and direct the Finance Director to modify and extend the citywide contracts for the option to purchase Janitorial Supplies, with HP Products and Key 4 Cleaning Supplies, Inc., and to declare an emergency.

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

WHEREAS, vendors have agreed to extend FL000246 and FL000247 at current prices and conditions to and including September 30, 2003, 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 FL000246 and FL000247 for an option to purchase Janitorial Supplies thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000246 with HP Products and FL000247 with Key-4 Cleaning Supplies, Inc. to and including September 30, 2003.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0514-03

To authorize the Director of the Department of Finance to expend \$61,759.59 from the CDBO revolving loan fund for payment of investment earnings to the U.S. Department of Housing and Urban Development (HUD); and to declare an emergency. (\$61,759.59)

WHEREAS, federal regulations require Community Development Block Grant (CDBG) grantees and subrecipients to remit to the federal treasury all investment earnings paid on CDBG revolving loan accounts; and

WHEREAS, investment earnings have been deposited into the CDBG revolving loan subfund and are available for this expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance in that it is immediately necessary to expend the aforementioned funds, thereby preserving 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 Finance is hereby authorized to expend \$61,759.59 from the Community Development Block Grant Fund, Fund No.248, Subfund 002, Department 45-01, OCA 453017, Object Level One: 05, Object Level Three: 5544.

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0516-03

To authorize and direct the appropriation of \$79,943.52 from the unappropriated balance of the Information Services Fund to the Department of Technology, Director's Office, Water Direct Charges SubFund, to authorize the Director of the Department of Technology to modify a contract with Astute for maintenance and support services for the telephone IVR System, to authorize the expenditure of \$79,943.52 from the Department of Technology, Director's Office, Water Direct Charges SubFund, and to declare an emergency. (\$79,943.52)

WHEREAS, The Department of Technology (DoT), on behalf of Public Utilities, Division of Water, has the need to modify contract FL000623 with Astute Solutions for the telephone Interactive Voice Response (IVR) System, which provides services to citizens and city employees, and

WHEREAS, This contract was originally authorized by Ordinance No. 2746-00 passed December 11, 2000, and

WHEREAS, It is necessary to appropriate from the unappropriated balance of the Information Services Fund to the Department of Technology, Technology Director's Office, Water direct charges SubFund for the services associated with this contract modification, and

WHEREAS, The IVR System itself reduces customer hold time; speed to answer calls; the ability for Web surveys that can measure employee and customer opinions and satisfaction, perform market research, interface with existing City applications lines that connect to an existing server in order to distribute calls with a voice response system built-in interface, along with many other functions, and

WHEREAS, This contract modification allows for software upgrades, around the clock (24 hours) maintenance and support to a system that is available to customers 24 hours, and

WHEREAS, This contract modification will allow the Division of Water to avoid the \$125/hourly rate that applies to each service call without a maintenance and support agreement, and

WHEREAS, Emergency legislation is requested to expedite authorization of this contract in order to facilitate uninterrupted services from Astute for the telephone IVR System support and maintenance, and

WHEREAS, An emergency exists in the usual daily operation of the Department of Technology that it is immediately necessary to authorize the Director of the Department of Technology to modify the contract with Astute Solutions, Inc., thereby preserving the public health, peace, 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 Technology be and is hereby authorized to modify a contract for continual maintenance and support for the telephone IVR System with Astute Solutions.

SECTION 2: That from unappropriated monies in the Information Services Fund the sum of \$79,943.52 is appropriated to the Department of Technology, Technology Director's Office, Water Direct Charges SubFund, Fund 514, subfund 600, Division No.47-01 as follows:

Object Level One	Object Level Three	OCA Code	Amount
03	3369	514600	\$79,943.52

SECTION 3: That the expenditure of \$79,943.52 or so much thereof as may be necessary is hereby authorized to be expended from:

Division:	47-01
Fund:	514
Subfund:	600
OCA Code:	514600
Object Level 1	03
Object Level 3	3369
Amount:	\$79,943.52

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0517-03

To authorize the Public Service Director to modify and extend a lease agreement for the Facilities Management Division with the Bryden House Limited Partnership for space at the former St. Ann's Maternity Hospital on Bryden Road; to authorize the expenditure of \$196,089.41 from the Facilities Management Division's General Fund budget; and to declare an emergency. (\$196,089.41)

WHEREAS, City Council passed Ordinance 1704-93 authorizing the original lease agreement, and

WHEREAS, the City is obligated to lease the building for 10 years, and

WHEREAS, this is the tenth and final year of the lease agreement, 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 and extend a lease agreement with Bryden House Limited Partnership for space obligated by a 10 year lease agreement, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Public Service Director is hereby authorized to modify and extend original lease agreement CT15320 with Bryden Rouse Limited Partnership for a period of one year for space at the former St Ann's Hospital on Bryden Road.

SECTION 2. That the expenditure of \$196,089.41, or so much thereof as may be needed in regard to the action authorized in SECTTON 1, be and is hereby authorized and approved as follows:

FROM:

Division	Fund	OCA Code	Obj. Level 1	Obj. Level 3	Amount
59-07	010	597419	03	3301	\$196,089.41

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0519-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Motorola Repair Parts, with Holzberg Communications, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on February 6, 2003 and selected the lowest responsive, responsible and best bid; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Motorola Repair Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Motorola Repair Parts in accordance with Solicitation No. SA000374JY as follows:

Company	Item(s)	Amount
Holzberg Communications, Inc.	All Items	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0520-03

To authorize the Director of Public Safety to modify a contract with ACS State & Local Solutions for billing and collection services as needed for the Division of Fire's Third Party EMS Reimbursement Program; to authorize the expenditure of \$1,300,000.00 from the General Fund; and to declare an emergency. (\$1,300,000.00)

WHEREAS, the City of Columbus has implemented a Third Party EMS Reimbursement Program via ordinance 1184-02, passed July 22, 2002; and

WHEREAS, this modification will provide funding for the increase and extension of the present contract through it's expiration; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety in that it is immediately necessary to modify a contract ACS State & Local Solutions for billing and collection services as needed for the Division of Fire's Third Party EMS Reimbursement Program, thereby preserving the public health, peace, property, safety and welfare; Now, therefore
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Safety is hereby authorized to modify a contract between the City and ACS State & Local Solutions for billing and collection services as needed for the Division of Fire's Third Party EMS Reimbursement Program.

Section 2. That the expenditure of \$1,300,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the General Fund 010, Department of Public Safety, Division of Fire to pay the cost thereof:

Division	Fund	Object Level 3	Object Level 1	OCA Code	Amount
3004	010	3336	03	301559	\$1,300,000.00

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0521-03

To authorize an appropriation of \$801,600.77 from the unappropriated balance of the Law Enforcement Contraband Seizure Fund to the Division of Police, to purchase equipment, supplies, and services; and to declare an emergency, (\$801,600.77)

WHEREAS, monies were received from seized and forfeited property; and
 WHEREAS, funds received from these forfeitures must be solely used for law enforcement purposes as specified in Ordinance #1850-85;
 and

WHEREAS, an emergency exists as it is immediately necessary to appropriate funds in the Law Enforcement Contraband Seizure Funds in order to purchase supplies, services, and equipment for the Division of Police for the preservation of public health, peace, property, safety and welfare; now therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That from the unappropriated monies in the Law Enforcement Contraband Seizure Fund, Fund No.219, 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 \$801,600.77 is appropriated to the Division of Police, #30-03, as follows:

STATE SEUURE				
OBJ LEVEL 1	OBJLEVEL3	OCA	AMOUNT	
02	2140	301838	42,286.73	
02	2193	301838	31,445.00	
02	2194	301838	24,479.00	
02	2205	301838	4,000.00	
02	2206	301838	16,469.15	
02	2213	301838	2,294.00	
02	2215	301838	499.99	
02	2221	301838	2,985.00	
02	2222	301838	750.00	
02	2224	301838	1,734.00	
02	2244	301838	990.00	
02	2245	301838	6,896.90	
02	2290	301838	710.00	
03	3303	301838	36,240.00	
03	3331	301838	82,150.00	
03	3336	301838	750.00	
03	3372	301838	1,710.00	
05	5513	301838	5,000.00	
06	6040	301838	8,500.00	
06	6049	301838	6,500.00	
TOTAL			\$276,389.77	

MANDATORY DRUG FINES			
OBJ LEVEL 1	OBJ LEVEL 3	OCA	AMOUNT
02	2215	300459	10,000.00
TOTAL			\$ 10,000.00

FEDERAL SEIZURE				
OBJ LEVEL 1	OBJ LEVEL 3	OCA	AMOUNT	
02	2193	300988	162,275.00	
02	2206	300988	24,000.00	
02	2215	300988	96,040.00	
02	2221	300988	4,750.00	
02	2222	300988	2,834.00	
02	2224	300988	15,000.00	
02	2245	300988	1,600.00	
03	3331	300988	6,000.00	
03	3367	300988	22,800.00	
03	3372	300988	38,000.00	
06	6043	300988	18,500.00	
06	6049	300988	100,000.00	
06	6650	300988	10,000.00	
10	5501	300988	13,412.00	
TOTAL			\$515,211.00	

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0522-03

To authorize amendments to Ordinance 1481-02, passed October 7, 2002, to change the terms of a Downtown Office Incentive Program agreement with CMS Communications; and to declare an emergency~

WHEREAS, the City desires to increase employment opportunities and encourage establishment of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, Resolution 144X-02, adopted July 22, 2002, authorizing the Department of Development to establish the Columbus Downtown Office Incentive program; and

WHEREAS, on October 7, 2002 Council passed Ordinance 1481-02 authorizing the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with CMS Communication; and

WHEREAS, the ordinance specified that CMS would receive a three year incentive for committing to a five year lease. CMS has since chosen to extend their lease to ten years; and

WHEREAS, under Downtown Office Incentive program guidelines, CMS's ten year lease now qualifies them for a five year term for the incentive; and

WHEREAS, it is necessary to amend Ordinance 1481-02 to reflect this change; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Downtown Development Office, in that it is immediately necessary to amend said ordinance, in order to preserve the public peace, health, safety, and welfare; and NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Section 1 of Ordinance 1481-02, passed on October 7, 2002, is amended to read as follows:

Section 1. That the Director of the Department of Development is hereby authorized to enter into a Columbus Downtown Office Incentive Program agreement pursuant to Columbus City Council Resolution 144X-02, for an annual cash payment equal to 50% of the total withholding taxes paid to the City of Columbus for a five (5) year term based on the estimated addition of 15 jobs at 580 North Forth Street.

Section 2. That Section 3 of Ordinance 1481-02, passed on October 7, 2002, is amended to read as follows:

Section 3. As provide in the program guidelines the lease is for 10 years thus qualifying for a five (5) year term for the incentive. The term beginning in calendar year 2002, with the incentive payment made in the first quarter of each year for three years beginning in 2003 based on actual employment figures for the preceding year.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0523-03

To authorize and direct the Finance Director to enter into a contract for an option to purchase Sign Brackets, with J.O. Herbert Company, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing / Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on January 23, 2003 and selected the lowest bid; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Sign Brackets, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Sign Brackets in accordance with Solicitation No. SA000369BGB as follows:

Company	Item(s)	Amount
J.O. Herbert Company, Inc.	1,2, 3,4 and 5 only	\$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0524-03

To change the name of that right-of-way currently referred to as East Lynn Street from North Young Street to North Fifth Street to Bishop Griffin Place in honor of the twentieth anniversary of James A. Griffin's installation as Bishop of the Roman Catholic Diocese of Columbus, and to declare an emergency (\$0.00)

WHEREAS, the Transportation Division has received a request that the right-of-way currently referred to as East Lynn Street from the intersection of East Lynn Street and North Fifth Street to the intersection of East Lynn Street and North Young Street be renamed Bishop Griffin Place; and

WHEREAS, this change in name will allow the Catholic Diocese of Columbus and the Greater Columbus Community at large to honor The Reverend James A. Griffin on the twentieth anniversary of his installation as Bishop of the Columbus Diocese; and

WHEREAS, in keeping with current procedures, the Transportation Division researched this request and discovered there are currently no properties addressed off of this portion of City right-of-way and that all of the property abutting said right-of-way is owned by the Catholic Diocese of Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize the proposed name change so that replacement street signs can be made and installed by the anniversary of Bishop Griffin's installation, 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 right-of-way currently referred to as East Lynn Street from the intersection of East Lynn Street and North Fifth Street to the intersection of East Lynn Street and North Young Street be changed to Bishop Griffin Place.

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0527-03

To authorize and direct the Director of Public Service to enter into a contract with Distribution Fulfillment Services, Inc. for the purpose of installing and maintaining traffic control devices located at the intersection of Fisher Road and the Distribution Fulfillment Services, Inc. driveway for the warehouse and outlet located at 4545 Fisher Road; and to declare an emergency.

WHEREAS, Distribution Fulfillment Services, Inc. has agreed to pay for the maintenance of traffic control devices located at the intersection of Fisher Road and the Distribution Fulfillment Services, Inc. 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 Distribution Fulfillment Services, Inc. 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 Distribution Fulfillment Services, Inc.; 4545 Fisher Road; Columbus, Ohio 43228-9509 (FED ID #36-3890882), for the purpose of maintaining traffic signal equipment for the warehouse and outlet located at 4545 Fisher Road.

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0528-03

To authorize the appropriation of \$273,500.00 within the Municipal Motor Vehicle License Tax Fund, to authorize its transfer to the Federal-State Highway Engineering Fund, to authorize the appropriation of \$1,981,000.00 within the Federal-State Highway Engineering Fund, to authorize the Finance Director to issue a purchase order for the purchase of an advanced fleet management and automated vehicle locating system for the Transportation Division in accordance with the terms and conditions of a city-wide universal term contract with Orbital Sciences, to authorize the expenditure of \$1,981,000.00 from the Federal-State Highway Engineering Fund; and to declare an emergency. (\$1,981,000.00)

WHEREAS, the Transportation Division is responsible for public works operations such as snow and ice removal, as well as maintaining the City's roadway system, and

WHEREAS, Ordinance No.1292-01 authorized the Public Service Director to enter into a partnership with Franklin County for COMBAT, and

WHEREAS, Ordinance No. 1293-01 authorized the Public Service Director to enter into an agreement with the Ohio Department of Transportation for the purpose of obtaining federal Surface Transportation Program Funding (STP) for COMBAT, and

WHEREAS, the Purchasing Office has established a city-wide universal term contract for the purchase of an Global Positioning (GPS) technology, which will enable the Transportation Division to manage and locate vehicles, as well as increase regional cooperation with Franklin County in the management of multi-jurisdictional public works efforts, and

WHEREAS, an emergency exists in the usual daily operations of the Transportation Division in that it is immediately necessary to purchase said vehicles 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 sum of \$273,500.00 be and hereby is appropriated from the unappropriated balance of the Municipal Motor Vehicle License Tax Fund, Fund 266, 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, 2002, to the Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 5501 and OCA Code 590266.

SECTION 2. That the transfer of funds from the Municipal Motor Vehicle License Tax Fund to the Federal-State Highway Engineering Fund be and hereby is authorized as follows:

Transfer From:					
Fund	Project No.	Project	OCA Code	OL03 Code	Amount
266	n/a	n/a	590266	5501	\$273,500.00
					Total Transfer From: \$273,500.00
Transfer To:					
Fund	Grant No.	Grant	OCA Code	OL03 Code	Amount
765	562001	COMBAT	562001	0886	\$273,500.00
					Total Transfer To: \$273,500.00

SECTION 3. That the sum of \$1,981,000.00 be and hereby is appropriated from the unappropriated balance of the Federal-State Highway Engineering Fund, Fund 765, 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, 2002, to the Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 6600 and OCA Code 562001, Grant 562001.

SECTION 4. That the Finance Director be and is hereby directed to issue a purchase order for the purchase of an advanced fleet management and automated vehicle locating system in an amount not to exceed \$1,981,000.00, in accordance with the terms and conditions of the city wide universal term contract with Orbital Sciences of Columbia, MD, on file in the Purchasing Office.

SECTION 5. That the expenditure of \$1,981,000.00, or so much thereof as may be needed, is hereby authorized to be expended from the Federal-State Highway Engineering Fund, Fund 765, Object Level One Code 06, Object Level Three Code 6651, OCA Code 562001, Grant 562001.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0529-03

To authorize and direct the Board of Health to accept a grant from The Columbus Foundation in the amount of \$97,152; to authorize the appropriation of \$97,152 from the unappropriated balance of the Private Grants Fund, and to declare an emergency. (\$97,152)

WHEREAS, \$97,152 in grant funds have been made available through The Columbus Foundation for the Breast Education, Screening and Treatment (BEST) grant program; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from The Columbus Foundation and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to a grant award of \$97,152 from The Columbus Foundation for the Breast Education, Screening and Treatment grant program for the period April 1, 2003 through March 31, 2004.

SECTION 2. That from the monies in the Fund known as the Private Grants Fund, Fund No.291, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2003, the sum of \$97,152 is hereby appropriated to the Health Department, Department No.50-01, as follows:

Object Level One	Grant No.	OCA Code	Purpose	Amount
01	503041	503041	Personnel Services	\$ 63,740
02	503041	503041	Materials-Operation & Maintenance	\$ 250
03	503041	503041	Services-Operation & Maintenance	\$ 33,162
Total for Grant No.503041				\$ 97,152

SECTION 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0530-03

To authorize and direct the Board of Health to accept two grants from the Ohio Department of Health in the amount of \$82,713; to authorize the appropriation of \$82,713 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$82,713)

WHEREAS, \$82,713 in grant funds have been made available through the Ohio Department of Health for the Federal HW Care and Ryan White Title II grant programs; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept these grants from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept two grant awards totaling \$82,713 from the Ohio Department of Health for the Federal HIV Care and Ryan White Title TI grant programs for the period April 1, 2003 through March 31, 2004.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No.251. and from all monies estimated to come into said fund from any and all sources during the 12 months ending December31, 2003, the sum of \$82,713 is hereby appropriated to the Health Department, Department No.50-01, as follows:

Object Level One	Grant No.	OCA Code	Purpose	Amount
01	503014	503014	Personnel Services	\$ 47,213
01	503009	503009	Personnel Services	\$ 17,534
02	503014	503014	Materials-Operation & Maintenance	\$ 1,200
02	503009	503009	Materials-Operation & Maintenance	\$ 246
03	503014	503014	Services-Operation & Maintenance	\$ 3,300
03	503009	503009	Services-Operation & Maintenance	\$ 13,220
			Total	\$ 82,713

SECTION 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0531-03

To authorize the Board of Health to enter into contracts with three community agencies for the provision of interpretation and written translation services for the Health Department; to authorize the expenditure of \$112,000 from the Health Special Revenue Fund to pay the cost thereof; and to declare an emergency. (\$112,000)

WHEREAS, proposals were formally solicited through the REP process for interpretation and written translation services for various programs of the Health Department; and,

WHEREAS, the proposals of Somali Community Association of Ohio, Ohio Hispanic Coalition. and Community Refugee and Immigration Services were determined to be the lowest responsive bidders; and,

WHEREAS, these agencies have provided quality services under prior contracts with the Health Department; and,

WHEREAS, Contracting with community-based organizations has proven beneficial to CHD clients, the organizations, and to the City of Columbus; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contracts with three community agencies for interpretation and written translation services for the preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized to enter into contracts with Somali Community Association of Ohio, Ohio Hispanic Coalition, and Community Refugee and Immigration Services to provide interpretation and written translation services for various CHD programs for the period April 1, 2003 through March 31,2004.

SECTION 2. That the expenditure of \$112,000 is hereby authorized from the Health Special Revenue Fund, Fund No.250, Department of Health, Division No.50-01, Object Level One 03, Object Level Three 3445 as follows:

	<u>OCA Code</u>	<u>Amount</u>
Somali Community Association of Ohio	502062	\$ 23,000
Somali Community Association of Ohio	501882	4,000
Ohio Hispanic Coalition	502062	31,000
Ohio Hispanic Coalition	501882	2,000
Community Refugee and Immigration Services	502062	50,000
Community Refugee and Immigration Services	501882	2,000
Total Ordinance		\$112,000

SECTION 3. That these contracts are awarded in accordance with provisions of the Columbus City Code, Section 329.14.

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0532-03

To authorize and direct the transfer of \$151,745 of appropriation authority within the Health Department Grants Fund in order to properly align appropriation within the grant project; to authorize a refund of \$151,745 to the Ohio Department of Health from the Health Department Grants Fund for funds previously advanced for the STD Control grant program, and to declare an emergency. (\$151,745)

WHEREAS, realignment of Object Level One 01 and 03 appropriations to Object Level One 05 is necessary in order to issue a refund to the

Ohio Department of Health for award monies received and unspent for the 2002 STD Control grant program; and,
 WHEREAS, a refund of \$151,745 to the Ohio Department of Health is required to return funds advanced and unspent; and,
 WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,
 WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to realign appropriation of the aforementioned grant funds and to issue a refund to the Ohio Department of Health for the preservation of the public health, peace, property, safety and welfare; Now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Auditor be and is hereby authorized and directed to transfer \$151,745 within the Health Department Grants Fund, Fund No.251, Health Department, Division No.50-01, from Object Level Ones 01 and 03 to Object Level One 05, Grant Number 502003, OCA Code 502003, as follows:

TRANSFER FROM:

Object Level One	Purpose	Amount
01	Personnel Services	\$134,796
03	Services-Operation & Maintenance	\$ 16,949

TRANSFER TO:

Object Level One	Purpose	Amount
05	Other Expenditures	\$151,745

SECTION 2. That the total expenditure of \$151,745 is hereby authorized from the Health Department Grants Fund, Fund No.251, Health Department, Division No.50-01, Grant Number 502003, OCA Code 502003. Minor Object Level One 05, Minor Object Level Three 5515.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0533-03

To authorize the Director of the Department of Development to modify a contract with the Appraisal Shop; and to declare an emergency.
 WHEREAS, the Director of the Department of Development desires to modify Contract No. DL-001750 with the Appraisal Shop by extending the length of the contract through December 31, 2003; and

WHEREAS, the Appraisal Shop will provide additional real estate appraisals for existing privately owned residential housing units in conjunction with the Housing Division's efforts to provide low-income property owners with low-interest loans and grants; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify the contract with the Appraisal Shop, in order to preserve the public peace, health, 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 modify Contract No. DL-001 750 with the Appraisal Shop (Contract Compliance Number 31-1406845) by extending the length of the contract through December 31, 2003.

Section 2. That this modification is made pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0534-03

To authorize the Board of Health to enter into contract with Converse Electric, Inc. for the purchase and installation of lighting; to waive provisions of competitive bidding; to authorize the expenditure of \$118,963.26 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$118,963.26)

WHEREAS, Converse Electric, Inc., developed the original electrical design for the Health Department; and.

WHEREAS, it is in the best interest of all the parties involved to waive the provisions of competitive bidding and enter into contract with Converse Electric, Inc.; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a contract with Converse Electric, Inc., for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Board of Health is hereby authorized to enter into contract for \$111,463.26 with Converse Electric, Inc., for lighting for the Blind School Renovation Project.

SECTION 2. That the expenditure of \$118,963.26 is hereby authorized from the Health Renovation Fund, Fund No.706, Project No.570053, Department of Health, Division No.50, Object Level One 06, Object Level Three 6620, OCA No.597013.

SECTION 3. That the provisions of Section 329.09 of the Columbus City Code dealing with competitive bidding are hereby waived.

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

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made apart 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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0536-03

To authorize the Director of Public Utilities to Consent to the assignment of the contract with CMS Marketing Services and Trading Company for the purchase of wholesale electric power to Constellation Power Source, Inc., and to declare an emergency.

WHEREAS, on December 21, 2000, under the authority of Ordinance Number 2587-00, passed November 27, 2000, and amended by Ordinance Number 2657-00, passed December 4, 2000, the City of Columbus entered into Contract No. EL-000875 with CMS Marketing, Services and Trading Company for Wholesale Energy Management; and

WHEREAS, Section 13.4 of Contract No. EL-000875 provides for the assignment of the agreement; and

WHEREAS, CMS Marketing, Services and Trading has decided to sell its interests in its contracts for wholesale power to Constellation Power Sources, Inc; and

WHEREAS, it is in the best interest of the City of Columbus consent to the assignment of the contract to Constellation Power Source, Inc.; 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 Consent to the assignment of the existing contract with CMS Marketing, Services and Trading Company for the purchase of wholesale electric power for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of Public Utilities be and hereby is authorized to execute a consent to the assignment of Contract EL-000875 for the purchase of wholesale power with CMS Marketing, Services, and Trading Company to Constellation Power Source, Inc. and such other document as are incident to and necessary to such assignment as are approved by the City Attorney.

SECTION 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall 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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0537-03

To authorize the Director of Public Utilities to modify the contract with Columbus Consultants, Inc. for Professional Services in connection with the Corrosion Control Coatings program for the Division of Sewerage and Drainage; to waive certain procurement requirements of Columbus City Codes; to authorize the expenditure of \$35,279.85; and to declare an emergency. (\$35,279.85)

WHEREAS, Ordinance No. 0396-01, passed March 19, 2001, authorized the Director of Public Utilities to enter into an agreement for specialized professional services in connection with the ongoing corrosion control coatings contract program of the Division of Sewerage and Drainage; 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 authorize the modification of the existing contract with Columbus Consultants, Inc. in order to provide for the proper, planned continuation of professional services for the preservation of the public health, peace, property, and safety; Now, Therefore,

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL001252 with Columbus Consultants, Inc., P.O. Box 26121, Columbus OH 43226, in order to continue services in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the provisions of Columbus City Codes Chapter 329 which might otherwise be deemed to apply to this procurement are hereby waived.

Section 3. That the expenditure of \$ 35,279.85, or as much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund 650, Department 60-05, to pay the cost of the modification to EL001252, as follows:

OCA Code	Object Level 3	Amount
605378	3370	\$ 35,279.85

Section 4. That for the reasons stated in the preamble hereto, which is 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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0538-03

To authorize and direct the Director of Finance to enter into a purchase order with US Filter/Envirex Inc. for the purchase of UF Filter/Envirex Parts from and established Universal Term Contract for the Division of Sewerage and Drainage, to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund, and to declare an emergency (\$100,000.00)

WHEREAS, the Purchasing Office has established a Universal Term Contract with U S Filter/Envirex Inc for the purchase of US Filter/Envirex Parts; and

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

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to establish a purchase order for the purchase of US Filter/Envirex Parts 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 establish a blanket purchase order for the purchase of US Filter/Envirex Parts from an existing Universal Term Contract with US Filter/Envirex Inc for the Division of Sewerage and Drainage. in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$100,000.00, or so much thereof as maybe 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	02	2245	605030	\$100,000.00

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0539-03

To authorize the Finance Director to establish an additional Blanket Purchase Order, for liquid caustic soda, from a Universal Term Contract in process with JCI-Jones Chemicals, Inc., for the Division of Water, to authorize the expenditure of \$252,720.00 from Water Systems Operating Fund, and to declare an emergency. (\$252,720.00)

WHEREAS, the Division of Water has legislation in process for liquid caustic soda for the Parsons Avenue Water Plant in the amount of \$58,968.00, and

WHEREAS, the Parsons Avenue plant is phasing out the use of caustic soda and replacing it with soda ash since it performs the same job and is much cheaper. and

WHEREAS, construction on the soda ash feed equipment will be delayed causing the need for additional caustic soda funds, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to establish an additional Blanket Purchase Order, for liquid caustic soda, based on a Universal Term Contract in process, for the immediate preservation of public health, peace, property and safety, now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to establish an additional Blanket Purchase Order, for liquid caustic soda, from a Universal Term Contract in process, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$252,720.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602532, Object Level One 02, Object Level Three 2189, to pay the cost thereof.

Section 3. That this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0540-03

To authorize the Finance Director to establish an additional Blanket Purchase Order, for five ¾ ton pickup trucks, from an established Universal Term Contract with Byers Chevrolet, for the Division of Water, to authorize the expenditure of \$88,860.00 from Water Systems Operating Fund, and to declare an emergency. (\$88,860.00)

WHEREAS, the Division of Water recently submitted legislation for light duty trucks and inadvertently omitted five vehicles from this legislation, and

WHEREAS, the Division would like to establish an additional Blanket Purchase Order for the purchase of these omitted vehicles, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to establish an additional Blanket Purchase Order, for five ¾ ton pickup trucks, from Universal Term Contract FL001353, for the Consumer Services activity, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Finance Director be and is hereby authorized to establish an additional Blanket Purchase Order, for five ¾ ton pickup trucks, from an established Universal Term Contract with Byers Chevrolet, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$88,860.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 601850, Object Level One 06, Object Level Three 6652, to pay the cost thereof,

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0541-03

To authorize the Director of Public Utilities to contract with Law General Contracting Company 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 Walhalla Ravine Culvert Improvements Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$405,453.28 from the Storm Sewer Bonds Fund; to waive competitive bidding procedures of the Columbus City Codes; and to declare an emergency. (\$405,453.28)

WHEREAS, bids for construction of the Walhalla Ravine Culvert Improvements 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 Walhalla Ravine Culvert Improvements Project. This will allow the construction services to begin at the earliest practicable date.

WHEREAS, it is necessary for this Council to waive the competitive bidding provisions of the Columbus City Codes; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to 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 Walhalla Ravine Culvert Improvements Project with the lowest and best bidder, Law General Contracting Company, 9128 Mt. Vernon Road, St. Louisville, Ohio 43071, in the amount of \$395,453.28 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:

<u>Division</u>	<u>Fund</u>	<u>Project</u>	<u>Object Level Three</u>	<u>OCA Code</u>	<u>Amount</u>
60-15	685	610806	6621	685806	\$405,453.28

Section 3. That this Council finds it is in the best interest of the City to waive the competitive bidding provisions of Chapter 329 of the Columbus City Codes.

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

Passed April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0542-03

To authorize and direct the transfer of \$75,000.00 within the 1991 Voted Sanitary Bond Fund, for legal services in connection with the Big Walnut Augmentation/Rickenbacker Interceptor Project; to amend the 2002 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$75,000.00)

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds the necessary funds to undertake the current sanitary sewer system capital expenditures required of the Division of Sewerage and Drainage, for the Division of Sewerage and Drainage, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, that it is immediately necessary to transfer funds within the 1991 Voted Sanitary Bond Fund, in order to allow for the City Attorney to modify the legal services contract with Watt, Tieder, Hoffar & Fitzgerald, LLP, in connection with the Big Walnut Augmentation/Rickenbacker Interceptor Project; and to amend the 2002 Capital Improvements Budget, 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 transfer of \$75,000.00 within the 1991 Voted Sanitary Bond Fund is hereby authorized to provide funds for various capital improvement projects, as follows:

**Division of Sewerage and Drainage, Division 60-05
Fund No. 664, 1991 Voted Sanitary Bond Fund**

FROM:

Project	Title	Amount
650178	Big Walnut Parsons Ave. San. Subt.	\$75,000.00

TO:

Project	Title	Amount
650491	Big Walnut/Rickenbacker San.	\$75,000.00

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

Section 3. That the 2002 Capital Improvements Budget Ordinance No.1674-02 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a legal services contract modification as referenced in the preamble hereto:

CURRENT:

<u>Project CIP No.</u>	<u>Project Title</u>	<u>Amount</u>
650491	Big Walnut Augment./Rickenbacker Interceptor	\$2,700,000
TOTAL:		\$2,700,000

TO:

<u>Project CIP No.</u>	<u>Project Title</u>	<u>2002 Budget Amount</u>	<u>Change Amount</u>
650491	Big Walnut Augment./Rickenbacker Interceptor	\$2,775,000	\$75,000
TOTAL:		\$2,775,000	\$75,000

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0543-03

To authorize the Director of Public Utilities to enter into a professional engineering services contract with R. D. Zande & Associates, Inc., for the preparation of construction plans and specifications for four sanitary sewer improvement projects located in the North Linden community; to authorize the appropriation and transfer of \$239,4~4.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to authorize the expenditure of \$239,414~00 from the Ohio Water Pollution Control Loan Fund; to amend the 2002 Capital Improvements Budget for the Division of Sewerage and Drainage, and to declare an emergency. (\$239,414.00)

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities administered a contract with Evans, Mechwart, Hambleton and Tilton, Inc., to perform a comprehensive engineering evaluation of the sanitary and storm sewer infrastructure in order to determine the improvements necessary to reduce the street, yard, and basement flooding that has occurred in the Maize/Morse and North Linden communities; and

WHEREAS, the result of this infrastructure evaluation was the development of a prioritized listing of capital improvement projects that will

rehabilitate and improve the sanitary and storm systems serving the Maize/Morse and North Linden communities; of which this contract will provide construction plans and specifications for the Atwood Terrace/Lenore Avenue Sanitary Relief Sewer Project, Atwood Terrace/Northridge Rd. Sanitary Relief Sewer Project, Weldon Avenue Sanitary Relief Sewer Project, and the Lenore Avenue/Huy Road Sanitary Relief Sewer Project; and

WHEREAS, the Director of the Public Utilities requested detailed proposals from the firms of R. D. Zande & Associates, Inc., Inc., Pomeroy & Associates, Inc., and DLZ Ohio, Inc., for the aforementioned project services; and received these proposals on July 26, 2002; in accordance with the procurement provisions of Section 329.13 of the Columbus City Codes; and

WHEREAS, based upon an evaluation of these proposals utilizing predetermined criteria, a selection committee determined that R. D. Zande & Associates, Inc., submitted the best proposal for the required project services, to which the Director of the Department of Public Utilities concurred; and

WHEREAS, it is immediately necessary to both appropriate funds from the Sewer System reserve Fund and to transfer said funds into the Ohio Water Pollution Control Loan Fund; in order to temporarily fund this expenditure, until such time as the City sells notes or bonds for the above stated purpose and reimburse the Sewerage System Reserve Fund;

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it has been determined necessary for this Council to authorize the Director of Public Utilities to award a professional engineering services contract for purposes of providing the aforementioned services; to authorize the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund to the Water Pollution Control Loan Fund; and to amend the 2002 Capital Improvements Budget, in order to fulfill the project schedule commitments contained within the Consent Order executed between the City of Columbus and the Ohio Attorney Generals Office for the preservation of the public, health, peace, and safety, now, therefore

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

Section 1. That from the unappropriated monies in the Sewerage System Reserve Fund 654, 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 \$239,414.00 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05, Object Level One 10, Object Level Three 5502, OCA Code 901553.

Section 2. That the City Auditor is hereby authorized to transfer \$239,414.00 to the Ohio Water Pollution Control Loan Fund No~ 666, into the appropriate project accounts as specified within Section 3 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

Section 3. That \$239,414.00 is hereby appropriated for the following sanitary sewer system projects in the specific capital fund as follows:

Fund No.	Div. No.	OCA Code	Object Level 3	Project	Title	Amount
666	60-05	666650	6676	650650	Atwood Terrace/Lenore Ave. San. Relief	\$50,273.00
666	60-05	666651	6676	650651	Atwood Terrace/Northridge Rd. San. Relief	\$61,566.00
666	60-05	666656	6676	650656	Weldon Avenue Sanitary Relief Sewer	\$50,904.00
666	60-05	666657	6676	650657	Lenore Avenue/Ho Road San. Relief.	\$76,671.00

Section 4. That upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sewerage System Reserve Fund the amount transferred under Section 2., above, and said funds are hereby deemed appropriated for such purpose.

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

Section 6. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with R.D. Zande & Associates, Inc., 1237 Dublin Road, Columbus, Ohio 43215, in connection with the capital improvements projects identified within the preamble hereto, in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 7. That for the purpose of paying the cost of the professional engineering services contract the expenditure of \$239,414.00, or as much thereof as may be needed, be and the same is hereby authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	664	6676	650650	666650	\$50,273.00
60-05	664	6676	650651	666651	\$61,566.00
60-05	664	6676	650656	666656	\$50,904.00
60-05	664	6676	650657	666657	\$76,671.00

Section 8. That the 2002 Capital Improvements Budget Ordinance No.1674-02 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a professional engineering service contract award as referenced in the preamble hereto:

CURRENT:

Project CIP No.	Project Title	2002 Budget Amount
650650	Atwood Terrace/Lenore Ave. San. Relief	\$ 0
650651	Atwood Terrace/Northridge Rd. San. Relief	\$ 0
650656	Weldon Avenue Sanitary Relief Sewer	\$ 0
650657	Lenore Avenue/Huy Road San. Relief	\$22,409
	TOTAL	\$22,409

TO:

Project CIP No.	Project Title	2002 Budget Amount	Change Amount
650650	Atwood Terrace/Lenore Ave. San. Relief	\$50,273	\$50,273
650651	Atwood Terrace/Northridge Rd. San. Relief	\$61,566	\$61,566
650656	Weldon Avenue Sanitary Relief Sewer	\$50,904	\$50,904
650657	Lenore Avenue/Huy Road San. Relief	\$76,671	\$54,262
	TOTAL	\$239,414	\$217,005

Section 9. 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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0544-03

To repeal existing Section 2329.11 of the Columbus City Codes, 1959, which regulates noise in the City of Columbus; to enact a new Section 2329.11 which includes a per se violation; and to declare an emergency.

WHEREAS, it is the objective of the City Of Columbus to promote the peace and quiet enjoyment of residential neighborhoods; and

WHEREAS, a court of competent jurisdiction has declared current Section 2329.11(C) to be unconstitutionally vague; said finding is currently pending appeal and the City is unable to enforce current Section 2329.11(C); and

WHEREAS, there are presently limited remedies available to the City of Columbus to promote these goals of peace and quiet enjoyment of residential neighborhoods; and

WHEREAS, proposed Section 2329.11 will allow for the immediate enforcement of noise violations in areas zoned residential using a clearly objective standard; and

WHEREAS, it is the objective of the City Of Columbus to provide the most efficient delivery of city services possible to its neighborhoods; and

WHEREAS, it is deemed necessary and advisable to undertake the aforementioned actions for the preservation of the public health, peace, property, safety and welfare;

WHEREAS, an emergency exists in the usual daily operation of the Department of Law in that it is immediately necessary to enact proposed 2329.11 of the Columbus City Code, 1959, and to repeal existing Section 2329.11; Now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Columbus City Code, 1959, is hereby supplemented through the enactment of new Section 2329.11 which shall read as follows:

2329.11 Community noise.

(A) Definitions. All definitions/terminology used in this chapter, not defined below, shall be in conformance with applicable standards of the American National Standards Institute (ANSI) or its successor body. For the purpose of this chapter certain words and phrases used herein are defined as follows:

- (1) "Auditory Device" means any device that can be used to create a sound that can be heard.
- (2) "Average sound level" means a sound level typical of the sound levels observed at a certain place during a given period of time averaged by the general rule of combination for sound levels, said general rule being set forth in ANSI specifications for sound level meters. Average sound level is also called equivalent continuous sound level.
- (3) "Decibel" means a unit for measuring the intensity of a sound, equal to 20 times the logarithm to the base 10 of the ratio of the pressure of the sound measured to the reference pressure, which is 20 micropascals. Decibel is denoted as
- (4) "Device" means any system or machine devised or constructed to perform one or more tasks.
- (5) "Emergency work" means any work performed for the purpose of preventing or alleviating the physical trauma or property damage threatened or caused by an emergency.
- (6) "Health Commissioner" means the Health Commissioner of the City of Columbus or his authorized representative.
- (7) "Musical Instrument" means any device designed to produce music.
- (8) "Land use category" means those land uses defined and established by the Zoning Code and all subsequent changes and additions.
- (9) "Loud or raucous noise" means any noise or sound that emanates in such manners and/or volume and is of such intensity, character and duration to be offensive or disturbing to a person of ordinary sensibilities.
- (10) "Machine" means any system or device together with its power source and auxiliary equipment used to accomplish a specific objective.
- (11) "Person" means any public corporation, private corporation, individual, firm, partnership, association, or other entity.
- (12) "Property line" means the line along the ground surface, and its vertical extension, which separates the real property owned, rented, leased, or occupied by one or more persons from that owned, rented, leased or occupied by another person and the imaginary line which represents the legal limits of property of any person who owns, rents, leases, or otherwise occupies an apartment, condominium, hotel or motel room, or any other type of occupancy.
- (13) "Property zoned residential" means any area zoned or utilized for residential purposes.
- (14) "Safety Director" means the Director of the Department of Public Safety of the City of Columbus or authorized representative.
- (15) "Sound amplification system" means any device used for the amplification of the human voice, music, or other sound and includes, but is not limited to, any radio, tape player, compact disc player or loud speaker.
- (16) "Stationary sound source" means a machine or device capable of creating a noise level at the property upon which it is regularly located, including, but not limited to standing motor vehicles, industrial and commercial process machinery and equipment, pumps, fans, air-conditioning apparatus or refrigeration machines.
- (17) "Warning device" means any device, which signals an unsafe or potentially dangerous situation.

(B) Sound levels for land use districts.

- (1) The maximum allowable hourly average sound level, emitted from any stationary sound source, auditory device, or sound amplification system shall not exceed the limits set forth in Table I for the respective categories of receiving land use. The actual sound level shall be determined during any measurement period, which shall not be less than sixty (60) consecutive minutes, and shall be measured at the property boundary affected by the sound.

Receiving Land Use Category	Time	1 hr. Average Sound Level (dBA)
Institutional	10p.m. - 7 a.m.	60
	7a.m. - 10 p.m.	65
Residential (all categories)	10 p.m. - 7 a.m.	60
	7 a.m. - 10 p.m.	65
Commercial	10 p.m. - 7 a.m.	70
	7 a.m. - 10 p.m.	75
Manufacturing	Anytime	80

(2) New Structures and Development. Prior to the approval of a zoning change, the noise impact of the zoning change may be reviewed by the Director of the Department or his designee, identifying existing and projected noise sources and their associated sound level. Such review shall include, but is not limited to, air transportation and land transportation noise sources as well as stationary noise sources. Adequate control measures may be recommended to mitigate the impact of those identified noise sources to effect compliance with this code.

(C) Prohibited sounds:

(1) No person shall make or allow to be made any unreasonably loud and/or raucous noise in such a manner or at such a volume as to disturb the quiet, comfort, or repose of a person of ordinary sensibilities. Strict liability is intended to be imposed for this section.

(2) In addition to the prohibition set out in (C)(1), the following specific acts are declared to be in violation of this ordinance:

(a) No person shall operate or permit the operation of any sound amplification system, auditory device, or stationary sound source from real property that is zoned residential in a manner as to be heard at a distance of 50 feet beyond the property line of the property from which the sound emanates. Strict liability is intended to be imposed for this section.

(b) Where there are two or more residential units contained within one structure within a property zoned residential, no person shall operate or permit the operation of any sound amplification system, auditory device, or stationary sound source in a manner as to be heard within said structure at a distance of 25 feet beyond the property line of the residential unit from which the sound emanates. Strict liability is intended to be imposed for this section.

(c) Where there are adjoining properties that are zoned residential, each of which has a residential unit, and where the residential units are located within 50 feet of one another, no person shall operate or permit the operation of any sound amplification system, auditory device, or stationary sound source in a manner as to be heard at a distance of 25 feet onto the adjoining residential property. Strict liability is intended to be imposed for this section.

(D) Special provisions (exemptions).

(1) The provisions of Section 2329.11 shall not apply to the following:

(a) The emission of sound for the purpose of alerting persons to the existence of an emergency, or the emission of sound in the performance of emergency work.

(b) Warning devices necessary for the protection of public safety.

(c) Outdoor gatherings, public dances, shows, and sporting and entertainment events, provided these events are conducted pursuant to a permit or license issued by the Section of Licensing. Public works projects as authorized by the State and/or other political subdivisions.

(d) The emission of sound from property zoned residential that is periodically generated by activities required to maintain the property in compliance with housing, building, zoning, fire, safety, health or sanitation codes and which occurs between the hours of 7 a.m. to 10 p.m.

(E) Inspection.

(1) The appropriate authority may inspect upon consent, at any reasonable time and in a reasonable manner, any device or mechanism, which creates any disturbing noise, including but not limited to the premises where such device or mechanism is used.

(2) If entry to the premises is denied or refused, the appropriate authority shall obtain an inspection warrant from a court of competent jurisdiction.

(F) Variance Procedure

(1) Any person who violates any provision of Section 2329.11 (B)(1) and (2) not covered by permit or license, may file an application with the Columbus Board of Health for a variance.

The Board of Health may grant a variance in a specific case and from a specific provision of any regulation, order or notice subject to appropriate conditions and provided the Board makes specific findings of fact based on evidence relating to the following:

(a) That there are practical difficulties or unnecessary hardships in carrying out the strict letter of any regulation, order or notice; and

(b) That the effect of the application of the provisions would be arbitrary in the specific case; and

(c) That an extension would not constitute an appropriate remedy for these practical difficulties or unnecessary hardships and this arbitrary effect; and

(d) That such variance is in harmony with the general purpose and intent of the Board in securing the public health, safety and general welfare.

The application shall be accompanied by a fee in the amount of one hundred dollars (\$100). A separate application shall be filed for each noise source; however, several mobile sources under common ownership, or several fixed sources on a single property may be combined into one application. Upon receipt of said application and fee, the Board will render a decision within 30 calendar days.

(2) Any person who violates any provision of Section 2329.11 other than those specified in 2329.11(F)(1) which is not covered by permit or license may file an application with the Director of Public Safety for a variance. The applicant shall set forth all actions taken to comply with said provision, the reasons why compliance cannot be achieved, the proposed method for achieving compliance, and the proposed time schedule for its accomplishment.

The application shall be accompanied by a fee in the amount of one hundred dollars (\$100). A separate application shall be filed for each noise source; however, several mobile sources under common ownership, or several fixed sources on a single property may be combined into one application. Upon receipt of said application and fee, the Safety Director will render a decision within 30 calendar days.

(G) Issuance of orders.

(1) The Health Commissioner, Safety Director or their designee may issue orders requiring the abatement of all violations of this chapter and the correction of any condition, which may result in a violation of this chapter. Failure to act upon such order within the time limit set forth therein or within the time extension granted by the Commissioner, Director or their designee, may result in revocation of any existing permit issued under this chapter.

(H) Severability. If any provision of this chapter is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.

(I) Penalty.

(1) Whoever violates division (C)(1) of this section is guilty of Unreasonably Loud and/or Raucous Noise. Except as otherwise provided in this division, Unreasonably Loud and/or Raucous Noise is a minor misdemeanor. If the offender persists in making or allowing to be made Unreasonably Loud and/or Raucous Noise after reasonable warning or request to desist within a twelve (12) hour period, Unreasonably Loud and/or Raucous Noise is a misdemeanor of the fourth degree.

(2) Whoever violates division (C)(2) of this section is guilty of Prohibited Sound. Except as otherwise provided in this division, Prohibited Sound is a minor misdemeanor. If the offender persists in operating or permitting the operation of a sound amplification system, auditory device, or stationary sound source in violation of the prohibitions contained in division (C)(2) after reasonable warning or request to desist within a twelve (12) hour period, Prohibited Sound is a misdemeanor of the fourth degree.

(3) If the offender has previously been convicted of a violation of C.C.C. section 2329.11, a violation of this section is a misdemeanor of the fourth degree.

Section 2. That existing Section 2329.11 of the Columbus City Codes, 1959, be repealed.

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 April 07, 2003, Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD NO. 0548-03

To authorize the Public Service Director to make payment to the Gateway Area Revitalization Initiative for construction costs for the improvement of North High Street from Ninth Avenue to Chittenden Avenue for the Transportation Division, to authorize the expenditure of \$2,950,000.00 from the 1995, 1999 Voted Streets and Highways Fund for the Transportation Division. (\$2,950,000.00)

WHEREAS, the City has identified the need for and proposes the improvement of the portion of roadway defined by the limits of the Gateway Area project, and

WHEREAS, the December 23, 1999 Economic Development Agreement (the "EDA") between the City and Gateway Area Revitalization Initiative ("GARI") provides that the City is to enter into a Capital Improvements Project Design and Reimbursement Agreement (the "Design Agreement") and a Capital Improvements Project Development and Reimbursement Agreement (the "D & R Agreement") with GARI in order to provide for the efficient construction of certain necessary public improvements (the "Public Improvements Work") in the Gateway Public Improvements Area defined in the EDA, and

WHEREAS, the EDA provides that the City is to pay for or reimburse GARI for all of the design and construction costs incurred in undertaking the Public Improvements Work up to a total of \$5,000,000.00, and

WHEREAS, on December 9, 2002, by Ordinance No. 1912-02, the City authorized the expenditure of up to \$550,000.00 for such payments and reimbursements in connection with the design and engineering of the Public Improvements Work, and

WHEREAS, it is now necessary for the City to authorize the expenditure of an additional \$2,950,000.00 for such payments and reimbursements in connection with the initial construction of the Public Improvements Work, leaving expenditure of the \$1,500,000.00 balance of the \$5,000,000.00 commitment to be authorized in the future, and, 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 reimburse the Gateway Area Redevelopment Initiative, 1824 North High Street, Columbus, Ohio 43201, in an amount not to exceed \$2,780,000.00 for the Transportation Division in accordance with the terms of the city's Capital Improvements Project Development and Reimbursement Agreement with said Initiative and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$170,000.00.

SECTION 2. That for the purpose of paying the cost of said reimbursement and construction inspection, the sum of \$2,950,000.00 or so much thereof as may be needed be and hereby is authorized to be expended from the 1995, 1999 Voted Streets and Highways Fund, Fund 704, Transportation Division, Department No.59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 530051, Project 530051.

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

Passed as amended April 07, 2003, Matthew D. Habash, President of Council / Approved as amended April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RESOLUTIONS**RES NO. 073X-03**

To recognize the week of April 21-27, 2003 as the 25th anniversary of the African American Heritage Festival.

WHEREAS, The theme of the celebration this year is "AHALI" Bringing Back to the Family; and

WHEREAS, The African American Heritage Festival started as a block party sponsored for Ohio State University students 25 years ago and today the event attracts 30,000 to 40,000 people; and

WHEREAS, The African American Heritage Festival creates the opportunity to design an overall program that truly celebrates African American Culture; and

WHEREAS, The African American Heritage Festival highlights numerous activities throughout the week including a Student Leadership Forum, the 16th Annual Pan-Hellenic Black Greek Step Show, the "AHALI" Gospel Concert Celebration, as well as numerous other events; and

WHEREAS, A major goal of the African American Heritage Festival 25th Anniversary is to create solidarity; and

WHEREAS, The consistent message of the Festival is of respect for each other, community, the City of Columbus, HESHIMA, FAHARI, and this year AHALI; now, therefore,

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

That this council does hereby recognize the week of April 21-27, 2003 as the 25th anniversary of the African American Heritage Festival.

Adopted April 07, 2003 Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

RES NO. 074X-03

To declare April 6th to 12th, 2003 American Home Week in Columbus, Ohio

WHEREAS, with property ownership comes the need to protect our private property right; and

WHEREAS, with these rights often comes the desire to improve property - whether homes, farms, shopping centers, industrial plants or office buildings - and by so doing, enhance the value of such property; and

WHEREAS, as citizens of Columbus, Ohio we also should be mindful of this value, not only in a monetary sense, but in the sense of the inherent worth of property as it pertains to the enjoyment of life locally; and

WHEREAS, each year, REALTORS® - members of the National Association of REALTORS® - call attention to the importance of private property rights by celebrating American Home Week; and

WHEREAS, each year the Columbus Board of REALTORS® will emphasize the value of home ownership and other property ownership, as well as property improvement within the community; therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That April 6-12, 2003 be American Home Week to remind all citizens of their freedom to own private property, the importance to protect the rights that accompany this ownership and their awareness of improving such property.

Adopted April 07, 2003 Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

RES NO. 075X-03

To recognize and congratulate the children of Amethyst for the publication of their very powerful book titled, "When Mommy Drinks Drugs."

Whereas, Amethyst provides alcohol and drug treatment, permanent and transitional housing, and trauma services to women and their children; and

Whereas, these women are survivors of homelessness, poverty, physical and emotional abuse; and

Whereas, Many children have witnessed or have been affected by their mothers' trauma, and many more children were victims of abuse themselves; and

Whereas, "When Mommy Drinks Drugs," has given these children a voice to express their feelings and experiences related to their mothers' addictions; and

Whereas, it is our hope that this book will help other children whose wives are touched addiction to heal and help the adults in their lives understand the pain of addiction from the perspective of a child; now therefore,

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

That this Council does hereby congratulate the children of Amethyst for the publication of their very powerful book titled "When Mommy Drinks Drugs."

Adopted April 07, 2003 Matthew D. Habash, President of Council / Approved April 08, 2003 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, 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 04/17/03

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 04/22/03

BID FOR RENOVATION OF THE FUEL OIL TANK AT 1250 FAIRWOOD AVENUE

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 RENOVATION OF THE FUEL OIL TANK AT 1250 FAIRWOOD AVENUE.

A pre-bid meeting will be held Thursday, April 17, 2003 at 10:00 a.m., at 1250 Fairwood Avenue, South side, by antenna tower. The work for which bids are invited consist of installation of a new fuel tank, concrete pad and pipe up to the existing generator system.

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 14, 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: RENOVATION OF THE FUEL OIL TANK AT 1250 FAIRWOOD AVENUE.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL. PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

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

LINDA K. PAGE, DIRECTOR PUBLIC SERVICE DEPARTMENT

JOHNNY B. SCALES, ADMINISTRATOR DIVISION OF FACILITIES MANAGEMENT

(04/12/03)

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

**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)

**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 in. 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 I-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 S. Main St., Findlay, Ohio 45840
 Property Owner: Speedway/SuperAmerica, L.L.C., 539 S. 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

Does the bidder propose to engage subcontractors to comply with M-5 (above)?
 yes no

MANDATORY FACTORS (continued)

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 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.)

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)

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

HISTORY AND EXPERIENCE FACTORS (continued)

HE-12 – Completed Projects (continued)

2. Second 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

3. Third 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	

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**

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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

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	%
---------------	---	---------------	---

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.

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.

Table with 1 column and 8 rows for listing OSHA 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: [Empty box]

If yes, please provide the EMR for this current year and for the two most recent prior years:

Table with 4 columns: EMR for, CURRENT YEAR, LAST YEAR, YEAR BEFORE LAST. Rows include Name of Home State, Interstate, and Other State Name.

If the above table is blank, have you attached this information?
 yes no

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)

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.06 TRAFFIC CONTROL SIGNALS

A traffic control signal shall be removed at the following location:

Fifteenth Avenue at Fourth Street

(Approved by the Traffic and Transportation Commission on 12/10/2002)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: Linda K. Page, Public Service Director

(04/12/03)

**CIVIL SERVICE COMMISSION
NOTICE**

During its regular meeting held on Monday, March 31, 2003, the Civil Service Commission passed motions to create the following classifications and to amend Commission Rule XI to reflect the appropriate probationary periods:

Class Code	Title	Probationary Period
3154	Nature Programs Developer	365 Days
3155	Nature Programs Administrative Manager	365 Days

The amendment will be effective upon publication.

(04/12/03)

**APPEALS AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS
APRIL 22, 2003**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on TUESDAY, APRIL 22, 2003 at 6:00 P.M. in the First Floor Hearing Room of the Building Services Division Offices, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building and Development Services Section, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter to "Sign" this meeting will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

- 03312-00003
1101 N. 4TH STREET
Italian Village
C-4, Commercial

To Appeal Zoning Code Violation Order No. 03470-00512 issued on 1/31/2003 for:

- 3305.01, Certificate of Zoning Clearance Required
- 3392.04/3389.02/3389.07 -Special Permit Required
- 3392.02, Junk Yard/Salvage Yard License Required
- 3355.02, C-4 Commercial District Permitted Uses

Code Enforcement Officer: Sam Harachis

Code Enforcement Officer Phone: 645-5992

Appellant: Carol J. Guiler, 355 Cherokee Drive, Canal Winchester, Ohio 43110

Owner: G. Scott Guiler, 355 Cherokee Drive, Canal Winchester, Ohio 43110

(04/12/03; 04/19/03)

**AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS, OHIO
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THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

1. ODS No.: 03310-00006
 Location: 1495 & 1505 WEST FIFTH AVENUE (43212), located at the southwest corner of Broadview & W. 5th Aves.
 Area Comm./Civic: None
 Existing Zoning: C-4, Commercial District
 Request: Variance(s) to Section(s):
 3021 3342.18, Parking setback line.
 To reduce the required parking setback from 10 ft. to 4-1/2 ft. at 1505 W. 5th Ave.
 3021 3342.28, Minimum number of parking spaces required.
 To reduce the required number of parking spaces from 36 to 31 at 1495 W. 5th (5-spaces) and; from 44 to 33 at 1505 W. 5th Ave. (11-spaces).
 3021 3342.07, Drive-in stacking area.
 To reduce the required number of stacking spaces for two pick-up units from 12 to 5 (7-spaces) at 1505 W. 5th Ave.
 3021 3342.15, Maneuvering.
 To permit maneuvering within the 10 ft. parking setback to a distance of 4-1/2 ft. (5-1/2 ft.) from the Broadview Ave. right-of-way at 1495 W. 5th Ave.
 Proposal: To raze an existing strip shopping center and replace it with a pharmacy. Also, to put a patio addition onto a restaurant and re-configure the parking lot.
 Applicant(s): Michael D. Casale, c/o P. & L. Systems, Inc.
 171 Carrington Cross Dr.
 Westerville, Ohio 43081
 Property Owner(s): Fifth Investment Company
 8903 Lea Ct.
 Dublin, Ohio 43017
 Case Planner: Dave Reiss, 645-7973

2. ODS No.: 03310-00007
 Location: 4949 FREEWAY DRIVE EAST (43229), located at the northwest corner of Freeway Dr., S. & Freeway Dr. E.
 Area Comm./Civic: Northland Community Council
 Existing Zoning: M-1, Manufacturing District
 Request: Variance(s) to Section(s):
 3021 3365.21, Height and area regulations.
 To reduce the required building setback from 125 ft. from the center line of the right-of-way to 70 ft. from the center line of the right-of-way (55 ft.). (A setback of 41± ft. from the edge of the right-of-way.)
 Proposal: To construct a building addition to an existing beer distributorship.
 Applicant(s): C.D.C. Management Co.; c/o Jeffrey L. Brown
 37 W. Broad St., Suite 725
 Columbus, Ohio 43215
 Property Owner(s): Robertson Morse Road Realty Company, et al.
 500 W. Main St.
 Alliance, Ohio 44601
 Case Planner: Dave Reiss, 645-7973

3. **POSTPONED**
 ODS No.: 03310-00008
 Location: 79 EAST 12TH AVENUE (43201), located on the south side of E. 12th Ave., approximately 200 ft. west of Indianola Ave.
 Area Comm./Civic: University Review Board & University Area Commission
 Existing Zoning: AR-4, Apartment Residential District District
 Request: Variance(s) to Section(s):
 3021 3333.24, Rear yard.
 To reduce the required rear yard area from 25% of the total lot area to 15.7% of the total lot area (a reduction of 9.3%).
 3021 3342.28, Minimum number of parking spaces required.
 To reduce the required number of parking spaces from 44 to 0.

- 3021 3372.564, Parking.
To increase the lot area devoted to parking and maneuvering from 35% to 38%.
- 3021 3372.562, Landscaped area and treatment.
To provide 2.8% of the lot area in landscaping while 5% is required.
To not provide four (4) shade trees in the rear yard.
- Proposal: To construct a sanctuary addition to an educational facility.
Applicant(s): Michael Karpinski, A.I.A.
86 Hidden Ravines Dr.
Powell, Ohio 43065
- Property Owner(s): Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints
50 E. N. Temple St.
Salt Lake City, Utah 84150
- Case Planner: Dave Reiss, 645-7973
4. ODS No.: 03310-00010
Location: 174 EAST 3RD AVENUE (43201), located at the northeast corner of East 3rd Avenue and Hamlet Street
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
3021 3332.05, Area District lot width requirements
To reduce the width of a lot from 50 feet to 33.25 feet.
3021 3332.21, Building lines
To reduce the building line from 10 feet to not less than 5 feet along East 3rd Avenue.
3021 3332.27, Rear yard
To reduce the rear yard from 25% of the total lot area to 18%.
3021 3332.30, Vision clearance
To reduce the clear vision triangle at an intersection.
3021 3342.15, Maneuvering
To allow a parking space not to have sufficient access and maneuvering area.
- Proposal: To construct a single-family dwelling with a two-car attached garage.
Applicant(s): Kent V. Thompson
1469 Roxbury Rd.
Columbus, OH 43201
- Property Owner(s): Applicant
Case Planner: Denise Powers, 645-1788
5. ODS No.: 03310-00011
Location: 725 DEXTER AVENUE (43204), located on the west side of Dexter Avenue at its southern terminus.
Area Comm./Civic: Greater Hilltop Area Commission
Existing Zoning: R, Rural District
Request: Variance(s) to Section(s):
3021 3332.21, Building lines
To reduce the building line from 25 feet to 2± feet along Dexter Avenue.
3021 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot, or 7.65± feet, to 18±%, or 7 feet.
3021 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 7.5 feet to 4 feet along the north side of the dwelling, and from 7.5 feet to 3 feet along the south side.
- Proposal: To construct an addition around the front and both sides of the dwelling.
Applicant(s): General & Mary L. Jones
570 Dexter Av.
Columbus, OH 43204
- Property Owner(s): Applicants
Case Planner: Denise Powers, 645-1788
6. ODS No.: 03310-00012
Location: 2499 HOOSE DRIVE (43123), located on the west side of Hoose Drive, 170± feet north of Bridgehill Drive.
Area Comm./Civic: Westland Area Commission
Existing Zoning: L-R-2, Limited-Residential District
Request: Variance(s) to Section(s):
3021 3332.27, Rear yard
To reduce the rear yard from 25% of the total lot area to not less than 22%.
- Proposal: To construct a sunroom addition to the rear of the dwelling.
Applicant(s): Gilbert & Brenda Griggs
2499 Hoose Dr.
Columbus, OH 43123
- Property Owner(s): Applicants
Case Planner: Denise Powers, 645-1788
7. ODS No.: 03310-00013
Location: 8816 CREVE COEUR LANE (43065), located on the east side of Creve Coeur Lane, 250± feet north of Smoky View Boulevard.
Area Comm./Civic: Far Northwest Coalition

Existing Zoning: R-2F, Residential District
 Request: Variance(s) to Section(s):
 3021 3332.21, Building lines
 To reduce the platted building line from 25 feet to 12 feet along Creve Coeur Lane.
 Proposal: To construct a two-car attached garage.
 Applicant(s): Andrew J. Bates
 8816 Creve Coeur Lane
 Powell, OH 43065
 Property Owner(s): Applicant
 Case Planner: Denise Powers, 645-1788

RECONSIDERATION ITEM:

8. **POSTPONED**

ODS No.: 02310-00085
 Location: 1634 WEST 3RD AVENUE (43212), located on the north side of West 3rd Avenue, 50± feet west of North Star Avenue.
 Area Comm./Civic: None
 Existing Zoning: AR-1, Apartment Residential District
 Request: Variance(s) to Section(s):
 3021 3333.22, Maximum side yard required
 To reduce the sum of the widths of each side yard from 20% of the width of the lot, or 10 feet, to 16%± of the width of the lot, or 8.3± feet.
 3021 3333.23, Minimum side yard permitted
 To reduce the minimum side yard from 5 feet to 3.3± feet along the west side of the dwelling.
 Proposal: To raze an existing two-story two-family dwelling and redevelop the site with a 2-1/2 story three-family dwelling.
 Applicant(s): Aaron Saez
 3270 Kioka Av.
 Upper Arlington, OH 43221
 Property Owner(s): Clonan Inc.
 3021 International Dr.
 Columbus, OH 43228
 Case Planner: Denise Powers, 645-1788

(04/12/03; 04/19/03)

**PUBLIC NOTICE
 UNIVERSITY AREA REVIEW BOARD MEETING
 APRIL 24, 2003**

A meeting of the University Area Review Board will be held on Thursday, April 24, 2003. It will begin at 3:30 p.m. at 1824 N. High Street to hear conceptual designs for the Gateway Project. Remaining agenda items will be heard at 6:15 p.m. at the Northside Branch Library, 1423 North High Street. For further information, call 645-8654.

(04/12/03; 04/19/03)

**PUBLIC HEARING
 BY COLUMBUS CITY COUNCIL**

The following Rezoning/Variance Ordinances will be heard by City Council on *Monday, April 21, 2003* at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 0549-03 Z02-099 To rezone 5672 BROADVIEW ROAD (43230), being 1.00± acres located on the north side of Broadview Road, 140± feet east of Boulder Dam Drive, From: R, Rural District, To: R-2F, Residential District.
- 0550-03 Z02-105 To rezone 3699 GENDER ROAD (43110), being 4.34± acres located on the west side of Gender Road, 450± feet south of Upperridge Drive, From: CPD, Commercial Planned Development District, To: L-AR-12, Limited Apartment Residential District.
- 0551-03 CV03-005 To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment Residential District Use; 3333.255, Perimeter Yard; and 3342.28(A)(3), Minimum Number of Parking Spaces Required; for property located at 309 NORTH GOULD ROAD (43209), to permit housing for the elderly with a reduced perimeter yard in the AR-1, Apartment Residential District.
- 0552-03 CV02-065 To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.15, R-4, Area District Requirements; 3332.18(E), Basis of Computing Area; 3332.19, Fronting; 3332.21, Building Lines; 3332.25, Maximum Side Yard Required; 3332.26, Minimum Side Yard Permitted; and 3332.27, Rear Yard; of Columbus City Codes, for the property located at 110 BUTTLES AVENUE (43215), to permit a four-unit dwelling and a three-unit dwelling on one lot with reduced development standards in the R-4, Residential District.

(04/12/03; 04/19/03)

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.